

ORDINANCE NO. ____

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A DAYCARE IN A C-4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 4000 EAST BROADWAY STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, application was duly made by Kimberly Brasfield, P.O. Box 241524, Little Rock, Arkansas 72223, seeking a conditional use for property located at 4000 East Broadway Street to allow a daycare center, which application was duly considered and approved (5 affirmative votes, 1 abstaining, 3 absent) by the North Little Rock Planning Commission at a regularly scheduled meeting thereof, held on March 12, 2019.

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 a daycare center in a C-4 zone for the subject real property located at 4000 East Broadway Street in the City of North Little Rock, Pulaski County, Arkansas, being more particularly described as follows:

Part of the S 1/2 of the SE 1/4 Sec 31, T-2-N, R-11-W, Pulaski County AR, described as commencing at the Southwest corner of Lot G Rose City Oil Mill Addition thence West along the North ROW of E. Broadway, 133.18' Thence South 60' to the south R/W of E. Broadway to a found iron pin for the point of beginning. Thence N- 36 degrees 15 minutes 42 seconds west, 129.93' to the south R/W of Broadway. Thence East 99.53' to the Point of beginning. & Part of the S 1/2 SE 1/4 Sec 31, T-2-N, R-11-W, Pulaski County, AR described as commencing at the intersection of the North line of E. Washington with the South line of E. Broadway. Thence west along the North line of E. Washington, 228' for the point of beginning. Thence N-36 degrees 46 minutes 34 seconds East 81 feet to the point of beginning in the City of North Little Rock, Pulaski County, Arkansas (See maps attached hereto collectively as Exhibit A).

SECTION 2: That this conditional use shall be subject to the following:

1. Daycare hours of operation: 24 hours a day, 7 days a week.
2. Playground to be directly accessed from the building. Playground to have an emergency exit facing away from the building.
3. Allow existing chain link fence with slats to serve as playground fence.
4. Vehicle access to drive through on west side of southeastern building to be restricted for children crossing over to the playground.
5. Applicant must meet applicable Federal, State, County, and City requirements and codes.
6. Business license to be issued after Planning Staff confirmation of requirements.

7. Playground to meet DHS and City of North Little Rock requirements for playground surface and equipment.
8. All daycare centers/home daycares shall perform a sex offender residence check through the North Little Rock 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.
9. Applicant/owner understands that failure to comply with these conditions may result in loss of the Special 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 a daycare center as described herein is compatible with other businesses in the area and that the conditional use of the above-described land 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 Joe A. Smith

SPONSOR

ATTEST:



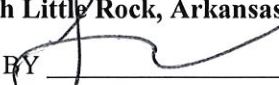
Council Member Linda Robinson *by AF* Diane Whitbey, City Clerk

APPROVED AS TO FORM:

