

ORDINANCE NO. _____

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A SELF-SERVE ICE VENDING UNIT IN A C-4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 5500 MacARTHUR DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, application was duly made by Mr. Randy Wiggins of Big Wig Ice, LLC, P. O. Box 6250, Sherwood, AR 72124, seeking a conditional use of land located at 5500 MacArthur Drive to allow a self-serve ice vending unit, 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 May 9, 2017.

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 to allow a self-serve ice vending unit in a C-4 zone for the subject real property located at 5500 MacArthur Drive in the City of North Little Rock, Pulaski County, Arkansas, being more particularly described as follows:

Lot A, W.T.F. Addition to the City of North Little Rock, Pulaski County, Arkansas.
(See Exhibits "A", "B", "C" and "D" attached hereto)

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

- a) Applicant must meet all applicable Federal, State, County and City requirements.
- b) The ice vending machine may be authorized as an accessory use that is related to another primary use on the subject property.
- c) The ice vending machine may be authorized as a primary use on the property.
- d) The vending machine may be physically attached to the structure housing the primary use on the subject property or as a stand-alone accessory or primary structure. If located in front of the primary structure, the ice vending machine must meet the setback of the zone in which it is located.
- e) The ice vending machine shall be painted a similar and complimentary color to the primary structure(s) located in the area.
- f) The ice vending machine unit shall be placed on a continuous solid brick or stone foundation. The foundation shall be a minimum of two feet (2') tall.
- g) Exterior walls of the ice vending unit shall be stucco or dryvit material(s).

- h) Any mechanical/condensing units associated with the ice vending machine shall be located on the roof of the unit and hidden by a parapet wall. Parapet wall(s) will be of the same material and color of the structure and be a continuation of the vertical wall.
- i) Dispensing areas of the ice vending machine unit will be covered by metal awnings extending a maximum of four feet (4') from the wall of the structure. The awnings shall have a minimum of nine feet (9') clearance from the ground.
- j) Exterior lighting shall be located under the awnings at the dispensing areas.
- k) Signage shall be limited to wall areas located under the awning(s). Signage shall not be internally lit, electronic changeable copy, and/or neon.
- l) Two (2) shade trees shall be provided for each unit. Trees are to have an automated underground irrigation system.
- m) Bollards shall be placed to prevent a vehicle from damaging the ice vending machine unit or awnings.
- n) The applicant shall comply with signage requirements found in Article 14 of the Zoning Ordinance.
- o) Planning Staff shall not issue a business license until inspection confirms that all requirements have been met.
- p) The applicant/owner understands that failure to comply with these conditions may result in loss of the Conditional Use and/or loss of Business License and/or removal of Electric Power Meter.
- q) The applicant will provide trash receptacles and regular trash pick-up at the business location.

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 approved ice vending machine is compatible with other commercial development in the area, will not detract aesthetically from other nearby businesses, and that the conditional use of the above-described land is immediately necessary in order to insure the proper and orderly growth and development 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:

Mayor Joe A. Smith

SPONSOR:

