

**Town of Chadbourn  
Group Home Declaration Form**

I, \_\_\_\_\_ understand and agree to the following:

Family and group care homes: If a group home has 6 or fewer handicapped persons, it isn't exempt from zoning, but it must be treated the same as a single family residence. State law allows minimum separation requirements between group homes of up to ½ a mile. (G.S. 168-21, -22)

Since 1974 federal law prohibits local governments from discriminating on the basis of handicapped status, Federal Fair Housing Act. 42 U.S.c. GS 3601-3631, "handicapped" in this law is defined to include a physical or mental impairment which substantially limits one or more of a person's major life activities. It doesn't include current illegal use of or addiction to a controlled substance. You can not impose any restrictions on a group home that you are not imposing on other single family homes.

"Handicapped person" means a person with a temporary or permanent physical, emotional, or mental disability including but not limited to mental retardation, cerebral palsy, epilepsy, autism, hearing and sight impairments, emotional disturbances, and orthopedic impairments but not including mentally ill persons who are dangerous to others as defined in G.S. 122C-3(11)b. ½ way homes for homeless people or kids from juvenile court or maybe a shelter for battered spouses may not be included in "handicapped," but it is hard to say because they could have temporary emotional disabilities.