

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE GRANTING A WAIVER TO ALLOW A FREESTANDING POLE SIGN ON CERTAIN REAL PROPERTY LOCATED AT 11700 MAUMELLE BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, a request has been made by Mr. Floyd Woodruff, Manager of Maumelle Nursery & Garden Center, 11700 Maumelle Boulevard, North Little Rock, AR 72213, seeking certain variances for a pole sign on the herein described land (*see* Exhibit “A” attached hereto); and

WHEREAS, the request has not gone before the Planning Commission, but proper notice (confirmed by Planning Department staff) for a public hearing at the City Council meeting on June 8, 2015 has been given to property owners within 200 feet of the subject sign location; and

WHEREAS, the request seeks a waiver to allow variances of requirements pursuant to Section 14.19 (Electronic Changeable Copy Signs) as follows:

**Section 14.19.D.2 – Physical Characteristics.**

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- c. Electronic changeable copy signs that are located on streets with four vehicular traffic lanes with a median greater than 30 feet in average width.
  - (i) Allow a freestanding pole sign (*instead* of a ground mounted monument style sign).
  - (ii) Allow a height of 13’3” (*instead* of maximum of 10 feet in height).

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

SECTION 1: That a waiver to allow variances of Sections 14.19.D.2.c.(i) and (ii) of the North Little Zoning Ordinance for a freestanding pole sign on property located at 11700 Maumelle Boulevard in the City of North Little Rock, Pulaski County, Arkansas) is hereby approved as follows:

- (a) The prohibition for a freestanding sign (instead of a ground mounted monument style sign) is waived.
- (b) The 10-foot maximum height limitation is waived to allow the sign to be 13’3” tall.

See Exhibits "B" (sign elevation), "C" and "D" (maps) attached hereto and incorporated by reference.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 3: 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 4: It is hereby found and determined that a waiver to allow a freestanding pole sign on the subject property in the Maumelle Boulevard corridor will not detract from the aesthetic appearance of and will be consistent with other signage in the area, will afford greater visibility for the location 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 Joe A. Smith

SPONSOR:


ATTEST:

  
Alderman Steve Baxter


\_\_\_\_\_

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

  
C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED	<u>11:42</u>	A.M.	_____	P.M.
By	<u>City Atty Carter</u>			
DATE	<u>6-2-15</u>			
<b>Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas</b>				
RECEIVED BY	<u></u>			

*Maumelle Nursery*  
**& GARDEN CENTER**

Wholesale & Retail Nursery

Phone (501) 758-0002 • Fax (501) 758-9846

11700 Maumelle Boulevard

North Little Rock, Arkansas 72213

March 16, 2015

Community Planning  
City Services Building  
120 Main St.  
North Little Rock, AR 72114

Re: Maumelle Nursery and Garden Center  
Sign Approval

To Whom it may concern:

This letter is a request for approval of the new sign that needs to be installed on our property at 11700 Maumelle Boulevard. The new sign will need to be manufactured and installed so that all business information is above the 6 foot security fence.

The current guidelines restricting the square footage of the sign will not allow the actual lettering of the sign to be seen as it would be obstructed by the security fence.

We are asking that an exception be made to allow the new sign to be installed properly and all information to be seen without any visual impairment from the security fence.

The previous sign that was on the property was destroyed by high winds and deterioration of the wooden post. We are only asking that what was previously an acceptable sign be replaced with one that is similar in size and function.

The security fence, gate and surrounding landscape cannot be moved to allow for increased visibility of the new sign. The security fence is necessary to prevent theft and vandalism during closed hours of operation.

