



Establishing a Child Daycare Facility in the City of Maryville

What is a Child Daycare Facility?

The 2018 International Building Code defines a Child Daycare as a facility that provides supervision and personal care for children on a less than 24 hour basis in a location by individuals other than parents or guardians, relatives by blood, marriage or adoption and in a place other than the home of the child. Excluded from this definition are those businesses or religious institutions, which provide incidental daycare service for children while the parents or guardians are on the premises (IBC305.2.1).

Child Daycare facilities are classified by the number and ages of persons served as well as the capability of the children for self-preservation (ability to exit the building by themselves with minimal intervention, such as verbal orders from staff members). The building and life safety code requirements are based on these factors.

Can I have a Child Daycare in my home?

You may keep up to 5 children (2018 Life Safety Code NFPA 101) that are not related to you in your home (dwelling unit) without being considered a regulated Child Daycare, however, a Business License and a Home Occupation Permit is required. A Child Day-care with more than 3 children must meet all requirements whether located in your home or some other building(NFPA 16.6.1.1.2)

What is required to operate a Child Daycare?

To operate a Child Daycare facility you must obtain the following from the City of Maryville:

1. A Special Exception approval from the Board of Zoning Appeals (contact the Development Services Department, Planning Division at 865-273-3500 for information)
2. A Business License and/or a Home Occupation Permit from the City of Maryville (contact the Financial Services Department at 865-273-3480)
3. A Certificate of Occupancy and /or Building Permits from the Development Services Department, Codes Enforcement Division (contact the Codes Enforcement Division at 865-273-3500 for information)
4. Annual inspection from Maryville Fire Department (865-273-3655)

What specific code requirements are there for Child Daycare facilities?

There are many building and life safety code requirements for Child Daycare facilities. Each applicable code classifies Child Daycare facilities by the number, ages of persons served and the capability of the children for self-preservation. Additional requirements such as the building construction, proximity to property lines, accessibility to persons with physical impairments, etc. also apply. A Tennessee registered architect is required to prepare plans or other documents to indicate compliance with the codes and regulations. The architect can help determine what makes the most practical sense on the intended facility while applying the requirements. Some general examples (not an exhaustive list) of issues that may or may not apply are:

- Building size (height and areas for occupancy use),
- Building type of construction,
- Fire-resistance rated construction,
- Interior finishes (types of materials on walls, ceilings and floors),
- Fire protection systems (fire sprinkler systems, fire alarms, smoke detectors, etc.),
- Means of egress,
- Accessibility for individuals with physical impairments,
- Interior environment (ventilation, lighting, temperature control, space dimensions, etc),
- Structural adequacy,
- Monthly fire drills,
- Glazing, and
- Plumbing fixture requirements.

Which zoning districts allow Child Daycare facilities?

Child Daycare facilities are permitted in multiple zoning districts. Contact the City of Maryville Planning staff at 865-273-3500 for more information.

Other agencies that may have requirements for Child Daycare facilities are:

- The Blount County office of the State of Tennessee Department of Human Services 303 Home Ave. Maryville, TN (865-981-2350)
- Business License from Blount County (865-273-5800)

OCCUPANCY CLASSIFICATION OF CARE FACILITIES

LESS THAN 24-HOUR CARE (IBC)

Type of care or service	Age and capability of occupants	Types of facilities	1-5 In a dwelling unit	1-5 occupants	6 or more occupants
Educational, supervisory, or personal care services	Older than 2 ½ years and 12th grade or younger	Day care, Childcare	R-3 Sec. 305.2.3	Same of primary occupancy of Building Sec. 305.2.1 and 305.2.2	Eb
Custodial care	2 ½ years or less and older where incapable of self preservation	Day Care, Adult Care	R-3 Sec. 308.5.4	Same of primary occupancy of Building Sec. 308.5.2 & 308.5.3	I-4b, c Sec. 308.5

- a. See IBC 202 for definitions of personal care and custodial care
 b. Rooms or spaces within places of religious worship; classified as part of primary occupancy—usually A-3.
 c. Floors in day care facilities where more than five but no more than 100 infants and toddlers (i.e., children 2½ years or younger in age) can be classified as Group E, provided rooms used as such are on the level of exit discharge and have an exit door directly to exterior.