

ORDINANCE NO. _____

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A DAYCARE CENTER IN A C-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 910 WEST 25TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, application was duly made by Ms. Beverly Hall, P. O. Box 1925, North Little Rock, AR 72114, seeking a conditional use of land located at 910 West 25th Street, which application was duly considered and approved (8 affirmative votes; 1 absent) by the North Little Rock Planning Commission at a regularly scheduled meeting thereof, held on October 13, 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 daycare center in a C-3 zone for the subject real property located at 910 West 25th Street in the City of North Little Rock, Pulaski County, Arkansas, being more particularly described as:

West ½ of Lot 4 and all of Lot 5, Block 3, Buddenberg Addition to the City of North Little Rock, Pulaski County, Arkansas. (See Exhibit "A" 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) Playground to meet Arkansas Department of Human Services and City of North Little Rock requirements for playground surface and equipment;
- (3) Playground fences to be 6 foot opaque; repair existing fences and gates;
- (4) Playground areas to have an emergency exit that will lead away from the building;
- (5) Provide a dedicated walkway that is protected from vehicular traffic;
- (6) Meet Fire Marshal's requirements on interior walls; and
- (7) Business license to be issued after Planning Staff confirmation that conditions 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 Debi Ross

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b