

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

**AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A DAYCARE CENTER IN AN R-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 200 WEST 20<sup>TH</sup> STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, application was duly made by Mrs. Carmell Boyd, 4416 MacArthur Drive, North Little Rock, AR 72118, seeking a special use of said land, to allow a daycare center, which application was duly considered and approved (7 affirmative votes; 2 absent) by the North Little Rock Planning Commission at a regularly scheduled meeting thereof held on October 13, 2015.

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

SECTION 1: That a special use is hereby granted to allow a daycare center in an R-3 zone for the subject real property located at 200 West 20<sup>th</sup> Street in the City of North Little Rock, being more particularly described as:

Lot R, Block 24, North Argenta Addition to the City of North Little Rock, Pulaski County, Arkansas. (See Exhibits "A" and "B" attached hereto.)

SECTION 2: That this special use shall be subject to the conditions listed below:

- a) Applicant must meet all applicable Federal, State, County and City requirements.
- b) Hours of operation will be Monday-Friday, 5:00 a.m. to Midnight.
- c) Playground to meet Arkansas Department of Human Services and City of North Little Rock requirements for playground surface and equipment.
- d) Playground fence to be four-foot (4') chain link fence with a six-foot (6') wood privacy fence along Maple Street and connecting to the building.
- e) Existing out parcel playground/parking lot to be used by 6-12 year olds and who will be accompanied by Staff at all times.
- f) The playgrounds are only to be used during daylight hours.
- g) On-site playground to be directly accessed from the building.
- h) Playground to have an emergency exit away from the building.
- i) Business license to be issued after Planning Staff confirmation that requirements have been met.
- j) Applicant/owner understands that failure to comply with these conditions may result in loss of the Special Use and/or removal of Electric Power Meter.
- k) All daycare centers/home daycares shall perform a sex offender residence check through the NLR 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.

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 the special use of the above-described lands to allow a daycare center, as provided for herein, will not be detrimental to or interfere with other occupants in the area, and is immediately necessary in order to insure the proper and orderly growth of this land and the proper and orderly growth 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>11:35</u> A.M. _____ P.M.
By <u>City Atty Jason Carter</u>
DATE <u>10-20-15</u>
<b>Diane Whitbey, City Clerk and Collector</b> <b>North Little Rock, Arkansas</b>
RECEIVED BY <u>[Signature]</u>

# Special Use #791

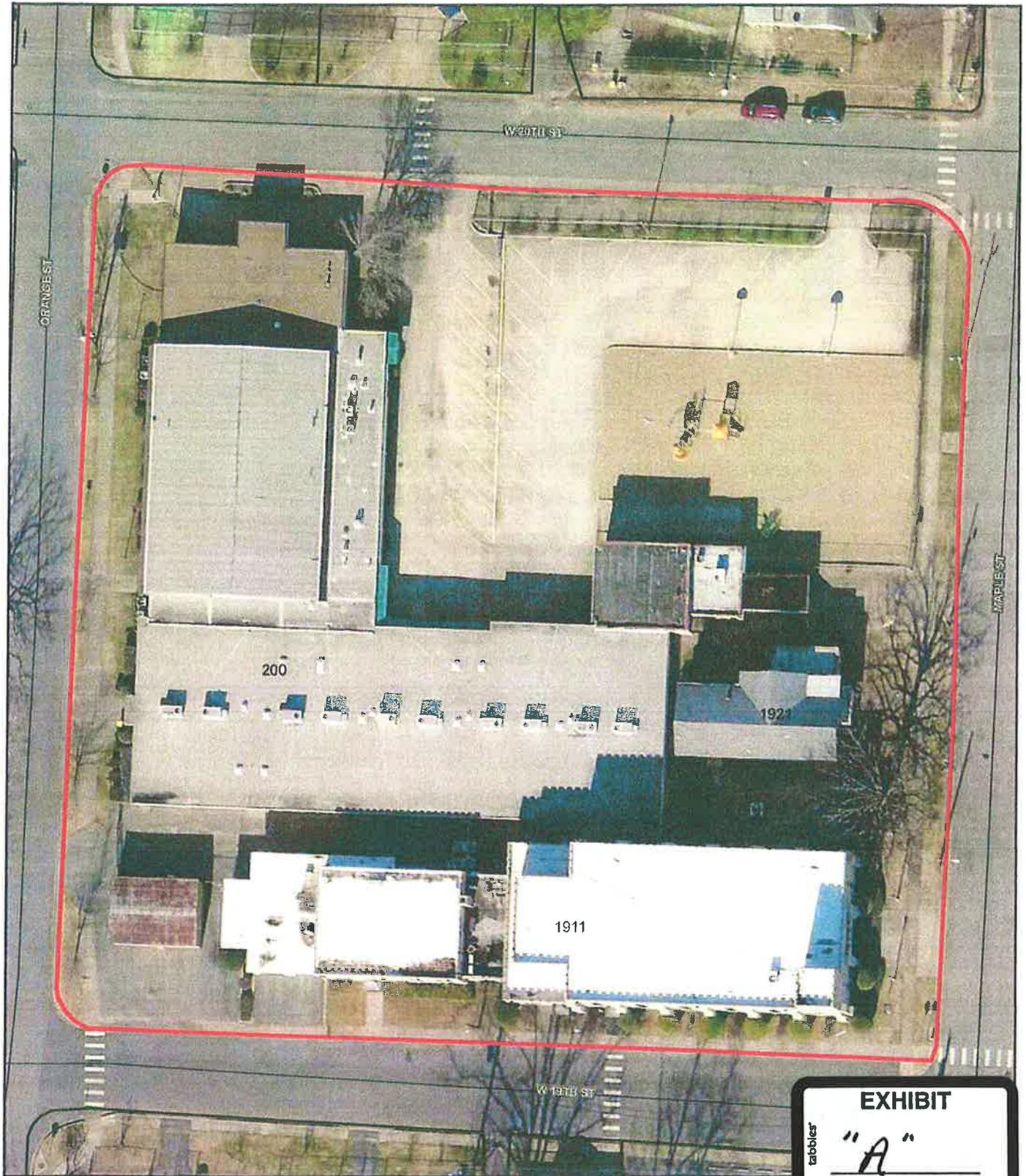
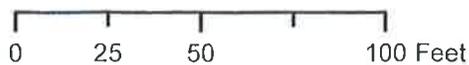


EXHIBIT  
"A"



Ortho Map

1 inch = 50 feet



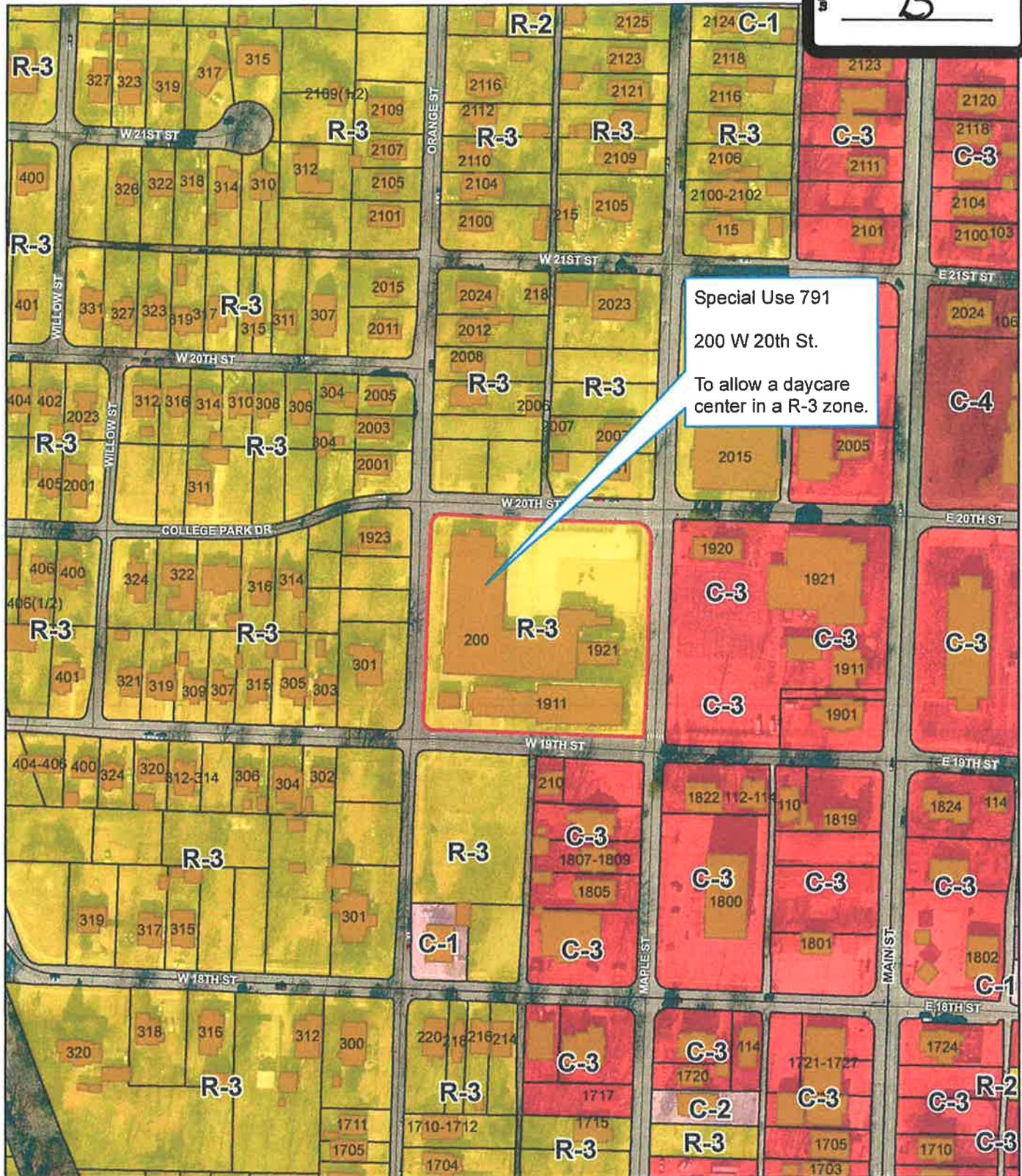
Date: 9/1/2015

Not an actual survey

# Special Use #791

EXHIBIT

"B"



Zoning Map

1 inch = 200 feet



Date: 9/1/2015

Not an actual survey