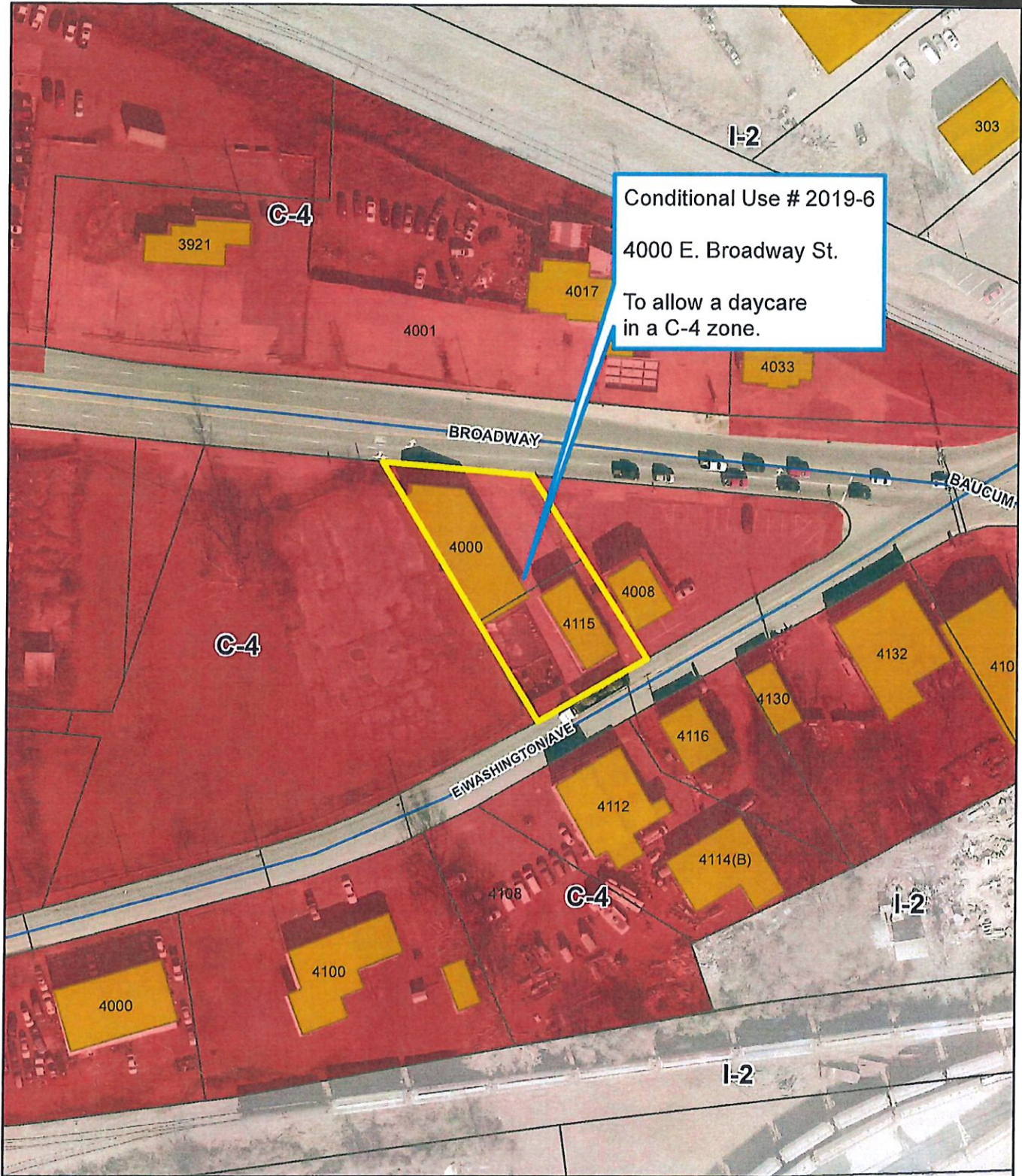


Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/cf

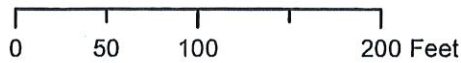
FILED	<u>11:25</u>	A.M.	_____	P.M.
By	<u>Amy Fields CA</u>			
DATE	<u>3/1/09</u>			
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas				
RECEIVED BY				

Conditional Use # 2019-6

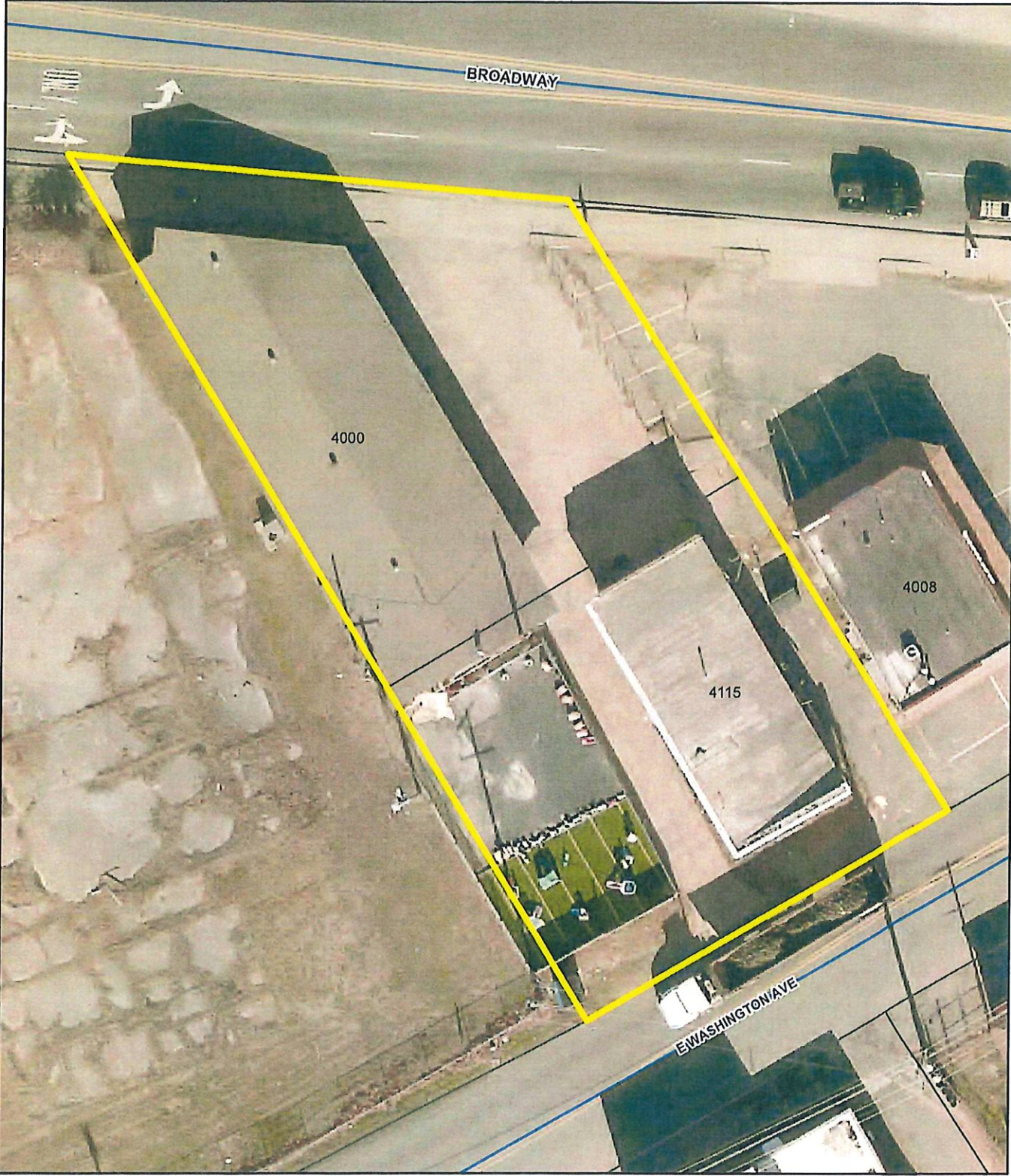


Zoning Map

1 inch = 100 feet

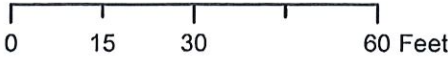


Conditional Use # 2019-6



Ortho Map

1 inch = 30 feet



Date: 1/18/2019

Map is not to survey accuracy