

ORDINANCE NO. ____

AN ORDINANCE AMENDING SECTION 14.19 AND SECTION 14.26 OF ORDINANCE NO. 9263 (SIGN ORDINANCE) TO ALLOW AN ELECTRONIC CHANGEABLE COPY BILLBOARD SIGN ALONG A CERTAIN PORTION OF INTERSTATE 30 IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Ordinance No. 9263 (the Sign Ordinance) currently provides that no off-premises or billboard sign, or any portion thereof, shall be an electronic changeable copy sign; and

WHEREAS, there is a current off-premises billboard sign permit bank, where the City maintains a permit on file for the replacement of off-premises billboard signs that are removed or relocated;

WHEREAS, a proposal has been submitted whereby an electronic changeable copy billboard sign could be allowed in exchange for the removal of several billboards located in the City (see locations of billboards to be removed attached hereto as Exhibit A) and the permanent withdrawal of those permits from the City's billboard sign permit bank; and

WHEREAS, the City Council finds it is in the best interest of the City and its residents to amend Sections 14.19 and 14.26 of Ordinance No. 9263.

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

SECTION 1: That Subsection A of Section 14.19 – Electronic Changeable Copy Signs - of Ordinance No. 9263 is amended as follows:

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

Section 14.19 - Electronic Changeable Copy Signs

A. Electronic changeable copy signs are prohibited except as specifically authorized within specified Sign Overlay Districts or as authorized by Section 14.26 herein.

SECTION 2: That Section 14.26 – Off-premise Signs – of Ordinance No. 9263 is hereby amended as follows:

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

Section 14.26 - Off-premise Signs

A. No new off-premises or billboard signs shall be erected within the city limits, as well

as the City's extra-territorial planning jurisdiction, subsequent to the adoption of this ordinance except as provided herein. This prohibition against new off-premises or billboard signs shall apply to all areas within the city limits and the City's Extraterritorial Planning Jurisdiction, including those areas regulated by the Federal Highway Beautification Act (23 U.S.C. 131) or the Arkansas Highway Beautification Act (Ark. Code Ann. §27-74-101 et seq.).

- B. Any existing off-premises or billboard sign located on Interstate 30, Interstate 40, Interstate 440, or Highway 67/167 that is required to be removed or relocated for any reason, may only be replaced with an off-premises or billboard sign located on a site along Interstate 30, Interstate 40, Interstate 440, or Highway 67/167 as long as the site meets all of the following requirements.
 - 1. That the site is zoned C4, I1, I2, I3, or Con and the off premise or billboard sign, including the facing and support structure, meets all required building setbacks;
 - 2. That the off-premise or billboard sign is not greater than 800-square feet and shall not contain more than more than one (1) advertising sign per facing;
 - 3. That the off-premises or billboard sign will be separated by not less than 1000-feet from another off-premise or billboard sign. Said distance shall be measured along the nearest edge of the pavement between points directly opposite the center point of the signs. Each side of the Interstate or Highway shall be considered separately on Interstates or Highways with a median; and
 - 4. That the maximum height for the off-premise or billboard sign shall not exceed 45- feet above grade level except that off-premises or billboard signs located within 200- feet of a Highway or Interstate may be elevated a maximum of 45-feet above the level of the Highway or Interstate at the point of the Highway or Interstate that is perpendicular to the center of the sign.
- C. There is hereby created an off-premises or billboard sign permit bank whereby the City Planning Department shall maintain a permit on file for the replacement of off-premises or billboard signs as allowed under Section 14.26.B. In order for a sign owner to be eligible to have an off-premises or billboard sign permit within said permit bank, the owner must file a notice of intent to replace an existing off-premises or billboard sign with the planning department within 9-months after the original off-premises or billboard sign has been removed.
- D. No off-premises or billboard sign, or any portion thereof, shall be an electronic changeable copy sign.
- E. Along Interstate 30, between the Broadway Exit and the Arkansas River Bridge, electronic changeable copy billboard signs are allowed as long as the billboards and locations meet the then-existing requirements of the Arkansas Department of Transportation, including spacing or distance requirements and subject to the following conditions:
 - 1. The sign may have two panels (one on each side).
 - 2. No video/motion shall be allowed on the electronic changeable copy sign. The sign may only display static images that will change no more frequently than every eight

seconds with the exception of those giving public service information such as time, date, temperature, and weather and/or similar information as approved by the Planning Department.

3. Each panel shall be limited to no more than eight different rotating images at any one time.
 4. The sign will have an automated meter that will measure the ambient light levels and adjust the brightness to meet local ordinances.
 5. The owner of sign will monitor the sign 24 hours per day, 7 days per week.
- F. That within thirty (30) days of the installation of any electronic changeable copy billboard sign in accordance with Subsection E above, the following signs will be permanently removed, the permits for each sign will be voided, and the permits will be permanently removed from the City's off-premises or billboard sign permit bank:
1. Panel #1094 (I-40S/.4 mi US67-167)
 2. Panel #1096 (I-40S/.2 mi US67-167)
 3. Panel #71143 (I-30E/112 Locust St.)
 4. Panel #89011a (Pike Ave roundabout)
 5. Panel #89011b (Pike Ave roundabout)

SECTION 4: That 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: It is hereby found and determined that the herein-described electronic changeable copy billboard sign alone Interstate 30 will not detract from the aesthetic appearance of the neighborhood or interfere with other development in the area, and that the immediate passage of this Ordinance is necessary in order to insure the proper and orderly growth and development of this land and 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:

Maurice Taylor
Council Member Maurice Taylor

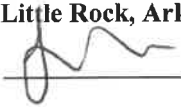
Diane Whitbey, City Clerk

APPROVED AS TO FORM:



Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/ABF

FILED	<u>10:43</u>	A.M.	_____	P.M.
By	<u>Amy Fields CA</u>			
DATE	<u>12-3-21</u>			
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas				
RECEIVED BY				

EXHIBIT

A

tabbles



Proposed Location for ECC Billboard

Date: 10/2/2024

This map is not survey accurate.

