O-21- 58

ORDINANCE NO. ____

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A HOME DAYCARE IN AN R3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 312 WATER STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, application was duly made by Ricarol Rockins, 312 Water Street, North Little Rock, Arkansas 72117, seeking a special use to allow a home daycare in an R3 zone for property located at 312 Water Street, 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 June 8, 2021; and

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

SECTION 1: That a Special Use is approved for a home daycare in an R3 zone for the subject real property located at 312 Water Street in the City of North Little Rock, Pulaski County, Arkansas, being more particularly described as follows:

W200' of S60' of Lot 111 in the John L Atkins School Subdvision of part of Spanish Grant No. 2431 Section 32-2N-11 in the City of North Little Rock, Pulaski County, Arkansas (See maps attached hereto as Exhibit A.)

SECTION 2: That this Special Use shall be subject to the following:

1. Hours of operation Monday – Saturday, 6AM – 6PM.
2. The facility shall meet all requirements of the Arkansas Child Care Licensing Act as may be amended, updated, or replaced and all other requirements imposed by the State of Arkansas.
3. The home daycare shall conform to applicable building and fire regulations.
4. Provide an opaque six (6) foot solid wood fence around the playground area.
5. Playground area to meet DHS requirements.
6. Playground areas shall have direct access from the building to the fenced playground area.
7. Playground shall include an emergency exit away from the building.
8. Home daycares shall be operated in a single-family dwelling which is the full-time residence of the caregiver.
9. The number of children cared for in a home daycare, including the caregiver's own children, shall not exceed ten (10) children.
10. All daycare centers/home daycares 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 two-thousand (2,000) feet of the proposed site for the daycare center/home daycare facility.

11. Business license to be issued after Planning Staff confirmation of requirements.
12. Business license holder 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 ordinance 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 as described herein is compatible with other businesses in the area and 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 Terry C. Hartwick

SPONSOR:

Council Member Linda Robinson

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED 9:55 A.M. _____ P.M.
By Amy Fields, CA
DATE 6/22/21
Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas
RECEIVED BY

EXHIBIT

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A

Special Use #2021-10

Zoning Map

1 inch = 100 feet

0 50 100 200 Feet

N W E S

Date: 4/27/2021

Not an actual survey

Special Use #2021-10

Ortho Map

1 inch = 30 feet

0 15 30 60 Feet

Date: 6/15/2021

Not an actual survey