Ron Harris
Alderman Ron Harris

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

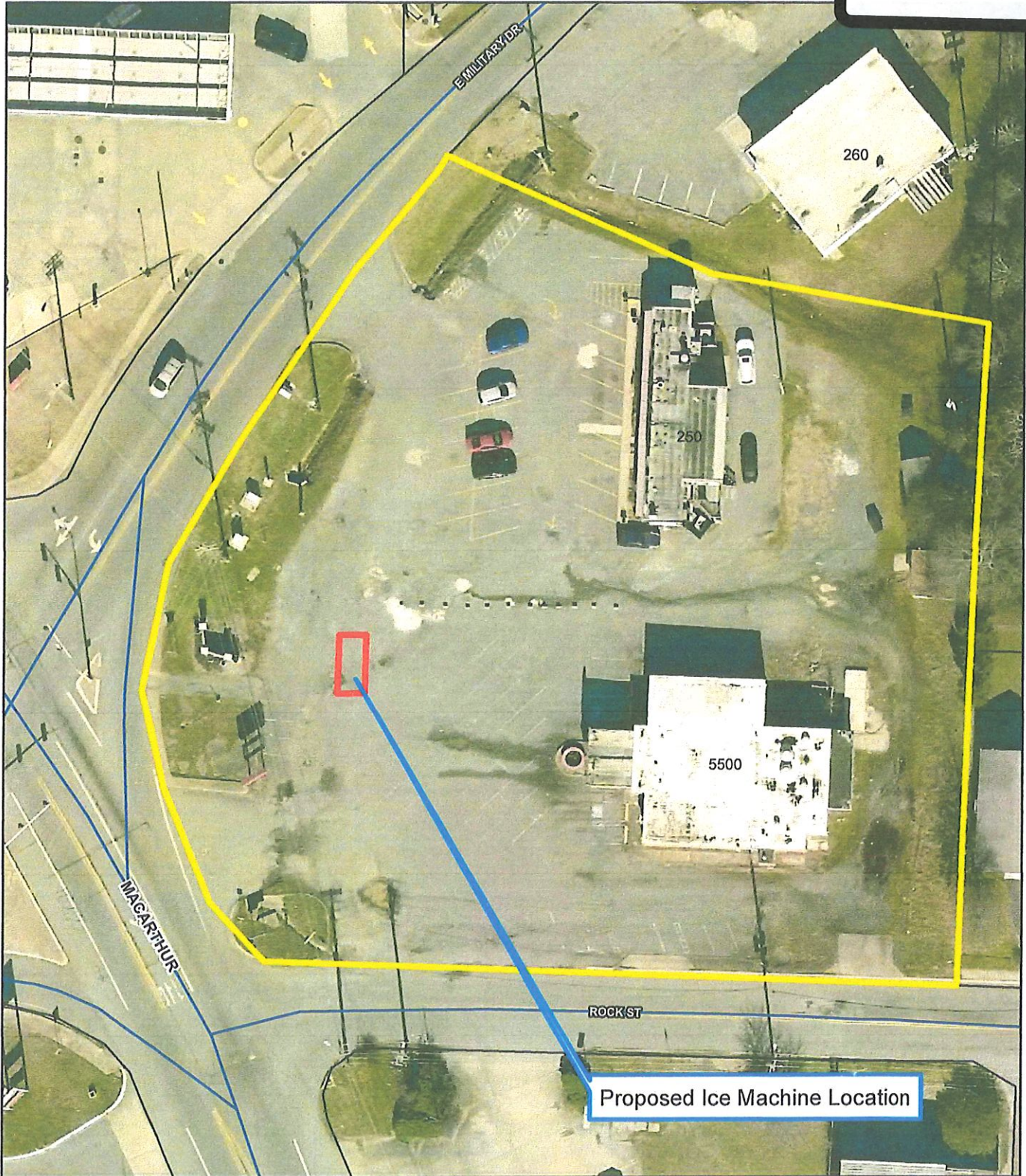
C. Jason Carter
C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED	10:55	A.M.	_____	P.M.
By	<u>J. Carter, City Atty</u>			
DATE	<u>6/6/17</u>			
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas				
RECEIVED BY	<u>[Signature]</u>			

