O-21-79

ORDINANCE NO. ____

AN ORDINANCE AMENDING SECTION 5.4.3.B OF THE ZONING ORDINANCE (ORDINANCE NO. 9263) TO CONFORM TO THE ARKANSAS STATE FIRE CODE REGULATIONS FOR SOLAR PANELS AND SOLAR WATER HEATING PANELS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, on July 13, 2020, the City Council passed Ordinance No. 9263, adopting a new City of North Little Rock Zoning Ordinance ("Zoning Ordinance"); and

WHEREAS, there is a need to update the conditions applying to solar panels and solar water heating panels section of the Zoning Ordinance to conform to the Arkansas State Fire Code, which is less restrictive than the current City regulations.

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

SECTION 1: That Section 5.4.3.B of North Little Rock Zoning Ordinance (Ordinance No. 9263), is hereby amended as follows:

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

5.4.3.B. - Conditions applying to Solar Panels and Solar Water Heating Panels

7. Other parameters relative to the installation of solar panels or solar water heating systems in all districts:

a. All roof mounted solar panels or solar water heating systems shall be set back ~~at least three (3) feet~~ to the extent required by the Arkansas State Fire Code from any edge, peak, ridgeline, eave or valley of the roof ~~to maintain pathways of accessibility~~.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.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 amending the Zoning Ordinance to conform to the Arkansas State Fire Code is appropriate, thereby insuring the proper and orderly growth and economic 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:

Terry C Hartwick by AF

Mayor Terry C. Hartwick

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED 11:00 A.M. _____ P.M.
By A. Fields
DATE 9-7-21

Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas

RECEIVED BY S. Lisenby