



## ARLINGTON COUNTY, VIRGINIA

**County Board Agenda Item  
Meeting of April 16, 2011**

**DATE:** March 29, 2011

**SUBJECT:** U-3170-07-1 USE PERMIT REVIEW for a family day care for nine (9) children; located at 5809 5<sup>th</sup> Road S. (RPC# 21-028-077)

**APPLICANT:**

Isabel Torrico  
5809 5<sup>th</sup> Road S.  
Arlington, Virginia 22204

**CM RECOMMENDATION:**

Renew the family day care for nine (9) children, subject to the conditions in the staff report, with a County Board review in five (5) years (April 2016).

**ISSUES:** This is a three (3) year review of a use permit for a family day care and there are no known issues.

**SUMMARY:** This is a use permit review of a family day care for up to nine (9) children. The use permit was last renewed by the County Board in April 2008. Since approval, the family day care home has continued to operate in compliance with the use permit conditions, and staff has received no complaints from County agencies or citizens. Therefore, staff recommends that the use permit be renewed, subject to the conditions in the staff report, with a County Board review in five (5) years (April 2016).

**BACKGROUND:** This use permit was granted by the County Board in April 2007 and renewed in April 2008. The children in the applicant's care range in age from newborns to 13 year olds and the hours of operation of the family day care are from 6 a.m. until midnight, Monday through Saturday. These hours of operation permit the applicant to provide child care services for either special occasions or emergency situations. However, the applicant's typical hours are 7 a.m. to 10 p.m.

**DISCUSSION:** The family day care occupies approximately three rooms—two (2) on the first level (a large play room and a smaller bedroom) and one (1) in the basement (a large play room). An exit from the play room on the first floor leads to the enclosed rear yard. A driveway in the

County Manager:

*BMD/GA*

Staff: Marco Antonio Rivero, DCPHD, Planning Division  
Ben C. Harris, DHS, Child Care Office

8.

PLA-5870

front yard creates a safe area for parents to pick-up and drop-off children on-site, and additional street parking is available. Child Care Office staff has inspected the family day care and reports that the applicant is in compliance with all State and local codes.

**Since Use Permit Renewal (April 19, 2008):**

Use Permit Conditions: The family day care home operates in compliance with all use permit conditions.

Community Code Enforcement: The Code Enforcement Office reports that there are no issues regarding the continuation of this use.

Fire Marshal's Office: The Fire Marshal's Office has not expressed any issues or concerns regarding the continuation of this use.

Police Department: The Police Department reported no issues with this use permit.

Child Care Office: The Child Care Office has stated that it has no concerns regarding the family day care.

Civic Associations: Staff contacted the Glencarlyn Civic Association, and they have expressed no objections to this use permit.

**CONCLUSION:** This family day care home has operated in compliance with the approved use permit conditions. No issues or concerns regarding this use have been raised during this review. Therefore, staff recommends that the use permit be renewed, subject to the conditions in the staff report, with a County Board review in five (5) years (April 2016).

PREVIOUS COUNTY BOARD ACTIONS:

April 21, 2007

Approved use permit (U-3170-07-1) for a family day care home for nine (9) children, newborns to 13 years, Monday through Saturday, 6:00 a.m. until midnight with a review in one (1) year (April 2008).

April 19, 2008

Renewed use permit (U-3170-07-1) for a family day care home for nine (9) children, subject to the conditions in the staff report, with a review by the County Board in three (3) years (April 2011).

Approved Conditions:

1. The applicant agrees to meet the requirements of the Child Care Ordinance, Community Code Enforcement Office, Environmental Health Bureau, and the Fire Marshal's Office, including securing the appropriate assembly permit prior to the issuance of a Certificate of Occupancy.
2. The applicant agrees that parents of children receiving care shall escort their children both to and from the home at all times.
3. The applicant agrees that the hours of operation are Monday through Saturday from 6 a.m. until midnight.

**Marco Rivero**

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**From:** Pete Olivere [polivere@aol.com]  
**Sent:** Thursday, March 17, 2011 3:23 PM  
**To:** Marco Rivero  
**Cc:** gca\_exec@glencarlyn.org  
**Subject:** Use Permit Review (5809 5th Rd S Torrico Family Day Care)  
**Follow Up Flag:** Follow up  
**Flag Status:** Yellow

Marco

I brought this up at our association meeting on March 7 and had no concerns raised. We understand that the County staff has contacted the immediate neighbors directly.

Given the above, the Glencarlyn Citizens' Association has no objections to the extension of the Day Care permit for 5809 5th Rd S.

Peter Olivere  
President  
Glencarlyn Citizens' Association.

-----Original Message-----

From: Marco Rivero <Mrivero@arlingtonva.us>  
To: polivere@aol.com  
Sent: Mon, Mar 7, 2011 9:26 am  
Subject: April 2011 - Use Permit Review (Torrico Family Day Care)

Hello,

My name is Marco Rivero, a planner with the Arlington County Planning Office. I am writing to inform you of an upcoming use-permit review for a family day care home located at 5809 5th Rd S under the Use Permit # U-3170-07-1. This particular family day care home is for nine (9) children and was last renewed April 19, 2008. The use-permit will be considered for renewal by the County Board in April 2011. As of today, there have been no issues or outstanding violations reported on this site. Currently, the Arlington County Child Care office reports no outstanding issues with this use.

Are there any issues that you or the members of the Glencarlyn Citizens' Association may have with this family day care home? I will send you a copy of the staff report presented to the County Board on April 19, 2008 documenting the history of this use-permit. This will provide you more thorough information about the site. Thank you for your cooperation!

Marco

**Marco Antonio Rivero**

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03/17/2011



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**U-3170-07-1 USE PERMIT REVIEW**  
**5809 S. 5th Rd.**  
**(RPC #21-028-077)**

Note: These maps are for property location assistance only.  
 They may not represent the latest survey and other information.

