

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING ORDINANCE NO. 7697 (“THE ZONING ORDINANCE”) TO ESTABLISH THE HIGHWAY 165 SIGN OVERLAY DISTRICT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, in order to improve the appearance of Highway 165, it is necessary that steps be taken to reduce the visual clutter caused by freestanding signs and provide for the controlled implementation of electronic changeable copy signs consistent with the City’s interests in safety, overall aesthetic appearance and protection of residential properties; and

WHEREAS, Section 11.1 of the North Little Rock Zoning Ordinance (Ordinance No. 7697) provides for the creation of overlay districts to establish specific land use regulations that go beyond the provisions of the Zoning Ordinance.

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

SECTION 1: That Section 14.31 of the Zoning Ordinance (Ordinance No. 7697) is hereby amended as follows:

**Section 14.31 – Sign Overlay Districts.**

- A. East Broadway Sign Overlay District – See Section 14.100
- B. Camp Robinson/Pike/Remount Sign Overlay District – See Section 14.101
- C. JFK Sign Overlay District – See Section 14.102
- D. Maumelle Boulevard Sign Overlay District – See Section 14.103
- E. Downtown Sign Overlay District – See Section 14.104
- F. Landers/Warden Road Sign Overlay District – See Section 14.105
- G. MacArthur Drive Sign Overlay District – See Section 14.106
- H. East McCain Sign Overlay District – See Section 14.107
- I. North Hills Sign Overlay District – See Section 14.108
- J. Crystal Hill Road Sign Overlay District – See Section 14.109
- K. Highway 161 Sign Overlay District – See Section 14.110
- L. North Hills II Sign Overlay District – See Section 14.111
- M. Highway 165 Sign Overlay District – See Section 14.112

*Editor’s Note: Added text denoted by underline.*

SECTION 2: That Article 14 of the Zoning Ordinance (Ordinance No. 7697) is hereby amended to *add* the following section (see map attached hereto as Exhibit “A”):

**Section 14.112 – Highway 165 Sign Overlay District**

- A. Purpose. The purpose of this overlay district is to improve the appearance of Highway 165 by reducing visual clutter caused by freestanding signs and to provide for the controlled implementation of electronic changeable copy signs consistent with the City's interests of safety, aesthetic appearance, and protection of residential properties.
- B. District Boundaries. Properties that abut the south right-of-way of Highway 165 between 11200 and 12506 Highway 165 and within the City of NLR.
- C. All wall mounted, under-canopy, projecting and awning signs are permitted as allowed in Article 14. Electronic changeable copy signs may not be used as wall signs.
- D. Design Standards for Signs.
  - 1. Freestanding signs are prohibited.
  - 2. All permitted ground mounted signs shall have a maximum height limit of 6 feet and shall have a setback of 5 feet from any property line, measured from the closest edge of the sign. Ground mounted signs shall not exceed 2 square feet in sign area for each linear foot of main street frontage up to a maximum of 64 square feet. Signs shall not be placed in a sight triangle.
  - 3. Where a building is on a corner and has more than one main street frontage, one additional ground mounted sign shall be permitted on the additional frontage, not to exceed the size limitations of other permitted ground mounted signs.
  - 4. Illumination shall not be greater than 300-foot candles of luminance.
- E. Conformance of existing Signs.
  - 1. Where a change of business occurs on a single occupant freestanding sign, the sign shall become a ground mounted sign conforming to the district standards.
  - 2. When a change in location of a freestanding sign occurs, this shall require a ground mounted sign conforming to the district standards.
  - 3. If an existing freestanding sign is destroyed, a newly permitted sign shall conform to the district standards.
  - 4. For existing multi-tenant freestanding signs, a complete change in business of all tenants shall require a ground mounted sign conforming to the district standards.
- F. Electronic Changeable Copy Signs.

1. Electronic changeable copy signs are permitted within this district according to the regulations found in Section 14.19 (A)-(C), (D)(1), and (D)(2)(a) or (b) based upon the street classification where the sign is located.
2. Electronic changeable copy signs may be located up to a distance not to exceed 100' from the property line that abuts Highway 161.

G. Variances. No variances of this section shall be permitted.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held to be invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 5: It is hereby found and determined that the establishment of the herein described sign overlay district will improve the overall aesthetic appearance of the area; that the adoption of this Ordinance is immediately necessary for the orderly development of the City and the public health, safety and welfare; 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:

\_\_\_\_\_

\_\_\_\_\_  
Mayor Joe A. Smith

SPONSOR:

ATTEST:

  
Alderman Murry Witcher

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

APPROVED AS TO FORM:

  
C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED	11:43	A.M.	_____	P.M.
By	City Atty Jason Carter			
DATE	11-17-15			
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas				
RECEIVED BY	K. Thomas			



EXHIBIT  
"A"  
tabbies



800 Feet  
400  
200  
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Date: 11/10/2015

# Highway 165 Sign Overlay District

