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**SUMMARY:** As part of the budget bill, NC General Statute 110-86(3)b defining “family child care homes” (FCCH) and NC General Statute 110-91(7)(b) regarding FCCH capacity was revised. This revision increased the maximum capacity of children a family child care home operator is permitted to provide care for. The new standards exceed what is currently permitted under the City’s Zoning Ordinance.

Both family child care homes and child care centers are required to be licensed by the Division of Child Development and Early Education within the NC Department of Health and Human Services. Part of the process to obtain a license requires that the child care facility (home or center) comply with all local ordinances. This proposed zoning text amendment would align with these licensing requirements and allow child care home operators the ability to increase the maximum capacity of children thereby increasing child care options within the City.

Staff is also proposing to amend the definition for child care center to align with the state statute definition and capacity requirements. After reviewing the revisions made to family child care homes, staff also reviewed the existing state statutes for child care centers and determined that the current zoning ordinance definition should also be updated to reflect the state definition and capacity requirements for child care centers.

For these reasons, staff is proposing to amend the current definition for “child care homes” to meet the revised standards of NCGS 110-862(2) and NCGS 110-97(7)(b); and to amend the current definition for “child care center” to align with the state statute definition and state capacity requirements for child care facilities.

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| <b>PROJECT/PETITIONER NUMBER:</b> | P23-099-ZTA  |
| <b>PETITIONER NAME:</b>           | City of Hendersonville   |
| <b>ATTACHMENTS:</b>               | <ol style="list-style-type: none"> <li>1. Staff Report</li> <li>2. Planning Board Summary Report</li> <li>3. Draft Ordinance</li> <li>4. Revised G.S. 110-86(3) and G.S. 110-91(7)b</li> </ol> |