

**AN ORDINANCE AMENDING CHAPTER 2 (ANIMAL CONTROL) OF THE NORTH LITTLE ROCK MUNICIPAL CODE REGARDING KEEPING OF HOGS, GOATS OR SHEEP UNDER CERTAIN CONDITIONS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, the City of North Little Rock, Arkansas (“the City”) regulates animal control through Ordinance No. 8180, adopted on June 6, 2009, and has amended the same from time to time (hereafter “Animal Control Regulations”); and

WHEREAS, through the adoption of Ordinance No. 8607 on February 10, 2014, the North Little Rock City Council amended the Animal Control Regulations to allow agri-tourism educational facilities to keep hogs, goats and sheep within the City’s municipal boundaries; and

WHEREAS, the restrictions placed on agri-tourism educational facilities have proven too burdensome and should be partially alleviated.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That Section 7.2.3(D) of Chapter 2, Animal Control of the North Little Rock Municipal Code, is hereby amended as follows:

**7.2.3 Keeping of hogs, goats or sheep.**

....

(D) This section does not apply to hogs, goats, or sheep kept at an agri-tourism educational facility of no less than 60 acres, ~~provided the number of animals does not exceed the following: 60 goats, 5 hogs, and 12 sheep.~~ Facilities operating under this subsection:

- (i) ~~Shall not allow animals within one hundred (100) feet of any residential property line~~ be allowed to keep or maintain or permit to be kept or maintained any hogs, goats, or sheep within 75 feet by air-line measurement of any residence or dwelling or place used for human habitation in the city, other than the dwelling of the owner or the person keeping and/or maintaining such animals; and
- (ii) Will operate the facility in such a manner that will not allow or create noxious odors or any other nuisance prohibited pursuant to Section 6.1.7(F) hereinabove or NLRMC Chapter 8 (Nuisance Abatement

and Property Maintenance), Section 8.1.3 (Illustrative enumeration of a nuisance).

*Editor's Note: Underline denotes text added. Strikethrough indicates deleted text.*

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 3: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 4: It is hereby found and determined that there is an immediate need for an amendment to the Animal Control Regulations in order to establish guidelines for the keeping of certain animals at agri-tourism educational facilities and avoid the possibility of creating nuisances for neighboring properties and the general public; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

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Mayor Joe A. Smith

SPONSORS:

ATTEST:

  
\_\_\_\_\_  
Council Member Murry Witcher

\_\_\_\_\_  
Diane Whitbey, City Clerk

  
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Council Member Charlie Hight

  
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Mayor Joe A. Smith

APPROVED AS TO FORM:

  
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C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY