O-20-59

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 9245 WHICH GRANTED A SPECIAL USE TO A DAYCARE IN AN R-3 ZONE FOR PROPERTY LOCATED AT 2015 MAIN STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Ordinance No. 9245, adopted April 27, 2020, granted a special use to allow a daycare in an R-3 zone for property located at 2015 Main Street (See maps attached hereto collectively as Exhibit A); and

WHEREAS, the applicant is seeking approval from the North Little Rock City Council to amend the special use set out in Ordinance No. 9245 to allow a playground to be located across the street from the daycare; and

WHEREAS, a legal advertisement of notice of a public hearing to be held June 22, 2020 at 6:00 p.m. has been placed in the newspaper.

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

SECTION 1: That Section 2 of Ordinance No. 9245 is hereby amended as follows:

Editor's note: Deletions are denoted in "red" by ~~strikethrough~~ and additions in "blue" by underline

1. Hours of operation: 5:00 a.m. to 7:00 p.m., Monday through Friday.
2. Allow the playground to be located across Maple Street.
3. A 6-foot wood privacy fence is required around the playground.
4. Applicant must meet all applicable Federal, State, County, and City requirements.
5. Business license to be issued after Planning Staff confirmation of requirements.
6. Playground to meet DHS requirements for playground surface and equipment.
7. 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.
8. 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SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.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 the approved daycare is compatible with other commercial development and businesses in the area, will not detract from other nearby businesses, and that the herein amendments to the special 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

SPONSORS:

Debi Ross

Council Member Debi Ross

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED 11:15 A.M. _____ P.M.
By Amy Fields CA
DATE 6-16-20
Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas
RECEIVED BY

EXHIBIT

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A

Special Use #2020-03

Ortho Map

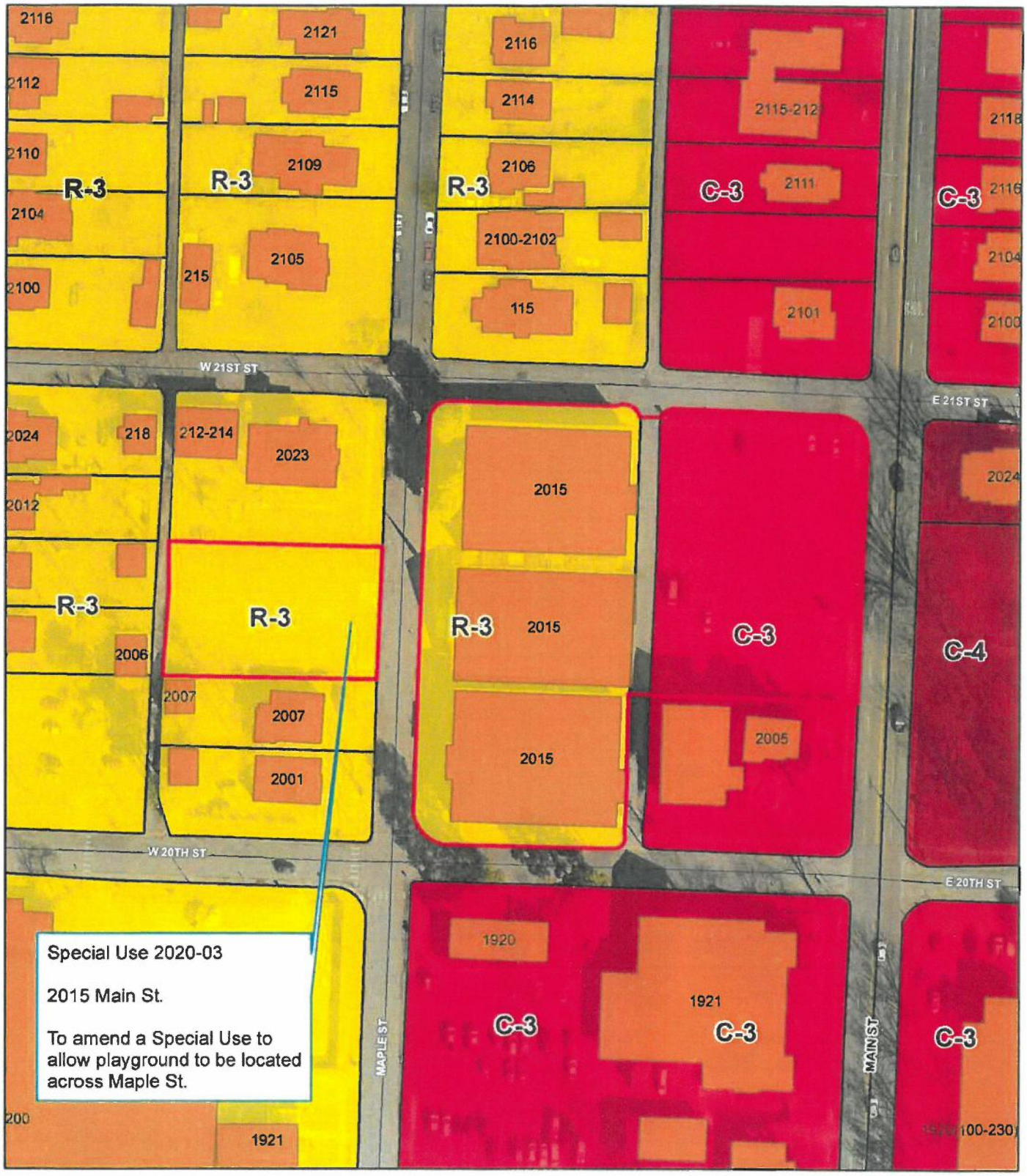
1 inch = 80 feet

0 40 80 160 Feet

Date: 6/5/2020

Not an actual survey

Special Use #2020-03



Zoning Map

1 inch = 100 feet

0 50 100 200 Feet

Date: 6/5/2020

Not an actual survey