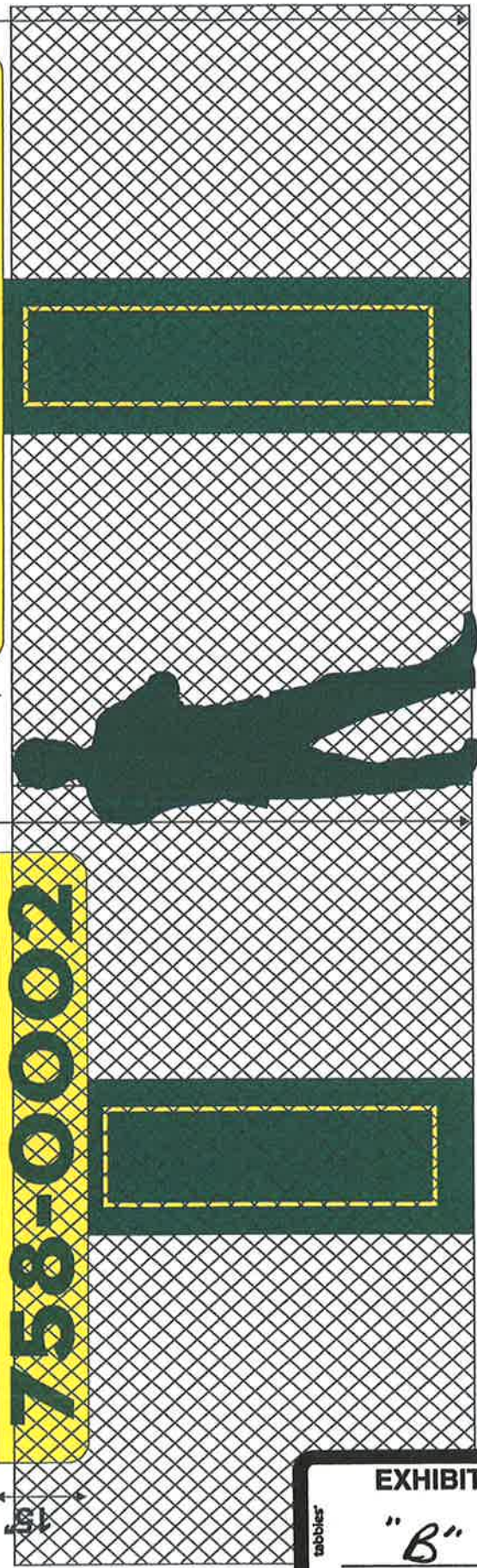
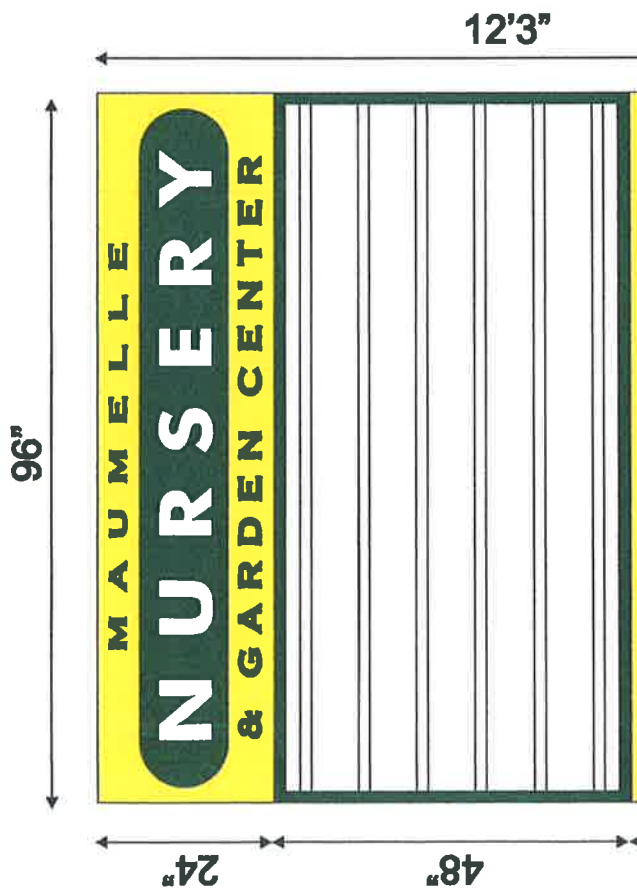
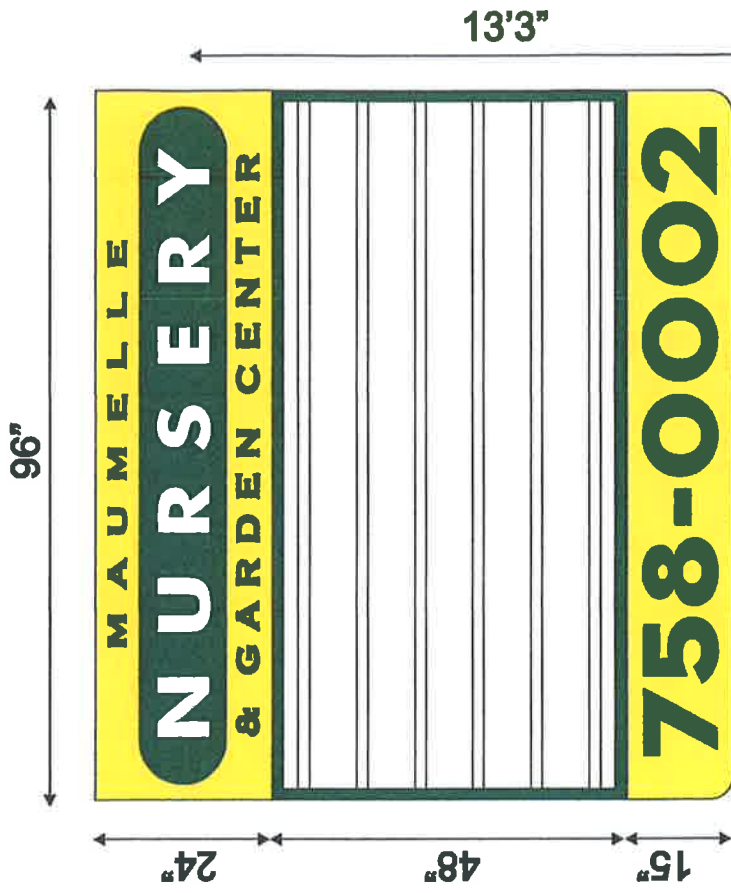
We are asking that you take the above information into consideration and grant our request for an exception to the current law.

