O-23-09

ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING A COMPREHENSIVE CODE TO REGULATE ISSUANCE OF, AND CONDITIONS ASSOCIATED WITH, SHORT-TERM RESIDENTIAL RENTAL BUSINESS LICENSES FOR THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City Council of North Little Rock ("City Council") finds that the adoption of a comprehensive code to regulate issuance of, and conditions associated with, short-term residential rental business licenses is necessary to protect the public health, safety, and welfare; and

WHEREAS, one of the purposes of this Ordinance is to provide a licensing system and to impose operational requirements in order to minimize the potential adverse impacts of transient uses on residential neighborhoods; and

WHEREAS, City Council further finds the regulation of short-term residential rental uses to be a valid exercise of the City's police power in furtherance of legitimate governmental interests.

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

SECTION 1. **Statement of Purpose.**

The purpose of this Ordinance is to further clarify the established licensing process, together with appropriate standards that regulate short-term rental of one and two-family and multi-family dwellings in residential districts, to minimize negative secondary effects of short-term rental use on surrounding neighborhoods; and to preserve the character of neighborhoods in which any such use occurs.

This Ordinance shall not provide any property owner with the right or privilege to violate any private conditions, covenants, bill of assurances, by-laws, or restrictions applicable to the owner's property that may prohibit the use of such owner's residential property for short-term residential rental purposes as defined herein.

SECTION 2. **Short Term Rental Regulations**

A. **Prohibited Use.** There shall be no new Short-term Rental Business License allowed within the R1 and R2 Zoning Districts.

B. Allowed Use.

1. Transient use of residential property for remuneration is allowed as provided herein. Short- term residential rentals are intended for sleeping accommodations.
2. Each transient use must continually meet all the requirements set forth herein.
3. There shall be a six-month start-up period after the enactment of the Short-term Rental Ordinance.
    a. Existing short-term rental operators with an active City of North Little Rock business license shall have three months to submit the required documentation to maintain a business license for a short-term rental and be considered in compliance. If the process is not started within three months, the revocation process for the existing business license will be initiated because there is not a valid business license for operation of a short-term rental. Existing short-term rental operators that submit the required documentation shall be considered to be a non-conforming use and permitted to continue operation, subject to compliance with the remaining terms of this Ordinance.
    b. Existing short-term rental properties, without a City of North Little Rock business license, shall have three months to start the process for a Special Use to allow the short-term rental. To qualify as a pre-existing short-term rental satisfactory proof of operation prior to the date of adoption of this ordinance must be provided to city staff. Documentation shall include that the unit was utilized as a short-term rental prior to the enactment date including a copy of a back dated advertisement listing the unit and a copy of a transaction prior to the adoption date documenting the unit was utilized as a short-term rental. After the six month start-up period, all short-term rental units must request and be approved a Special Use to secure a business license to be considered in compliance.
4. License Required – No dwelling unit in the City shall be used as a short-term rental unless:
    a. The owner of the dwelling unit or operator of the short-term rental possesses a valid and current business license for the dwelling unit, and fully complies with all legal requirements and duties imposed herein with respect to each and every short-term rental; and
    b. The owner has designated an agent, where said agent fully complies with all legal requirements and duties imposed herein with respect to every short-term rental. The owner may serve as their own agent; and
    c. The owner of the dwelling unit or operator of the short-term rental provides proof of a valid and current homeowner's insurance rider policy, which fully covers each unit when operated as short-term rental unit.

C. Limits on Transient Use. Transient use of residential property for remuneration is prohibited except as expressly authorized herein and licensed by a Short-Term Residential Rental Business License in accordance with this Ordinance, and any

subsequent amendments thereto. Transient use of residential property for remuneration allowed herein shall be subject to each and every limitation as follows:

