

**VILLAGE OF VERNON HILLS
ORDINANCE 2025-012**

AN ORDINANCE AMENDING APPENDIX C, ZONING, OF THE VERNON HILLS CODE OF ORDINANCES, ARTICLE 4, GENERAL REGULATIONS, SECTION 4.7.3, HOME OCCUPATIONS, RELATED TO HOME DAYCARE REGULATIONS

WHEREAS, the Village of Vernon Hills is a municipal corporation existing under the laws of the State of Illinois, and

WHEREAS, the Village of Vernon Hills, acting as the petitioner, filed a petition to amend the zoning code in order to revise the regulations associated with home daycares in order to require a Special Use Permit for home daycares seeking to provide care for seven (7) or more children; and

WHEREAS, the Planning and Zoning Commission held a public hearing, duly noticed, on January 22, 2025, and has recommended approval of the proposed amendment as documented in Exhibit A, Findings of Fact and Recommendation; and

WHEREAS, a related amendment, establishing a \$100 application fee for home daycare special use permits, has been drafted for the Board's consideration in a separate ordinance; and

WHEREAS, per the recommendation of the Committee of the Whole at its meeting on January 21, 2025, the application fee is to be waived for existing home daycares; and

WHEREAS, the President and Board of Trustees discussed the recommendation of the Planning and Zoning Commission at its meeting on February 4, 2025; and

WHEREAS, the President and Board of Trustees, having determined that the requested amendment is in the best interest of the Village of Vernon Hills and meets the relevant standards contained within the Zoning Code, hereby finds and adopts this ordinance amending the Zoning Code of the Village of Vernon Hills pursuant to its duty to regulate the uses of land within the Village of Vernon Hills.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, COUNTY OF LAKE AND STATE OF ILLINOIS:

SECTION I. The above recitals are hereby incorporated into and made part of this Ordinance.

SECTION II Appendix C, Zoning, of the Village of Vernon Hills Code of Ordinances, Article 4, General Regulations, Section 4.7.3, Home Occupations, 4, is hereby amended read as follows:

4.7.3.3. No more than one person who is not a member of the family residing on the premises shall be employed, **with the exception of day care homes that may require additional employees per State regulations;**

...

4.7.3.13. Day care homes are permitted, **subject to the following: when the operator is:**

1. **The home daycare is subject to the licensing requirements of the Department of Children and Family Services, and periodic inspections as may be required by the State and local fire marshals. Licensed in accordance with Illinois Child Care Act of 1969 (225 ILCS 10) Title 89 Chapter III Subchapter (e) Part 406.**

2. The licensed operator shall reside on the property where the home occupation is operated.
3. As a permitted accessory use, the maximum number of children served at one time, not including the operator's children, is six.
4. In order to care for seven (7) or more children, a Special Use Permit is required, subject to the procedures described in Article 18. The recommendation of the Planning and Zoning Commission may be to approve fewer children than requested if, in its determination, additional children would negatively impact adjacent properties or the subject property itself is not configured to accommodate additional children. In reviewing a home daycare special use petition, the Commission may consider factors such as: drop-off / pick-up configuration, proximity to other home daycares, availability of outdoor space, and comments from life safety inspections.

SECTION III. Application Fee. The application fee associated with the Special Use Permit application described in this Ordinance shall be \$100, matching the zoning variation fee for residential variations. Chapter 25, Comprehensive Fees and Penalties, is to be amended by separate ordinance. It is the intent of the Village to waive the application for current home daycare license holders for six (6) months following the adoption of this Ordinance.

SECTION IV. SEVERABILITY. In the event that any section, clause, provision, or part of this ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect. If any part of this ordinance is found to be invalid in any one or more of its several applications, all valid applications that are severable from the invalid applications shall remain in effect.

SECTION V. REPEAL AND SAVINGS CLAUSE. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions or causes of action which shall have accrued to the Village of Vernon Hills prior to the effective date of this ordinance.

SECTION VI. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

SECTION VII. ORDINANCE NUMBER. This ordinance shall be known as Ordinance Number 2025-012.

Adopted by roll call vote as follows:

AYES: 6 – Marquardt, Forster, Oppenheim, Takaoka, Byrne, Koch

NAYS: 0 - None

ABSENT AND NOT VOTING: 1 - Schenk


 Roger L. Byrne, Village President

PASSED: 02/04/2025

APPROVED: 02/04/2025

ATTEST: 02/04/2025


 Kevin Timony, Village Clerk



EXHIBIT A

Planning and Zoning Commission

Case 2025-03: Amendment to Appendix C, Zoning Code, Article 4, General Regulations,
Section 4.7.3, Home Occupations, Relating to Home Daycare Regulations

Findings of Fact and Recommendation

VILLAGE OF VERNON HILLS

ORDINANCE NO. 2025-012

AN ORDINANCE AMENDING APPENDIX C, ZONING, OF THE VERNON HILLS CODE
OF ORDINANCES, ARTICLE 4, GENERAL REGULATIONS, SECTION 4.7.3, HOME
OCCUPATIONS, RELATED TO HOME DAYCARE REGULATIONS

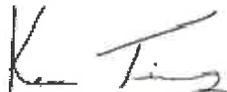
THE 4th DAY OF FEBRUARY 2025

Published in pamphlet form by the Authority of the
President and Board of Trustees of the Village of
Vernon Hills, Lake County, Illinois, this
4th day of February, 2025

AFFIDAVIT OF SERVICE

STATE OF ILLINOIS)
)
COUNTY OF LAKE)

I, KEVIN TIMONY, BEING FIRST DULY APPOINTED, DEPOSES AND SAYS ON OATH THAT AS VILLAGE CLERK OF THE VILLAGE OF VERNON HILLS, HE DID CAUSE THE FOREGOING CERTIFICATE FOR ORDINANCE NO. 2025-012 AN ORDINANCE AMENDING APPENDIX C, ZONING, OF THE VERNON HILLS CODE OF ORDINANCES, ARTICLE 4, GENERAL REGULATIONS, SECTION 4.7.3, HOME OCCUPATIONS, RELATED TO HOME DAYCARE REGULATIONS TO BE POSTED IN THE VILLAGE HALL AS REQUIRED BY LAW FROM FEBRUARY 4, 2025 TO FEBRUARY 18, 2025.



Kevin Timony, Village Clerk

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 4th DAY OF FEBRUARY 2025



Notary Public

