

**AN ORDINANCE AMENDING APPENDIX A, PARK HILL OVERLAY DISTRICT OF THE ZONING ORDINANCE (ORDINANCE NO. 7697) TO ALLOW AN OUTDOOR FOOD TRUCK COURT BY CONDITIONAL USE; AMENDING APPENDIX TO DEFINE “OUTDOOR FOOD TRUCK COURT” AND “FOOD TRUCK;” DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, outdoor food truck courts are not a permitted use under Appendix A (the “Park Hill Overlay District”) of Ordinance No. 7697 (the “Zoning Ordinance”)

WHEREAS, the Park Hill Business & Merchants’ Association is supportive of the inclusion of a food truck court as an allowable use for the Park Hill Overlay District (see Letter from Kent Walker, President of the Park Hill Business & Merchants’ Association attached hereto as Exhibit A); and

WHEREAS, proper notice has been given through publication in a local paper.

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

SECTION 1: That Table 3-1 (C-PH Allowable Use Table) of Appendix A–Park Hill Development Overlay to the North Little Rock Zoning Ordinance (Ordinance No. 7697) is hereby amended to allow “Outdoor Food Truck Court” by Conditional Use.

SECTION 2: That Attachment 7 (Definitions) of Appendix A – Park Hill Development Overlay to the North Little Rock Zoning Ordinance (Ordinance No. 7697) is hereby amended to add the following definitions:

***Outdoor Food Truck Court***

A location where two or more food truck vendors operate simultaneously on a regular rotating basis as a principal use of the land.

***Food Truck***

A licensed, motorized vehicle that includes a self-contained kitchen in which food is prepared, processed, or stored and such vehicle is used to sell and dispense food to the general public.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.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 the City benefits from growth within its boundaries, that the amending the allowable use table for the Park Hill Development Overlay District to allow a food truck court will not be detrimental to or interfere with other occupants in the area and is immediately necessary in order to insure the proper and orderly growth 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:

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Mayor Joe A. Smith

SPONSORS:

ATTEST:

Debi Ross

Council Member Debi Ross

Diane Whitbey

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Diane Whitbey, City Clerk

Beth White

Council Member Beth White

Diane Whitbey

APPROVED AS TO FORM:

Amy Beckman Fields

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/cf

FILED	<u>10:30</u>	A.M.	_____	P.M.
By	<u>A. Fields</u>			
DATE	<u>11-19-19</u>			
<b>Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas</b>				
RECEIVED BY	<u>S. Usery</u>			



November 11, 2019

Honorable Beth White, Ward 1  
4021 Glenmere  
North Little Rock, AR 72116

Dear Council Member White:

You approached me about a revision to the Park Hill Development Overlay, Ordinance 8846 (passed 9/26/16), regarding the inclusion of a food truck court.

I have contacted my Board and can convey that the Park Hill Business and Merchants' Association Board is supportive of such a change, and inclusion of a food truck court in allowable uses. We believe this would be a great addition to the area were someone to develop. I am uncertain as to whether such an idea was prevalent when the ordinance passed, and thus is progressive for our area to be adaptable as circumstances present themselves. We encourage food trucks as they give families choices in an outdoor setting.

That being stated, we are not supporting any particular person or entity, just the concept of a food truck court being allowed to proceed via City Council legislation to the amend the above named code. If you need anything further, please let me know.

Truly,

A handwritten signature in blue ink, appearing to be "Kent Walker", written over a light blue horizontal line.

Kent Walker  
President