If you need any additional information please feel free to contact me at 501-758-0002.

Sincerely,

Floyd Woodruff, Manager





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EXHIBIT

"B"



# Public Hearing Case # 1728



**EXHIBIT**  
"c"



Ortho Map

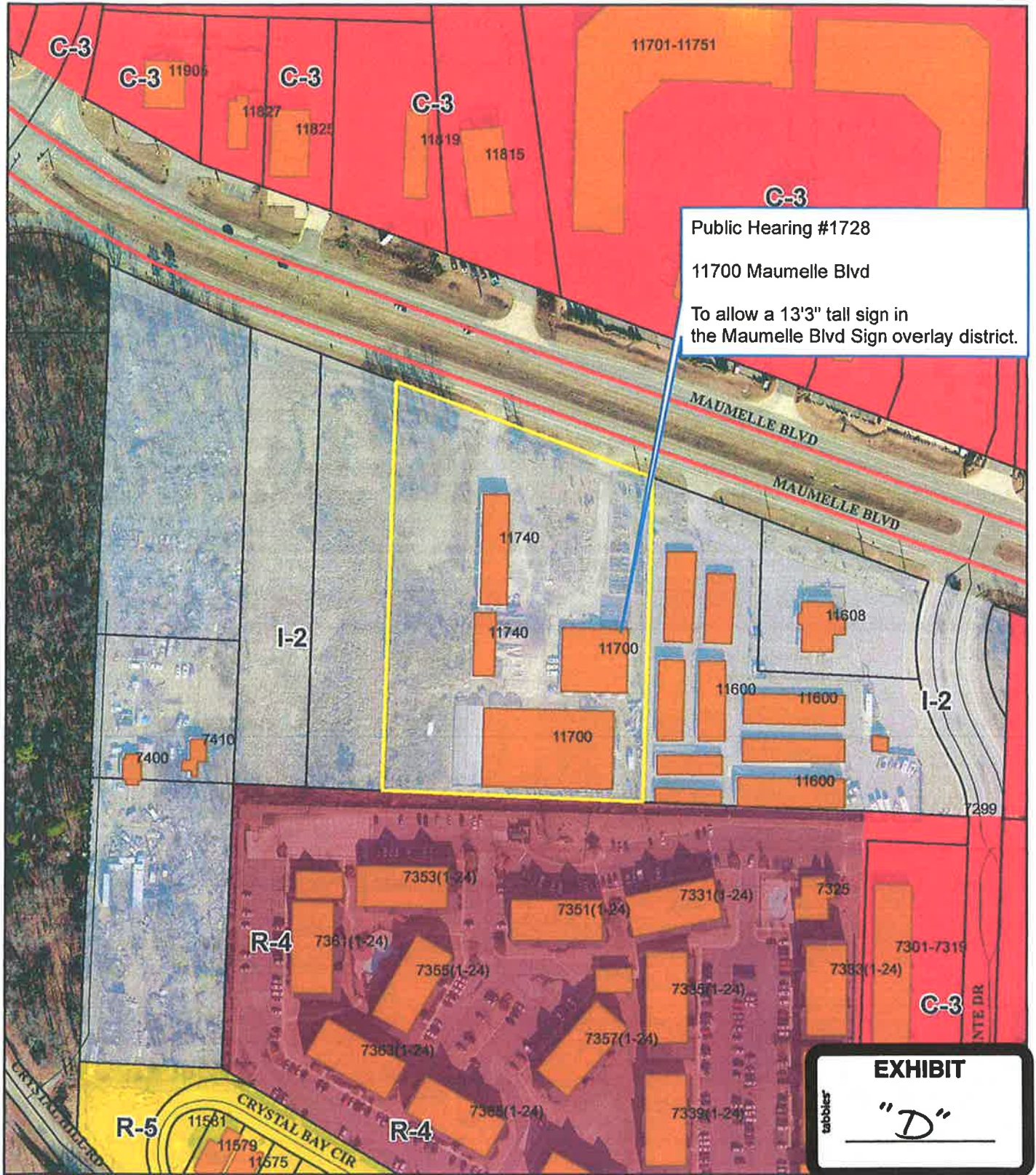
1 inch = 75 feet



Date: 5/15/2015



# Public Hearing Case # 1728



Zoning Map

1 inch = 200 feet



Date: 5/15/2015