Conditional Use # 2017-3

EXHIBIT
"A"
tabbies



Ortho Map

1 inch = 50 feet
0 25 50 100 Feet

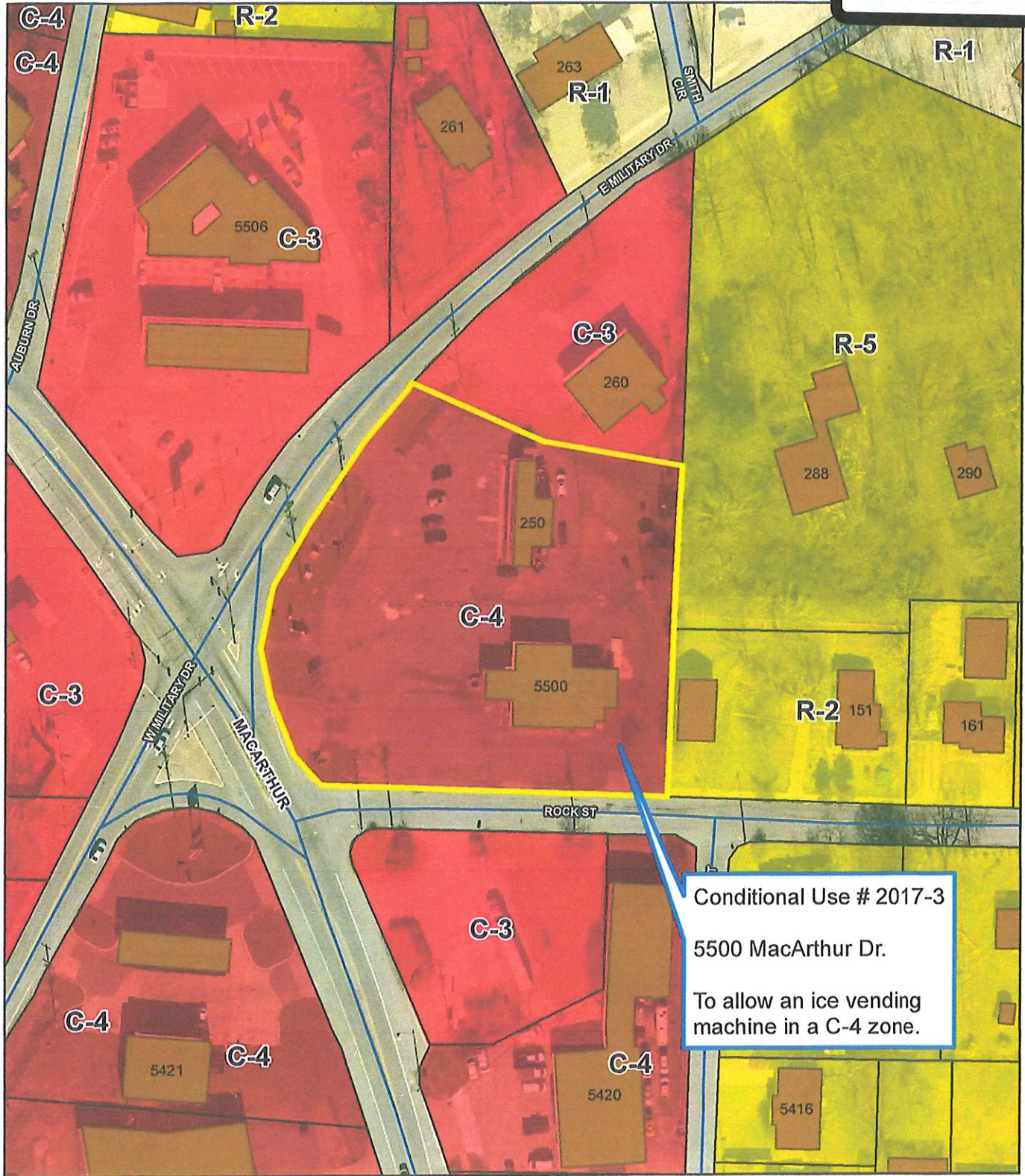


Date: 3/29/2017

Map is not to survey accuracy

Conditional Use # 2017-3

EXHIBIT
"B"



Zoning Map

1 inch = 100 feet

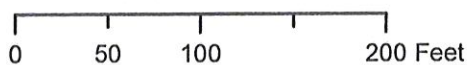


EXHIBIT
"C"

THOMAS ENGINEERING COMPANY
 SURVEY OF
 MUNITED REFRIG
 OF LOT A, W.T.F. ADDITION
 TO THE MUNITED REFRIG
 PHILADELPHIA COUNTY, PENNSA
 DRAWING NO. 157-2703
 SHEET NO. 1 OF 1

