

**2400.2715 STANDARDS FOR CONGREGATE LIVING USES.**

A. For nursing homes, boarding care homes, and assisted living facilities, the yard requirements for multiple family use in the district apply.

B. For community residential facilities licensed by the Department of Human Services, Department of Corrections, or Department of Health for 12 or fewer persons, rooming houses and boarding houses, transitional housing facilities, emergency housing facilities, and shelters for battered persons, the following apply:

(1) new facilities are allowed, provided that, in the board's determination, no more than one percent of the Capitol area's population already lives in any of these facilities;

(2) facilities must be located at least 1,320 radial feet from any other such facility;

(3) a minimum lot area of 5,000 square feet must be provided for the first two guest rooms and 1,000 square feet for each additional guest room;

(4) permission for conditional use applies only as long as the number of residents is not increased; its licensing, purpose, or location do not change; and other conditions of the permit are met; and

(5) a facility must not be located in a two-family or multifamily dwelling unless the facility occupies the entire structure.

**Statutory Authority:** *MS s 15B.06*

**History:** *34 SR 900*

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