O-22- 111

ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING THE 55TH STREET RESTRICTED PARKING DISTRICT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, North Little Rock Municipal Code Chapter 9, Section 2 ("the Parking Regulations"), adopted by Ordinance No. 8128 on December 12, 2008, as has been amended from time to time, provides that the owners of two-thirds in assessed value, as shown by the last county assessment, of real property within an area eligible to be a Restricted Parking District, may apply to establish a Restricted Parking District with increased regulation of parking within their boundary; and

WHEREAS, on August 30, 2022, Marian B. Dinkins-Armstrong filed a petition on behalf of owners of real property on 55th Street between Crescent Street and Maple Street, stating under oath that she represents property owners with a percentage of no less than two-thirds in assessed property value within the proposed Restricted Parking District, requesting the establishment of a Restricted Parking District with the following rule:

No parking on front or side lawns

WHEREAS, a public hearing was held on November 14, 2022, and reconvened on November 28, 2022, to determine the merit of establishing the 55th Street Restricted Parking District during regularly scheduled meetings of the North Little Rock City Council where persons both for and against the establishment of the district could speak; and

WHEREAS, the City desires to provide residents the ability to increase parking regulations by the establishment of parking districts in order to preserve the aesthetic appearance, historic quality and property values of their neighborhoods.

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

SECTION 1: That the application of Marian B. Dinkins-Armstrong on behalf of property owners of real property on 55th Street between Crescent Street and Maple Street, attached hereto as Exhibit A, to establish a Restricted Parking District is in proper form, and that notice of the public hearing set for November 14, 2022 was proper (see Exhibit B attached hereto).

SECTION 2: That the 55th Street Restricted Parking District #7 is hereby established. The district may be referenced by its actual name, by the name "55th Restricted Parking District," by the name "55th Street Parking District," or by such similar name that adequately reflects the imposition of additional parking rules.

SECTION 3: That the boundaries of the 55th Street Restricted Parking District #7 shall be 55th Street from Crescent Street to Maple Street, as reflected on the maps attached as part of Exhibit A.

SECTION 4: As provided by the City's Parking Regulations which may be amended from time to time, the additional regulations that shall apply within the Indian Hills Restricted Parking District are as follows:

(A) NO PARKING ON FRONT OR SIDE LAWNS. In districts implementing this rule, it shall be unlawful for any person to park, store, or keep any vehicle on a Front or Side Lawn within the district.

SECTION 5: That the regulations that are found in this ordinance shall not be effective until reasonable signage has been posted in consultation with the Director of North Little Rock Traffic Services.

SECTION 6: That any violations of this Ordinance shall be governed by the applicable rules within the Parking Regulations.

SECTION 7: 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 8: It is hereby found and determined that uncontrolled parking on 55th Street between Crescent Street and Maple Street is inhibiting the aesthetic appearance, historic quality, and property values of the neighborhood; 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

SPONSORS:

Steve Baxter

Council Member Steve Baxter

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/AF

FILED 10:50 A.M. _____ P.M.

By A. Fields

DATE 12-6-22

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

RECEIVED BY

#4

PETITION BY PROPERTY OWNERS* FOR ESTABLISHMENT OF A RESTRICTED PARKING DISTRICT

We, by affixing our names below, affirm that we are **owners** of property within an area proposed to be a Restricted Parking District as indicated on the attached maps. We request that the City Council of the City of North Little Rock, Arkansas establish the district and apply the rules which are identified below:
[List only rules that will apply.]

1. No parking on front or side lawns
2.
3.

PRINT NAME LEGIBLY	ADDRESS OF PROPERTY OWNED IN DISTRICT	SIGNATURE
Marian Dinkins-Armstrong	320 W. 55th Terrace Drive	Marian B. Dinkins-Armstrong
Michelle Verser	316 W. 55th	
Susan Young	312 W. 55th	
* Ha Xua/Bui Chen	215 W. 55th	
Law Yiu Wah/Snow *	209-211 W. 55th	* (Property manager signed on previous submission)
* (Per Councilman Steve Baxter previous signature would be accepted)		
Nancy Hall	5501 Maple	Nancy Hall
Nancy Cruz	5423 Maple	Nancy Cruz
Mary Lou Wallace/Ronald Kelly Terri Hobson	208 W. 55th	Terri Hobson
Barbara Jean Savory	220 W. 55th	Barbara Jean Savory
Elaine Bailey	313 W. 55th	Elaine Bailey
* Ha Xua/Bui Chen	5408 Crescent	Bui

Note: Attach additional list(s) if more space is needed.