1. Each contract or tenancy that enables transient use shall be in writing, and identify thereon the name, address, phone number, and email contact information of:
   a. the owner;
   b. the owner representative; and,
   c. at least one responsible tenant occupying the transient site who shall be responsible for limits required by this Section.
2. Each short-term residential rental agreement/contract or tenancy shall identify the name, address, phone number, and email contact information of at least one responsible tenant who has been informed by the owner or owner representative of the occupancy, parking, and other limits that apply to such transient use and shall be informed of residential parking and noise limits, including but not limited to Ordinance No. 7965, creating Chapter 43: Noise Control of the North Little Rock Municipal Code.
3. Strict compliance with Chapter 13: Solid Waste of the North Little Rock Municipal Code.
4. Guests of the short-term residential rental shall comply with Chapter 43: Noise Control of the North Little Rock Municipal Code.
5. The owner or owner representative for all short-term residential rentals shall post in a prominent common area or near the front door within the short-term rental:
   a. the physical street address assigned by the City;
   b. owner or owner representative name and telephone number;
   c. local contact person name and telephone number;
   d. telephone numbers for the North Little Rock Police Department, the North Little Rock Fire Department, and North Little Rock Code Enforcement;
   e. the phone number to report a safety complaint;
   f. solid waste (trash) pick-up day;
   g. the maximum occupancy limits as approved by the business license;
   h. the maximum number of parking spaces available on-site;
   i. a copy of the Good Neighbor Brochure; and,
   j. notification that a guest, local contact person, responsible person, or owner may be cited and/or fined by the City in accordance with this Ordinance.
6. The transient use site:
   a. shall be used and maintained in a manner consistent with the character of the neighborhood;
   b. shall not impair the desirability of investment or occupation of the surroundingneighborhood; and
   c. commercial functions, and other similar events, are prohibited at the transient use site.
7. Owner and owner representative shall each use their best efforts, and respond in a reasonable and timely manner, to ensure that every occupant of the transient

use site does not create or contribute to unreasonable use of the property, cause unreasonable noise or disturbance, engage in disorderly or unlawful conduct, or overcrowd the site.

8. Local contact person shall be on-call full-time (24-hours per day, 7-days per week) to manage the property and shall be able to be physically present at the transient use site within sixty (60) minutes of request during any time the property is occupied for transient use. Within twenty-four (24) hours of a call from the City, one of its departments, or any host compliance company, the owner, owner representative, or local contact person shall use his or her best efforts to prevent the recurrence of such conduct by the occupants and take corrective action to address any violation. Failure to respond timely to two (2) or more calls from the City or one of its departments or any host compliance company regarding any violation shall constitute a violation of this Article and is grounds for penalties as set forth herein.

9. Owner and owner representative, upon notification that any occupant or guest has created any unreasonable noise or disturbance, engaged in disorderly conduct, or committed a violation of any applicable law, rule or regulation pertaining to the use and occupancy of a short-term rental, shall promptly respond in an appropriate manner within sixty (60) minutes and require an immediate halt to the conduct, and take such steps as may be necessary to prevent a recurrence of such conduct. Failure to respond to calls or complaints regarding the condition, operation, or conduct of an occupant or guest in a short-term rental in an appropriate manner within sixty (60) minutes shall constitute a violation of this Article and is grounds for penalties as set forth herein.

10. The owner or the owner's representative shall report in a timely manner any known or reasonably suspected criminal activity by any guest to the North Little Rock Police Department.

11. Short-term residential rentals are primarily intended for sleeping accommodations. They are not intended for parties or other large gatherings. To that end, the maximum number of occupants authorized to stay overnight (after 12:00 midnight) at any transient use site shall be determined by the Guidelines of the US Department of Housing and Urban Development and shall comply with the adopted International Residential Code and any subsequent amendments thereto. The maximum number of people authorized on the premises of a transient use site at any one time, other than overnight (after 12:00 midnight), shall not exceed the maximum number of occupants authorized to stay overnight, plus fifty percent (50%). By way of example, should the maximum number of occupants authorized to stay overnight at any such transient use site be set at eight (8), then the maximum number of people authorized on the premises of a transient use site at any one time, other than overnight, shall not exceed twelve (12). For purposes herein, the term "overnight" begins at 12:00 midnight.

12. Each designated off-street parking space at a transient use site shall be made available for use by overnight occupants of that site and any driveway must be available for the use of the guests of the site. The minimum number of off-street parking spaces required for motor vehicles of overnight guests at a transient use

site shall comply with the applicable residential requirements set forth in Zoning Ordinance of the North Little Rock Code of Ordinances.

13. There shall be a daily quiet period of time at all short-term rentals from 11:00 PM until 7:00 AM per the Noise Ordinances currently in effect in the City of North Little Rock.

