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COUNTY DEPARTMENT AGENDA REQUEST

Department/Division: Planning & Zoning/Community Dev.

Department Head: Peter A. Frisina

Presenter, if needed: Dennis Dutton/Peter A. Frisina

Preferred Meeting Date: Wednesday, December 3, 2008

Wording for the Agenda:

Discussion of the results of research by the Planning and Zoning staff regarding Personal Care Homes within a single-family dwelling.

Background/History/Details:

The Planning & Zoning Department and the Marshal's Office have received a number of inquiries about how one might establish a personal care home in their residence. Likewise, they have received some complaints when neighbors seem to be operating one. The definition of "Family" in the Zoning Ordinance states: "One or more persons occupying a single dwelling unit, provided that all persons are related by blood or marriage, or are lawful wards, and shall also include a group of persons, not exceeding four (4), living and cooking together as a single, nonprofit housekeeping unit. The members of said group need not be related by blood or marriage or be lawful wards, where said group is occupying a single dwelling unit." On 10/1/08, the BOC instructed Staff to study the issue further and report back to the BOC at a later date. P&Z Staff discussed legal issues with Attorney Bennett and also held a meeting the with Permits & Inspections Dept., Marshal's Office, and the Fire & EMS Department.

What action are you seeking from the Board of Commissioners?

Staff desires input/direction from the BOC regarding Personal Care Homes in a single-family dwelling.

If this item requires funding, please describe:

N/A

Has this issue come before the Commissioners in the past? Yes

If so, when? Wednesday, October 1, 2008

Do you need audio-visual for the presentation? No

Back-up Material Submitted? Yes

STAFF USE ONLY

Approved by Finance? Yes

Reviewed by Legal? Yes

Approved by Purchasing? Yes

Approved by Administrative Staff? Yes

Staff Notes

Administrator's Approval Yes

Confirmed Meeting Date Wednesday, December 3, 2008

- ○ Recognition/ Presentation
- ○ Public Hearing
- ◉ Old Business
- ○ New Business
- ○ Consent
- ○ Report
- ○ Other