* **Property Owners signing above must be owners of *no less than* two-thirds (2/3) in assessed value (as shown by the last county assessment) of real property within the requested Restricted Parking District.**

Representative for Petitioners:

Name (Printed): Marian B. Dinkins-Armstrong

Address: 320 W. 55th Terrace Drive
N. Little Rock AR 72118

Telephone Number(s): 501-804-2443

FILED 10 AM ~~[illegible]~~ PM
BY Marian Dinkins Armstrong
DATE 7/30/20
Diane Whitley, City Clerk and Collector
North Little Rock, Arkansas
RECEIVED by

EXHIBIT
A

Restricted Parking District to be located in Ward 3.

Description of area to be included in the Restricted Parking District: *(Include all streets, etc. on all borders of the district.)* The block of 55th Street off Camp Robinson Rd. From Maple Street to Cresent Street

Attach map showing geographic location of the Restricted Parking District.

AFFIDAVIT

STATE OF ARKANSAS)
) SS.
COUNTY OF PULASKI)

I, Marian B. Dinkins-Armstrong, acting as Representative for the Petitioners herein, do hereby state, under penalty of perjury, that the Petition herein represents property owners with a percentage of no less than two-thirds (2/3) in assessed property value within the proposed Restricted Property District.

I understand that I/We will be responsible for all costs of publication for any notices as required by City Ordinances and will pay such fees in a timely manner.

OFFICIAL SEAL
PEGGY A. MORRIS
NOTARY PUBLIC - ARKANSAS
PULASKI COUNTY
Commission No. 12715941
My Commission Expires: 9-10-2031

Signed: Marian B. Dinkins-Armstrong
Representative for Petitioners

SUBSCRIBED AND SWORN TO before me, a Notary Public within and for the State and County aforesaid, this 29th day of August, 2022

Peggy A. Morris
Notary Public

My Commission Expires: 9-10-2031

Instructions: **(No Petition will be accepted unless completed in full with all required attachments.)**

For Petitioners

1. Complete Petition form (including the list of rule[s], complete description of area to be included and Affidavit).
2. Select one, or no more than two, of the following rules, ***and only these rules***, for application to the District:
   (1) NO PARKING IN FRONT OR SIDE YARDS.
   (2) NO PARKING COMMERCIAL OR LARGE RECREATIONAL VEHICLES.
   (3) NO PARKING COMMERCIAL VEHICLES.
3. Attach map of proposed District.
4. File Petition with the City Clerk's Office in City Hall.

For City Clerk's Office

1. File stamp the Petition upon receipt from the Petitioners.
2. Prepare a Notice of Hearing for the Petition. The date of the public hearing before City Council will be no less than 30 days after filing of the Petition.
3. Forward the Notice of Hearing for publication in a local newspaper. The notice shall be published once a week for two (2) weeks with the last insertion to be not less than seven (7) days before the date fixed for the hearing. ***All costs for publication will be the responsibility of the petitioners, with the invoice for such costs being mailed directly from the newspaper to the Petitioners' Representative for immediate payment.***
4. Mail a copy of the Notice of Hearing to the Representative for Petitioners.
5. Send a copy of the Petition for Restricted Parking District and Notice to the City Attorney's Office for drafting of Ordinance pending approval by City Council.