D. Application – Short-Term Residential Rental Business License. Each Short-Term Residential Rental Business License shall be in the name of the owner of the real property upon which the short-term rental use is to be licensed and shall be valid until January 1 of the following calendar year. When a person first makes an application for a license pursuant to this Ordinance and subsequent amendments, if any, such person shall furnish to the City a copy of the ordinance approving the Special Use (per the City of North Little Rock Zoning Ordinance), a Zoning Certificate issued by the Planning Department and an application and shall provide all information and prerequisites required therein, including but not limited to the following:

1. The physical street address assigned by the City for the transient use site to which the license shall apply, and all places of residence of the owner(s) of the transient use site.

   Each application shall identify the name, address, phone number, and email contact information of the owner and the owner representative.

   a. In the event that the owner is a corporation, a limited liability company, or a partnership, the application shall set forth the names and places of residence of the principal officers, members, managing member(s), and all partners thereof, as the case may be.
   b. In the event that the owner intends to conduct business under a fictitious name, the application shall set forth the names and places of residence of those owning the business.
2. Each application shall set forth such information as may be therein required by the City and deemed necessary to estimate the annual license fee to be charged for that property.
3. The owner and applicant shall maintain a Short-Term Residential Rental Business License at all times, and shall agree to collect and remit all applicable taxes on all gross receipts pertaining to the transient use site.
4. Each application for a Short-Term Residential Rental Business License shall include:
   a. The type and total number of dwelling units located on the lot of record containing the unit subject to the application;
   b. a floor plan which labels each room and the structures of the property, including the total square footage of living space, number bedrooms and the square footage of each;
   c. documentation of approval of a life safety and egress inspection by the Fire Marshal's Office of the City for the dwelling unit subject to the application;
   d. proof of application for remittance of hotel, motel and restaurant tax to the City of North Little Rock, and verification that all sales, use and hotel, motel and restaurant taxes are current;

e. the number of required off- street parking spaces;

f. any additional data deemed necessary or desirable for permit approval by the City.

5. The applicant owner for all proposed short-term rental Type 2 properties shall be required to obtain a Special Use issued by the City Council. In the event that such a Special Use is granted, it shall remain valid so long as the subject Short-Term Residential Business License remains current. Should the subject Short-Term Residential Business License lapse at any point in time, said Special Use shall also lapse.

6. Such further information, which the City may require to enable administration of the license, including but not, limited to the local contact person name and telephone number.

7. The applicant shall remit all required annual fees established herein. The applicant shall agree to renew and/or amend the license in accord with the requirements herein if there is a change in any material fact stated in the application.

8. The annual license fee shall not be prorated for any portion of the calendar year in which an application is submitted.

E. **Short-Term Residential Rental Business License, Maximum Number.** There shall be a citywide density cap of one percent (1%) of all dwelling units in the City of North Little Rock city limits that many be utilized as a short-term rental. Total dwelling units are determined from current US Census Bureau and/or American Community Survey numbers whichever number is greater. The renewal of existing licenses shall be given priority over applications for new transient use sites.

F. **Separate Properties.** A separate Short-Term Residential Rental Business License shall be obtained for each separate transient use site/unit, including each and every separate transient use site/unit that is advertised for transient use. Such Short-Term Residential Rental Business License shall authorize the licensed owner to transact and carry on transient use of residential property only at the location/site/unit and in the manner and subject to the limits designated in such License.

G. **Contents of License.** A Short-Term Residential Rental Business License issue pursuant hereto shall contain the following information:

1. the name and contact information of the owner to whom the license is issued, and the name and contact information for the owner representative, if any;
2. the physical address assigned by the City of the transient use site/unit to be licensed;
3. the date of expiration of such license;
4. the maximum occupancy limits;
5. the minimum number of off-street parking spaces required for motor vehicles of overnight guests at a transient use site. The minimum number of off-street parking spaces required for motor vehicles of overnight guests at a transient use site shall comply with the applicable residential requirements set forth in the North Little Rock Zoning Ordinance; and

6. such other administrative information as may be necessary for the enforcement of the provisions herein.

H. Display of Short-Term Residential Rental Business License. The owner or owner's representative shall cause a copy of the Short-Term Residential License to be displayed in a prominent location within the interior of the transient use site, and shall provide a copy to each responsible tenant. Each internet or online advertisement, sign, circular, card, telephone book, or newspaper advertisement that indicates or represents a transient use site is available for transient or short-term rental purposes shall prominently display thereon the Short-Term Residential Rental Business Licenses number assigned thereto by the City of North Little Rock.

