

**AN ORDINANCE GRANTING A WAIVER OF SECTION 14.19 OF THE ZONING ORDINANCE TO ALLOW AN ELECTRONIC CHANGEABLE COPY SIGN ON CERTAIN REAL PROPERTY LOCATED AT 4500 EAST MCCAIN BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, a request to replace an existing sign has been made by Perry Oldner, Condray Signs, 1107 East Harding Avenue, Pine Bluff, Arkansas 71601, to allow a 30 foot-tall, 110 square-foot free-standing sign including a 32 square-foot electronic changeable copy message center in a C-3 zone to be located at 4500 East McCain Boulevard (see letters from Perry Oldner, Condray Signs, and Allen Robbins, Facility Manager, Flis Enterprises, Inc. attached hereto collectively as Exhibit A); and

WHEREAS, the request seeks a waiver of the requirements of Section 14.19(D)(2)(b) of the Zoning Ordinance which provides that signs shall be limited to maximum of 6 feet in height and 48 square feet, and prohibiting freestanding signs; and

WHEREAS, the applicant is seeking approval from the North Little Rock City Council; and

WHEREAS, notice has been sent to surrounding property owners, a sign has been placed on the property, and a legal advertisement of notice of a public hearing to be held December 23, 2019 at 6:00 p.m. has been placed in the newspaper.

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

SECTION 1: That the proposed sign, as shown on Exhibit B attached hereto, is hereby permitted on real property located 4500 East McCain Boulevard, being more particularly described as follows:

Lot 3A, Block 2, Springhill Development Addition, Pulaski, County, Arkansas (See map attached hereto as Exhibit C).

SECTION 2: That a waiver of the sign style requirements, maximum sign height requirements, and square footage requirements of Section 14.19(D)(2)(b)(i), (ii), and (iii) of the Zoning Ordinance is hereby granted for 4500 East McCain Boulevard, North Little Rock, Pulaski County, Arkansas, to allow for a 110 square-foot, 30 foot-tall free-standing sign that includes a 32 square foot electronic changeable copy message center.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.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 herein-described sign on McCain Boulevard will not detract from the aesthetic appearance of the neighborhood or interfere with other development in the area, 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:

  
\_\_\_\_\_  
Mayor Joe A. Smith

\_\_\_\_\_

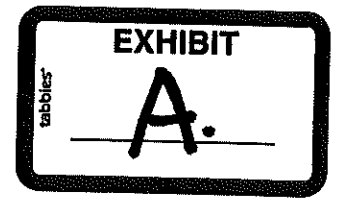
Diane Whitbey, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/cf

FILED <u>10:05</u> A.M. _____ P.M.
By <u>Asst city Atty Fleming</u>
DATE <u>12-17-19</u>
<b>Diane Whitbey, City Clerk and Collector</b> North Little Rock, Arkansas
RECEIVED BY <u>K. Thomas</u>



11/25/2019

North Little Rock City Council  
300 Main St.  
North Little Rock, AR 72114

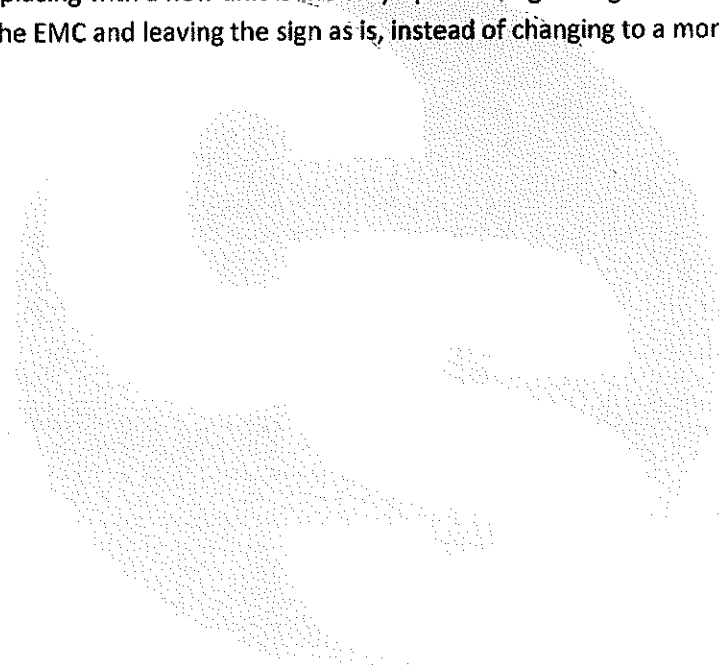
Re: Burger King - 4500 E. McCain Blvd

North Little Rock City Councilmembers:

We are requesting permission from City Council to replace the existing electronic message center that is located at 4500 E McCain Blvd with a new unit. The existing sign needs repairing, and the manufacturer is out of business. Replacing with a new unit is the only option. Burger King and Condray Signs request approval to replace the EMC and leaving the sign as is, instead of changing to a monument sign.

Thank you

Perry Oldner





November 12, 2019

To Whom it May Concern:

I have read and agree to operate the EMC within the guidelines stated.

Thank you for your time.