View

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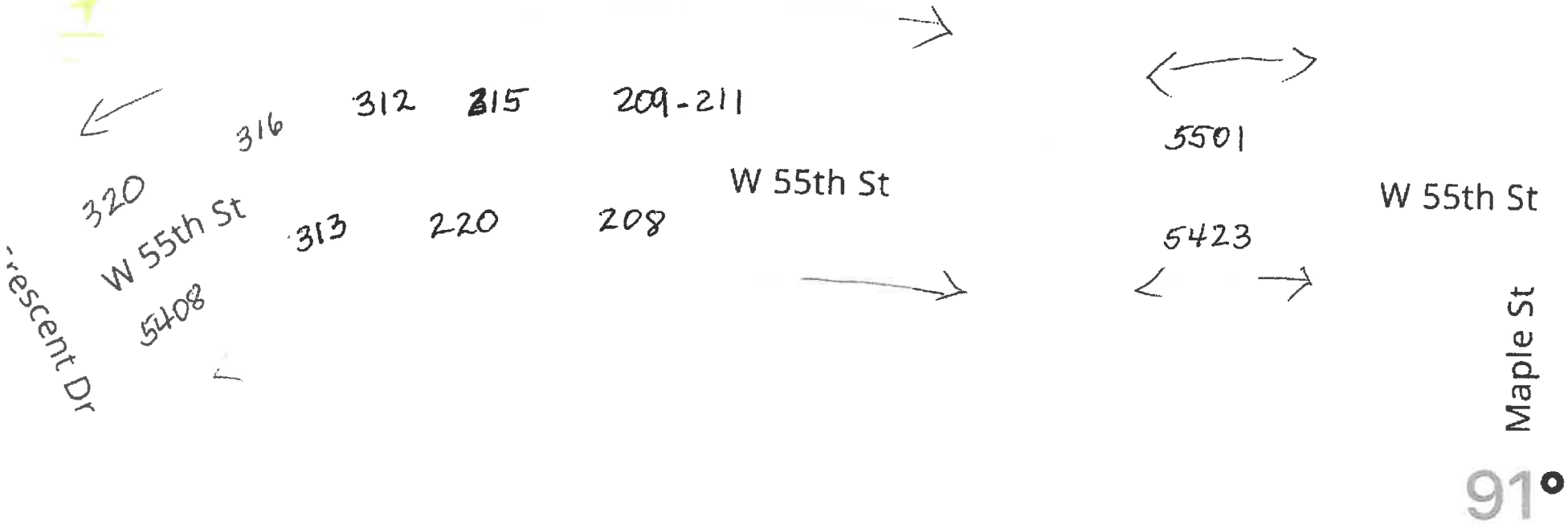
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Publishers of The Leader on Wednesdays in North Pulaski, Lonoke, White and Prairie Counties

State of Arkansas
County of Pulaski
County of Lonoke

This is to certify that the attached legal advertisement

being City of North Little Rock

In the matter of Notice of Public Hearing

versus

pending in the

court of said county, was published for 2

consecutive time(s) on the following dates:

October 26th, 2022	, 2022
November 2nd, 2022	, 2022
, 2022	, 2022
, 2022	, 2022

in the regular edition of the THE LEADER, a newspaper of general bona fide circulation, have a Periodical Postal Permit and published continuously for a period of more than one year in the County of Lonoke, County of Pulaski, County of White or County of Prairie, State of Arkansas.

PUBLICATION FEE: $ 94.00

By: (for Jonathan Feldman, Editor)

State of Arkansas
County of Lonoke

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 2 DAY OF November, 2022.

(Joseph M. Robinson)

Notary Public, Lonoke County, Arkansas
Commission #12388483
My commission expires July 25th, 2032

LEGAL NOTICE

LEGAL NOTICE as published in the October 26th & November 2nd, 2022 editions of the Leader.

NOTICE OF PUBLIC HEARING.

ALL OWNERS of real property within the following described area in the City of North Little Rock are hereby notified that a petition has been filed with the City Clerk purporting to be signed by two-thirds of owners in value of the real property in the area, which petition prays that a Restricted Parking District be established that will create more restrictive rules over parking in the area.

AREA OF proposed Restricted Parking District: West 55th Street from Maple Street to Crescent Street (See Map in City Clerk's Office)

ALL OWNERS of real property within the area are advised that said petition will be heard at a meeting of the City Council to be held at the hour of 6:00p.m. on the 14th day of November 2022, North Little Rock City Hall, 300 Main Street, North Little Rock, Arkansas 72114, and at said meeting all owners of real property within said territory who desire may be heard upon the question.

DIANE WHITBEY, City Clerk and Treasurer

JOSEPH M. ROBINSON NOTARY PUBLIC ARKANSAS LONOKE COUNTY 12388483 EXPIRES 7-25-2032

EXHIBIT B