I. Business License Fees. The initial and subsequent annual fee/occupation tax shall be $50.00 per person, per year, based on the maximum overnight occupancy authorized by the Short-Term Residential Rental Business Licenses. By way of example, the initial and subsequent annual fee/occupation tax for a transient use site with a maximum authorized overnight occupancy of eight (8) shall be $300.00. Short-Term Residential Rental Business Licenses issued during any part of any calendar year must be renewed the succeeding year. Annual license fees are due on the first day of business each January. Late fees will apply.

J. Renewal of License. The applicant shall remit the annual license fee with a renewal application. Annual License fees are due on the first day of business each January. A twenty-five percent (25%) latefee shall be assessed on April 1· A fifty percent (50%) late fee shall be assessed on July 1, any license that has not been renewed before December 31 shall be deemed to have lapsed. Should any Short-Term Residential Rental Business License lapse. Any subsequent application shall be considered as an initial application, and shall be subject to any and all requirements and conditions of an initial application.

K. License Limited to Single Transient Use Site. A short-term residential rental business license shall not be transferable to any other person or location, except as provided herein.

L. Transfer or Change to License Information.

1. Amendments to any information provided on the license issued pursuant to these provisions shall be made within thirty (30) days of a change of the owner representative,a change in the local contact person, a change in any material fact upon which the license was issued.
2. In the event that the transient use site ownership transfers to an immediate family member by means of a gift or testamentary transfer, the new owner of the property shall also acquire ownership of the existing short-term rental license until its expiration without paying additional fees. The new property title owner shall, within thirty (30) days of transfer of ownership of the transient rental site update the information provided on the license issued and shall provide all information and prerequisites required therein.

M. License Denial, Suspension, or Revocation. The City Clerk/Treasurer may deny any application for a business license as a result of a failure to comply with the requirements herein. Furthermore, the City Clerk/Treasurer may suspend or revoke such a business license as a result of a failure to comply with the requirements herein by mailing notice thereof to the Owner or Owner representative at the address provided in the application for such Short-Term Residential Rental Business Licenses. Continuing to advertise for or operate any type of short-term residential rental business in the City of North Little Rock without a business license therefor may result in the forfeiture of the business license for such use.

N. Appeal of Denial, Suspension, or Revocation.

1. Any person who has been denied a Short-Term Residential Rental Business Licenses, or to whom notice of revocation or suspension of a Short-Term Residential Rental Business Licenses has been mailed may, appeal same in writing to the Board of Zoning Adjustment, which shall have authority to determine all questions raised by such appeal; provided, however, that no such determination shall conflict with any substantive provision herein. Any applicant or license holder whose license shall have been revoked shall be ineligible for a one (1) year period from applying for a new Short-Term Residential Rental Business Licenses. No person whose Short-Term Residential Rental Business Licenses has been revoked shall continue to advertise for, engage in, or carry on, the activity for which the license was granted unless and until such license has been reinstated or reissued. In addition to any other remedy or procedure authorized by law, for three (3) or more confirmed violations of or failure to comply with any of the standards of this Article in a calendar year, the City Clerk/Treasure or his/her designee may revoke a Short-Term Residential Rental Business Licenses and, in addition, may order that no new Short-Term Residential Rental Business Licenses be issued for up to one (1) year pursuant to the following procedures:
    a. Prior to the revocation of any Short-Term Residential Rental Business License or the denial of a Short-Term Residential Rental Business License for repeated violation of the provisions of this Article, written notice of the reasons for such action shall be served to the owner and/or owners representative in person or by certified mail at the address on the Short-Term Residential Rental Business Licenses application.
    b. Revocation shall become final within ten (10) days of service unless the owner and/or owners representative appeals the action. The owner and/or owner's representative shall provide the appeal in writing to the Director of Planning or his/her designee within ten (10) days of receipt of the notice. The written notice of appeal must state the reasons for the appeal and the relief requested.
    c. Should the owner and/or owners representative request an appeal within the ten (10) day period, the Director of Planning or his/her designee shall notify the owner and/or owners representative in writing of the time and place of the hearing.

d. Appeals shall be heard by the Board of Zoning Adjustment as an Administrative Appeal pursuant to Section 9.1.2 of the North Little Rock Zoning Code. For good cause shown, the Board may affirm or reverse the decision to revoke the Short-Term Residential Rental Business Licenses.

