



Tutoring Centers in Commercial Buildings

CITY OF NEWARK, CALIFORNIA

BUILDING INSPECTION DIVISION

37101 Newark Boulevard, Newark, CA 94560-3796 • Phone: 510-578-4261 • Fax: 510-578-4307 • e-mail: building.inspection@newark.org

September 1, 2015

The California Building Code classifies a tutoring center as a Group 'B' occupancy. Some common types of uses in a Group 'B' occupancy are offices, banks, beauty shops, professional offices, and training centers with less than 50 occupants. Tutoring centers are considered training centers. Tutoring centers can be located in any land use zone district that allows a Group 'B' occupancy with some exceptions.

A tutoring center is not a Child Care Center (previously called a Day Care Center). In order for a tutoring center to operate legally and not become a child care center it must meet the all of the following standards.

- The location of the facility is in a land use zone district that allows Group 'B' occupancies.
- The facility is not located in a shopping mall (there are two shopping malls in Newark, Newpark Mall and Lions Mall) or a department store.
- Any student under the age of 13 using the facility shall accompanied by their parent or guardian who shall remain in the tutoring facility the entire time the student is in the facility.
- The number of students shall be limited by the available area of the rooms or spaces used for tutoring. There shall be no less than 35 square feet of net floor area in the tutoring areas for each student.
- Tutoring centers shall have a designated waiting space for parents and guardians.
- The tutoring center cannot be in possession of a child care license issued by the State of California Department of Social Services.
- All students shall be a School-Age Child (children who have entered the first grade or above).