

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 4.3.1 AND SECTION 1.4.1 OF THE NORTH LITTLE ROCK MUNICIPAL CODE CHAPTER 9, PARKING REGULATIONS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, with the adoption of Ordinance No. 8128 on December 22, 2008, the North Little Rock City Council adopted North Little Rock Municipal Code (“NLRMC”) Chapter 9, Parking Regulations (amended by Ordinance Nos. 8195 and 8196, adopted on September 28, 2009; Ordinance No. 8212, on November 9, 2009; Ordinance No. 8260, on May 24, 2010; Ordinance No. 8383, on October 24, 2011; Ordinance No. 8462, on July 23, 2012; Ordinance Nos. 8551 and 8552, on July 22, 2013; Ordinance No. 8621, on March 24, 2014; Ordinance No. 8894 and 8895, on March 27, 2017; Ordinance No. 9290, on September 28, 2020; Ordinance No. 9297, on October 26, 2020; Ordinance No. 9374 on July 12, 2021; and Ordinance No. 9524 on December 12, 2022); and

WHEREAS, Ordinance No. 8195 omitted some language from the original language in Chapter 9 with reference to rules for parking on front or side lawns in restricted parking districts; and

WHEREAS, the definition of “Parking Surface” in Section 1.4.1 should be amended to clarify that property installation of a parking surface requires that the surface be solid and continuous; and

WHEREAS, it is in the best interest of the City and its residents to restore the original language in Section 4.3.1 and to clarify the definition of “parking surface” in North Little Rock Municipal Code Chapter 9, Parking Regulations.

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

SECTION 1: That Section 4.3.1 of North Little Rock Municipal Code Chapter 9, Parking Regulations, is hereby amended as follows:

Editor’s note: Deletions are denoted in “red” by ~~striketrough~~ and additions in “blue” by underline.

4.3.1 Restrictions. Restricted Parking Districts may be governed by one or more of the following rules:

- (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 unless the vehicle is park, stored, or kept within a carport, garage, or upon a proper Parking Surface that has a continuous connection to the street, roadway, driveway, or carport.

(B) NO PARKING COMMERCIAL VEHICLES. In districts implementing this rule, it shall be unlawful for any person to park, store, or keep any Commercial Vehicle within the district, except for loading, unloading, and conducting business as provided in Section 2.1.9 and Section 2.2.5(B).

(C) RESTRICTED PARKING DISTRICT. In districts implementing this rule, it shall be unlawful for any person to park, store, or keep any vehicle in or along a right-of-way within the district unless a lawfully issued parking permit or visitor placard is properly displayed on the vehicle.

SECTION 2: That the definition of “Parking Surface” in Section 1.4.1 is hereby amended as follows:

Parking Surface is any improved surface that is stabilized and provides appropriate dust control and limited permeability including surfaces such as pavers, concrete, asphalt or other similar parking material. The pavers, concrete, asphalt or other similar parking materials must be properly installed to insure a continuous solid parking surface by being installed or poured “end to end” or “side to side”. When applying this Regulation, gravel or similar aggregate is *not* considered a proper parking surface; *except that*, until December 22, 2018, gravel or similar aggregate shall be deemed a proper parking surface for those property owners located in a restricted parking district (established under Article Four, Section 5 below) *when* the property owner demonstrates that the said gravel or similar aggregate:

- (1) was installed prior to the formation of the restricted parking district; and
- (2) is no more than twenty (20) feet in width and used for the limited purpose of a driveway.

SECTION 3: That all ordinances or parts of ordinances 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 there is an immediate need for the aforementioned amendments to the North Little Rock Municipal Code Chapter 9, Parking Regulations; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be necessary for the immediate preservation of the public health, safety and welfare, and 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 *by AT*

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields
Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/ABF

FILED	<u>11:05</u>	A.M.	___	P.M.
By	<u><i>city atty a. fields</i></u>			
DATE	<u><i>1/17/2024</i></u>			
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas				
RECEIVED BY	<u><i>Diane Whitbey</i></u>			