e. Once a Short-Term Residential Rental Business Licenses for a short-term rental has been revoked, no new Short-Term Residential Rental Business Licenses shall be issued to the applicant for the same property for a period of one (1) year.

f. Any such decision by the Board of Zoning Adjustment shall be final. Appeals therefrom shall be taken to the Circuit Court of Pulaski County using the same procedure as for Administrative Appeals of the District Court Rules of the Supreme Court. *See A.C.A. 14-56-416(b)(2).*

O. Short-Term Residential Rental Business License Liability and Enforcement. It is unlawful for any person to advertise, transact, or carry on any business relating to or supporting the transient use of residential property in the City without first having procured a Short-Term Residential Rental Business License from the City, and paying the license fee and any other fees associated with approval of an application for and/or renewal of a license. Owners shall not list a property or units online until they have received a Short-Term Residential Rental Business Licenses, operation of a short-term rental without a business license could make the owner ineligible to apply for a business license for up to one (1) year. However, a Short-Term Residential Rental Business Licenses **shall not be** required for any lawfully established bed and breakfast inn, motel, hotel, or timeshare development, as-law elsewhere regulates them.

1. Any owner, owner representative, responsible tenant, person acting as agent, real estate broker, real estate sales agent, property manager, or otherwise who uses, arranges, or negotiates for the use of, or allows the use of residential property in violation of the provisions of this Ordinance, or any subsequent amendments thereto, shall be subject to such fines, penalties, and forfeitures set forth herein, up to and including suspension or revocation of such Short-Term Residential Rental Business License, and/or the forfeiture of the Special Use approval for such use.
2. Guest records – the owner shall maintain summary guest registration records, which shall contain the actual dates of occupancy total number of guests per party per stay, and the rate(s) charged but shall not contain any personally identifiable information about guests such records shall be maintained for 3 years and shall be provided to the City upon request.
3. Taxes and fees except for those instances in which a hosting platform bears the responsibility for collecting and remitting taxes and fees applicable to short-term rentals, the property owner shall timely remit in full North Little Rock Hotel, motel and restaurant tax and other applicable local, state and federal taxes and city fees owed in connection with any short-term rental. The failure of a hosting

platform to collect and remit taxes and fees shall not relieve an owner of the obligation to pay taxes and fees owed pursuant to this Section.

4. Violations of this Ordinance shall be treated as a strict liability offense regardless of intent.
5. Failure to comply with any of the short-term rental provisions shall be subject to the following fines, penalties and forfeitures:
   a. $1,000 for the first offense or violation
   b. $2,000 for the second offense or violation
   c. If a prohibited action continues in respect to time, the fine or penalty for allowing the continuance shall be $500 for each day it is unlawfully continued.

SECTION 3: **Definitions.**

Certain terms used herein have the meanings set forth below, and such meaning shall prevail in case of conflict with the definitions set forth elsewhere within the North Little Rock Code.

A. *Bedroom* shall have the same meaning as set forth in the North Little Rock Fire Prevention and Building Code (Arkansas Fire Prevention Code, 2012 Edition *et seq.),* and any subsequent amendments thereto and is defined as a fully enclosed portion of a building designed or intended to be used principally for sleeping purposes.

B. *Dwelling unit* is one (1) room, or rooms connected together, constituting a separate, independent housekeeping establishment for owner occupancy, or rental or lease on a monthly or longer basis,and physically separated from any other rooms or dwelling units, which may be in the same structure, and containing independent cooking and sleeping facilities.

C. *Guest* means the overnight occupant(s) renting the short-term residential rental for a specified period of 30 days or less, and the visitors of the overnight occupants.

D. *Guest Short-term Rental* means any person who occupies a short-term rental, for a period of less than 30 consecutive days, pursuant to a short-term rental lease term and/or other like agreement for the purposes of temporary lodging.

E. *Good Neighbor Brochure* means a brochure, available from the City, to be given to guests, which includes a summary of the City's policies, rules, and regulations relating to short-term residential rentals.

F. *Host Short-term Rental* means the owner(s) of a short-term rental who has authority to offer the dwelling unit, portion thereof, or a room within the dwelling unit as a short-term rental.

G. *Host Compliance Company* means a company procured by the City of North Little Rock to monitor compliance and provide enforcement of the City's Short-term Rental Regulations.

