

**ARLINGTON COUNTY CODE**

**Chapter 16**

**NURSING HOMES AND CHILD CARE AGENCIES**

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**§ 16-1. Definitions--Generally.**

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise:

“Private school” means any facility operated for the purpose of providing specialized training courses for more than four (4) children such as beauty schools, business schools, dance schools and karate and self-defense schools.

“Private institution” or “boarding home” or “voluntary agency” means any facility maintained or operated wholly or in part for the purpose of providing food, lodging or care for more than two (2) aged, convalescent or feeble-minded persons separated from their natural or legal families or guardians.

“Private club for minor persons” means any meeting place for a group of minor persons which is not sponsored by or supervised by a religious, charitable, civic, governmental, fraternal or political organization.

“Children” or “child” or “minor person” means any person less than eighteen (18) years of age.  
(7-6-46)

**§ 16-2. Same--Private Institutions, Boarding Homes, Etc.**

A private institution, boarding home or other voluntary agency is defined, for the purposes of this chapter, as any home or other place maintained or operated wholly or in part to provide food, lodging or care for more than two (2) aged, convalescent or feeble-minded persons, separated from their natural or legal families or guardians.  
(7-6-46)

**§ 16-3. Same--Private Club for Minor Persons.**

A private club for minor persons is defined, for the purposes of this chapter, as a meeting place for a group of minors which is not sponsored by or supervised by a religious, charitable, civic, governmental, fraternal or political organization.  
(7-6-46; 6-1-58)

**§ 16-4. License to Operate--Required.**

It shall be unlawful for any person to maintain or operate, or be employed in the operation of, any private school or nursery; or any private institution, boarding home or other voluntary agency for the care of aged, convalescent or feeble minded persons; or any private club for minor persons, as herein defined, unless a license, in writing, to conduct such school or nursery or private institution or private club for minor persons has first been obtained from the County Manager.

(7-6-46; 6-1-58)

**§ 16-5. Same--Application.**

The County Manager shall grant a license in writing to any applicant therefor, upon production of evidence satisfactory to him, by inspection of the premises to which the application relates or otherwise:

A. That the applicant is a person of sound health and of good moral character, reputation and training.

B. That the premises, to be specified in the license, are adequately provided with light, air, heat, sanitation, fire prevention and other health and safety facilities for the persons kept.

C. That the applicant has made adequate provisions for the care and health of such persons.

D. That, while any meeting place for minors, or any part thereof, is being used as a private club for minor persons, no liquor, beer or any other intoxicant shall be sold, dispensed, consumed or brought into same.

(7-6-46; 6-1-58)

**§ 16-6. Same--Right to Appeal Upon Refusal to Issue or Revocation.**

For any refusal to issue or the revocation of the license required by this chapter, an appeal may be had to the Circuit Court of the County, to be filed in writing within thirty (30) days of refusal or revocation.

(7-6-46)

**§ 16-7. Same--Revocation.**

It shall be the duty of the County Manager forthwith to revoke the license, by notice in writing to be sent by registered mail to the licensee, whenever he shall determine that there has been a failure by such licensee to comply with the requirements upon which the license required by this chapter was issued.

(7-6-46)

**§ 16-8. Inspections.**

For the purpose of enforcing this chapter the County Manager, or his designee, may visit and inspect any premises for which a license has been issued under the provisions of this chapter, at any time and shall make regular periodic inspections each year.

(7-6-46; 6-1-58)

**§ 16-9. Number of Persons Accommodated.**

It shall be unlawful for any person to keep or congregate in a school, nursery, or private club for minor persons to which this chapter is applicable, a greater number of children, or children of age groups other than as set forth in the application and license or, in the case of other places regulated by this chapter, a greater number of persons than as set forth in the application and license.

(7-6-46; 6-1-58)

**§ 16-10. Application of Chapter.**

This chapter shall not apply to any bona fide private institution, boarding home or other voluntary agency

for the care of aged, convalescent or feeble-minded persons, as defined in this chapter, which was in existence prior to September 1, 1946, so long as such institution shall continue to be operated on the premises occupied by it prior to September 1, 1946, and by the same owner. As to such institution or institutions, however, it shall be the duty of the County Manager or his designee to make the same periodic inspections as are required of regularly licensed institutions under the provisions of this chapter.

(7-6-46; 1-31-48)

**§ 16-11. Type of Instruction Not Regulated.**

It is not the purpose of this chapter to undertake to regulate or supervise the kind of type of instruction, if any, to be furnished by any school or nursery, within the provisions of this chapter.

(7-6-46)

**§ 16-12. Application of Zoning Ordinance.**

The provisions of this chapter shall be in addition to the requirements of the applicable Zoning Ordinance of the County.

(7-6-46)