

ORDINANCE NO. _____

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A DAYCARE CENTER IN A C-L ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 900 WEST 36TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, application was duly made by Ms. Beverly Hall, P. O. Box 1925, North Little Rock, AR 72115, seeking a conditional use of land located at 900 West 36th Street, North Little Rock, AR, to allow a daycare center, which application was duly considered and approved (8 affirmative votes; 1 absent) by the North Little Rock Planning Commission at a regularly scheduled meeting thereof, held on March 8, 2016.

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

SECTION 1: That a conditional use is approved to allow a daycare center in a C-L zone for the subject real property located at 900 West 36th Street in the City of North Little Rock, Pulaski County, Arkansas, being more particularly described as follows:

Lot 1A, Block 19, Booher's Addition to the City of North Little Rock, Pulaski County, Arkansas. (See Exhibits "A" and "B" attached hereto.)

SECTION 2: That this conditional use shall be subject to the following:

- (a) Applicant must meet all applicable Federal, State, County and City requirements.
- (b) Hours of operation to be 5:00 a.m. to 8:00 p.m. Monday – Friday.
- (c) Access to playground to be directly from the building.
- (d) Playground to have emergency exit away from the building.
- (e) Playground fence to be 6-foot wood privacy fence, chain link fence to be removed from around playground area.
- (f) Playground(s) to meet DHS and City of North Little Rock requirements for playground surface and equipment.
- (g) Business license to be issued after Planning Staff confirmation of requirements.
- (h) All daycare centers / home daycare facilities shall perform a sex offender residence check through the North Little Rock Police Department according to their rules and procedures to determine if a Level 3 or Level 4 registered sex offender resides within 2,000 feet of the proposed site for the daycare center / home daycare facility.
- (i) Applicant/owner understands that failure to comply with these conditions may result in loss of the Special Use and/or loss of Business License and/or removal of electric power meter.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.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 invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 5: It is hereby found and determined that there is a need for quality childcare in the City, and a daycare center at the Levy Baptist Church is compatible with other development in the area, will not detract from nearby businesses, and that the conditional use of the above-described land is immediately necessary in order to insure the proper and orderly growth and development of this land and of the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of 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

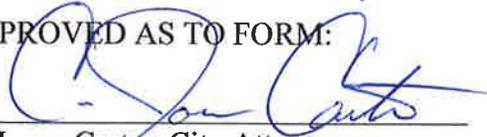
SPONSOR:

ATTEST:


Alderman Beth White

Diane Whitbey, City Clerk

APPROVED AS TO FORM:


C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED <u>11:23</u> A.M. _____ P.M.
By <u>City Atty Carter</u>
DATE <u>3/28/12</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY <u>D. Whitbey</u>

Conditional Use # 2016-1



EXHIBIT
"A"



Ortho Map

1 inch = 25 feet
0 12.5 25 50 Feet



Date: 1/12/2016

Map is not to survey accuracy

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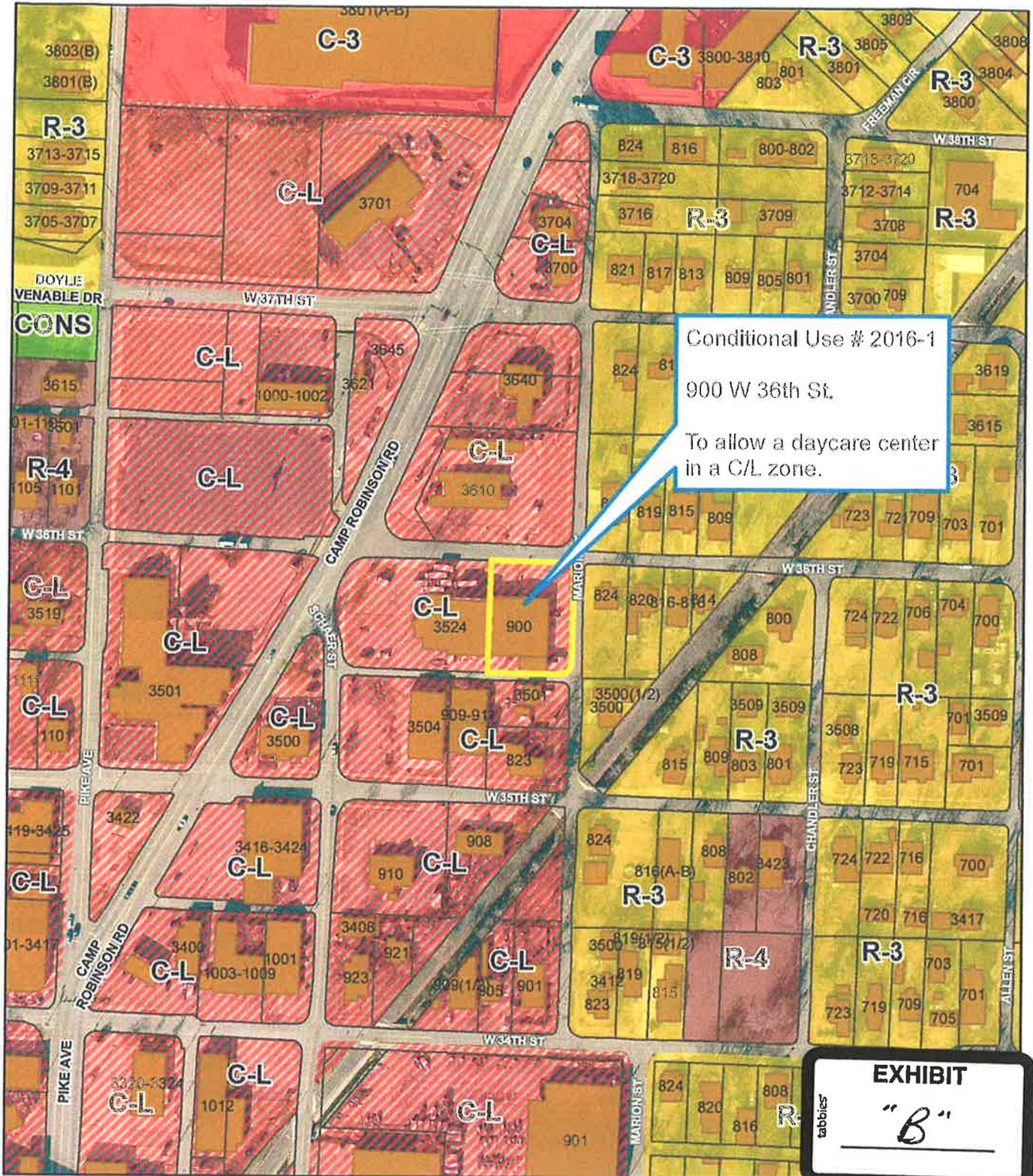
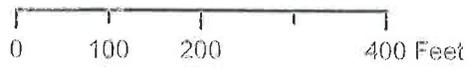


EXHIBIT
"B"



Zoning Map

1 inch = 200 feet



Date: 1/12/2016

Map is not to survey accuracy