H. *Hosting platform* means a person or entity that participates in the short-term rental business by providing and collecting or receiving a fee(s) for facilitating booking transactions through which a short-term rental host may offer a short-term rental to a short-term rental guest. Hosting platforms typically, though not always, facilitate

booking transaction through an on-line platform that allows a short-term rental host to advertise the short-term rental through a website provided by the hosting platform and the hosting platform conducts a transaction by which potential short-term rental guest reserve a guestroom(s) and arrange payment whether the short-term rental guest pays rental fee(s) directly to the short-term rental host or to the hosting platform.

I. *Local Contact Person* shall be the person designated by the owner or the owner's authorized representative who shall be available twenty-four (24) hours per day, seven (7) days per week for the purpose of responding within sixty (60) minutes to complaints related to the short-term residential rental and taking remedial action to resolve such complaints.

J. *Neighborhood* means an area of a community with characteristics which distinguish it from others including distinct ethnic or economic bases, housing types, schools, or boundaries defined by distinct physical barriers such as railroads, arterial streets, rivers, or major drainage channels.

K. *Owner* means the person, corporation, or other legal entity listed as owner on the records of Pulaski County.

L. *Owner representative* means any person authorized by the owner to fully manage the transient use site / short-term residential rental.

M. *Person* means an individual, firm, corporation, partnership, business, group of individuals, city department or other entity, which acts singly or collectively for a common purpose.

N. *Remuneration* means compensation, money, rent, or other bargained for consideration given in return for occupancy, possession, or use of real property.

O. *Transient* means a period not more than 30 consecutive calendar days.

P. *Responsible tenant/guest* means a person aged eighteen (18) or older who has received notice of occupancy, parking, and other limits and regulations that apply to the transient use site and who has agreed to be responsible to ensure that impermissible or inappropriate behavior does not occur at the transient use site, including, but not limited to, all applicable laws, rules, and regulations pertaining to the use and occupancy of the short-term residential rental.

Q. *Short-Term Rental* means a residential dwelling unit, portion of a dwelling unit, or room within a residential dwelling unit, leased and/or rented to a guest(s) for a period of less than thirty (30) consecutive days.

R. *Short-Term Residential Rental Business* shall be defined as the renting, leasing, or otherwise furnishing of a house, cabin, condominium, apartment, and/or other similar rental accommodation within the City of North Little Rock for periods of less than thirty (30) days.

S. *Short-term Rental Type 1 (owner occupied)* is a short-term rental where the principal use of the property remains as a full-time residence. The occupants or owner rent their primary residence or a portion thereof as a short-term rental. A copy of the homestead tax credit for the property is required to be classified as a Type 1 Short-term Rental. A City business license is required to operate a Short-term Rental Type 1.

T. *Short-term Rental Type 2* is a short-term rental that is not occupied by a permanent resident. The owners lists this property full time as a short-term rental and does not intend to have permanent residents living in the property. A **Special Use** is required for a Type 2 short-term rental prior to the City issuing a business license.

U. *Transient use of residential property* means the use by any person of residential property, or any portion thereof, for transient lodging uses where the term of occupancy, possession, or tenancy of the property by the person entitled to such occupancy, possession, or tenancy is less than thirty (30) consecutive calendar days.

V. *Transient use site and transient use* mean property, or any portion thereof, occupied and used for transient or short-term residential rental purposes.

W. *Use* means the principal purpose for which a building, lot, land or structure is intended, designed, occupied or maintained.

X. *Special Use* means uses that cannot be properly classified in any particular district or districts without consideration of the impact of those uses upon neighboring land and of the public need for the particular location. Authorization for Special Uses does not involve construction of improvements on the site. (see Section 8.2 of the North Little Rock Zoning Code)

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 5: 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 6: That it is hereby found and determined that adoption of this ordinance as provided for herein is to be in the best interests of the City, and is immediately necessary in order to protect and minimize the potential adverse impacts of transient uses o residential neighborhoods 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: ATTEST

Debi Ross

Council Member Debi Ross Diane Whitbey, City Clerk

Charlie Hight

Council Member Charlie Hight by AF

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/ABF

FILED 11:07 A.M. _____ P.M.

By A. Fields, City Atty

DATE 2/7/23

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

RECEIVED BY B Tomp