Allen Robbins,

Facility Manager, Flis Enterprises, Inc.

A handwritten signature in black ink, appearing to read "Allen Robbins", with a long horizontal flourish extending to the right.

**FLIS ENTERPRISES, INC.**

5111 Jerry Drive, Suite A • Little Rock, AR 72223 • (501) 868-6659 • Fax (501) 868-8147

A Franchisee of Burger King Corporation



48 x 96in (128 x 256 matrix)  
 9mm Full Color LED  
 Cirrus Message Center



By signing this document, you verify that all spelling, layout and content are correct and that you are satisfied with the design(s) proofed on this document. Designs will be produced as shown here and you cannot make changes once the order is in production. Customer assumes all responsibility for typographical errors.

Please Sign here

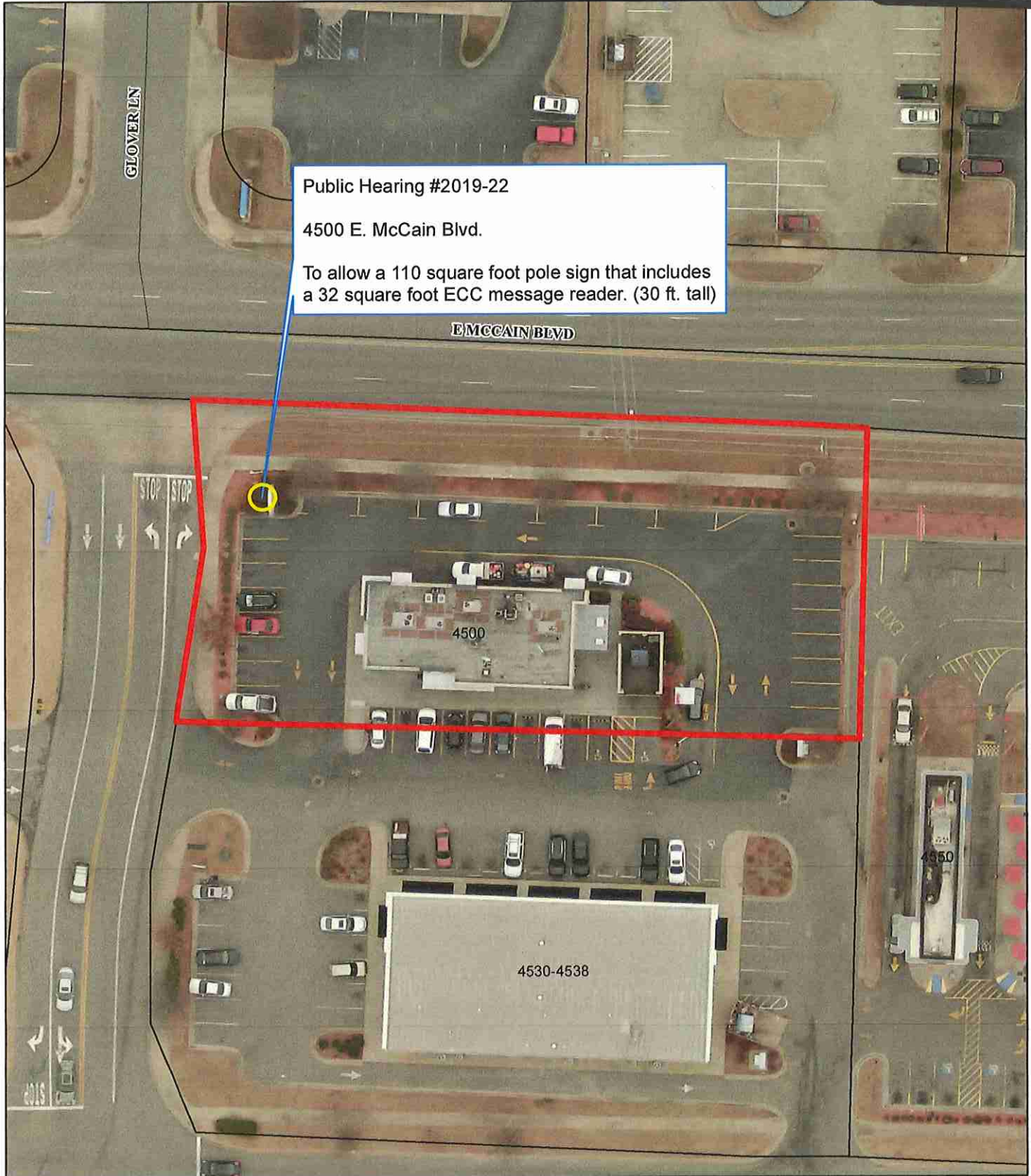


Client: Burger King  
 Location: McCain Blvd N, Little Rock, AR  
 Representative: Perry Oldner  
 Designer: Jason McGee  
 Date: 8-2-19

File location: \DESKTOP-CL9TA20\  
 Shared Server File\SHARED FOLDER\  
 graphic files\Burger King\McCain Blvd  
 File name: McCain 4 x 8 message center.fa

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# Public Hearing Case # 2019-22



Ortho Map

1 inch = 50 feet



Date: 11/26/2019