



We Are Family- Or Are We?

**Legal Challenges in Defining “Family”
in Municipal Zoning Ordinances**

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♪♪ We Are Family ♪♪ -Sister Sledge

**We are family
I got all my sisters with me
We are family
Get up everybody and sing**

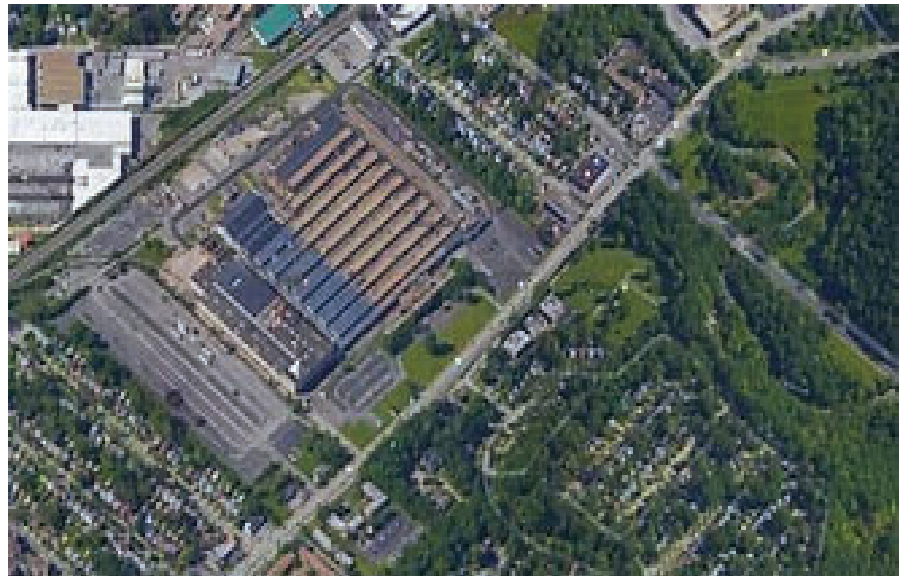
**Everyone can see we're together
As we walk on by
(And) and we fly just like birds of a feather
I won't tell no lie
(All) all of the people around us they say
Can they be that close?
Just let me state for the record
We're giving love in a family dose....**



A Few Statistics about U.S. Families

	1970	2012
“Family” Households	81%	66%
Married Couple with Children	40%	20%
One-person Households	17%	27%
Average Number of Persons per Household	3.1	2.6

Let's Go Back to Euclid, Ohio in the 1920's



Village of Euclid v. Ambler Realty, 272 U.S. 365 (1926)

1	Supreme Court validated zoning on substantive due process grounds as valid exercise of the police power	
Very deferential to local governments		2
3	Allowed the exclusion of undesirable uses, <u>and protected residential nature of single-family neighborhoods</u>	
“Euclidian” zoning born: concept of separating incompatible land uses		4

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