

ORDINANCE NO. _____

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A FARMERS MARKET IN A C-6 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 512 NORTH MAIN STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, application was duly made by Mr. Jody Hardin, P. O. Box 76, Grady, AR 71644, seeking a conditional use of land located at 512 North Main Street, which application was duly considered and approved (7 affirmative votes; 2 absent) by the North Little Rock Planning Commission at a regularly scheduled meeting thereof, held on March 10, 2009.

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 Farmers Market in a C-6 zone for the subject real property located at 512 North Main Street in the City of North Little Rock, Pulaski County, Arkansas, being more particularly described as:

Lots B and C, P and R Properties Addition to the City of North Little Rock, Pulaski County, Arkansas. (See Exhibits "A" and "B" attached hereto.)

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

- (1) Applicant must meet all applicable Federal, State, County and City laws, regulations and requirements;
- (2) Similar style tents with a white, blue or tan canopy are to be provided by vendor or applicant;
- (3) All tables are to be skirted;
- (4) Flags, banners and decorative items are to be allowed on Sales Days;
- (5) Any permanent signs to meet the requirements of the sign ordinance;
- (6) Trash is to be cleaned off the lot after each sales day;
- (7) Hours of operation are 5:00 AM to 2:00 PM, Tuesdays and Saturdays;
- (8) Limited to maximum of 40 units/vendors;
- (9) Location of units/vendors to be determined by the Market Manager;

- (10) A central shade tent to be permitted from April to November (maximum size of 24' x 48'); and
- (11) A business license will not be issued until the North Little Rock Planning Department has confirmed all requirements have been met.

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 the conditional use of the above-described lands as provided for herein is immediately necessary in order to insure the proper and orderly growth of this land and the proper and orderly growth 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 Patrick H. Hays

SPONSOR:

ATTEST:

Alderman Maurice Taylor

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b