O-22-81

ORDINANCE NO. _____

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW AN AFTER SCHOOL PROGRAM IN A C4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 5301 MCCLANAHAN DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, application was duly made by Walter Sims, 812 Silver Hill Road, North Little Rock, Arkansas 72118, seeking a conditional use for property located at 5301 McClanahan Drive to allow an after school program in a C4 zone, which application was duly considered and approved (9 affirmative votes) by the North Little Rock Planning Commission at a regularly scheduled meeting held on August 9, 2022.

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 for an after school program in a C4 zone for the subject real property located at 5301 McClanahan Drive in the City of North Little Rock, Pulaski County, Arkansas, being more particularly described as follows:

LOT 6, BLOCK 4 OF THE SOMERS COMMERCIAL PARK SUBDIVISION IN THE CITY OF NORTH LITTLE ROCK, PULASKI COUNTY, ARKANSAS (See maps attached hereto as Exhibit A.)

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

1. Hours of operation from 8 am to 8 pm Monday through Saturday.
2. Meet the minimum requirements of DHS for the number of children to be served and provide the required child to staff ratio as required by DHS.
3. Meet DHS requirement for recreational activities.
4. Applicant shall meet all applicable Federal, State, County, and City requirements.
5. 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.
6. Business license to be issued after Planning Staff confirmation of requirements.
7. Applicant/owner understands that failure to comply with these conditions may result in loss of the Conditional 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SECTION 3: That all ordinances or parts of ordinance in conflict herewith are hereby repealed to the extent of the conflict.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 conditional 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 Charlie Hight

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED 11:04 A.M. _____ P.M.
By Amy Fields GA
DATE 8/16/22

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

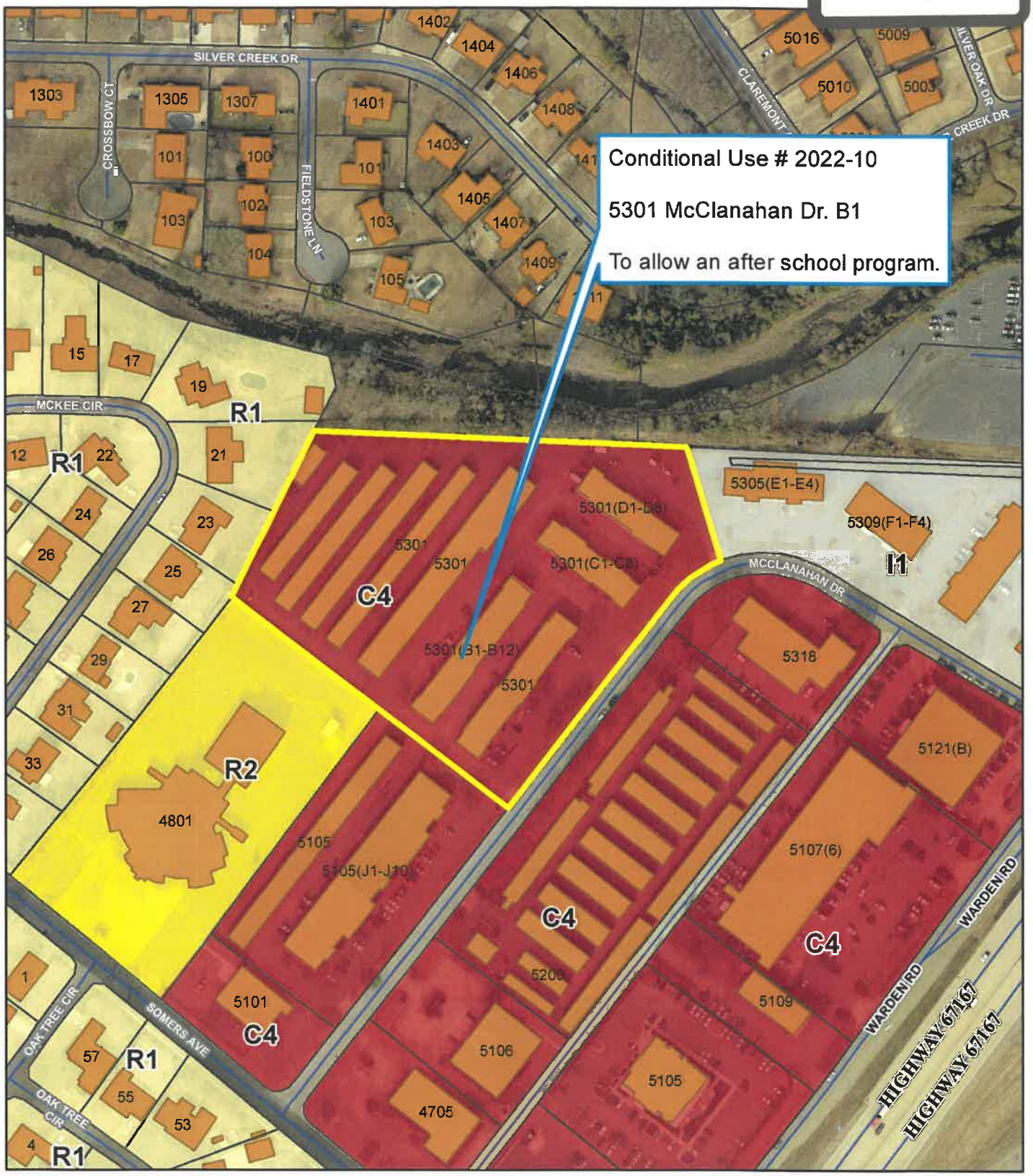
RECEIVED BY

EXHIBIT

tabbies

A

Conditional Use # 2022-10



Zoning Map

1 inch = 200 feet

0 100 200 400 Feet

N W E S

Date: 6/15/2022

Map is not to survey accuracy

Conditional Use # 2022-10

Ortho Map

1 inch = 100 feet

0 50 100 200 Feet

N W E S

Date: 7/27/2022

Map is not to survey accuracy