

### **3-57: RESIDENTIAL TREATMENT CENTERS**

#### **A. INTENT**

The intent and purpose of this section is to permit the operation of residential treatment centers in situations where such can exist without causing a deleterious effect upon the permitted land uses of the zone.

#### **B. SCOPE**

The provisions of this section shall apply to residential treatment centers, as such are defined in “definitions” in zoning section 2-2-B-113.5, in the following zones only: the RA-5, RR-5, TR-5, CE-2, M&G-1 and NC-1 Zones.

#### **C. CONDITIONS**

The Board of Adjustment may issue a special exception for a residential treatment center provided the following conditions are met, in addition to the general standards of issuing a special exception found in zoning section 7-21:

1. The facility meets the definition of “residential treatment center” found in section 2-2-B-113.5, and must be approved for such use by the State Department of Social Services and/or the Department of Professional Licensing.
  2. The facility lies in the RA-5, RR-5, TR-5, CE-2, M&G-1 or NC-1 Zone and the site meets or exceeds the minimum area and frontage requirement of the zone for a dwelling.
  3. No residential treatment center shall have more than 15 clients present in the facility for residence and/or for treatment by the operators at one time.
  4. Each residential treatment center shall be on its own lot. Not more than two residential treatment centers shall be contiguous to one another. No portion of the lot containing a residential treatment center, or the lots containing a pair of contiguous residential treatment centers, shall be closer than one mile from any other residential treatment center or youth group home. Two residential treatment centers which are contiguous to each other shall be treated as if they were one residential treatment center for purposes of this one mile separation requirement.
  5. All persons admitted to the residential treatment center shall be diagnosed by a competent professional licensed for his or her field by the State of Utah. None shall be admitted except those who have a treatable diagnosis, and each person admitted shall be undergoing treatment for their diagnosed disorder(s).
- No person shall be admitted who has a diagnosis of conduct, thought, antisocial, or schizophrenic disorders as identified in the fourth edition of the Diagnostic and Statistical Manual of Mental Disorders (DSM-IV-TR) of the American Psychiatric Association, or its successor edition.
6. Mixed gender facilities shall not be allowed unless housed in separate structures.

7. The applicant shall submit a satisfactory site plan showing the general location of all existing and proposed structures and shall show that the entire acreage is to be utilized as part of the treatment program.

8. The applicant shall submit a plan of operations for treatment, including a safety plan which addresses the safety of the clients, the employee staff, the surrounding neighborhood, and the community as a whole.

9. Prior to occupancy and use as a residential treatment center, a certificated of occupancy/zoning compliance permit and an annual business shall be obtained by the operators.