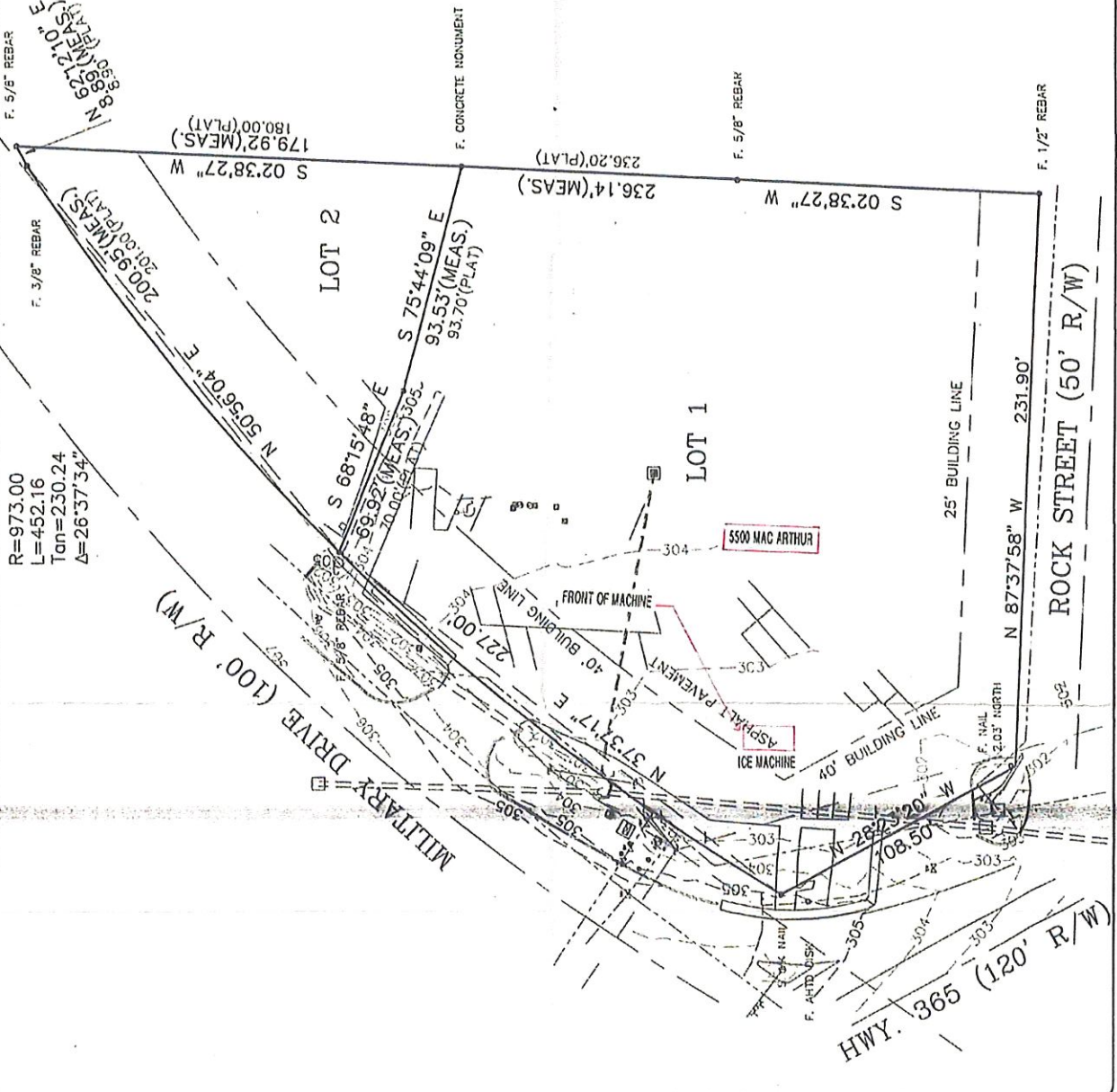


SAVINGS NOTES

- THE INFORMATION AND/OR LOCATION OF EXISTING UTILITIES AS SHOWN ON THIS PLAN IS BASED ON RECORD DRAWINGS AND FIELD SURVEY DATA. THE CONTRACTOR SHALL VERIFY THE LOCATION AND DEPTH OF ALL UTILITIES PRIOR TO CONSTRUCTION AND SHALL BE RESPONSIBLE FOR ANY DAMAGE TO EXISTING UTILITIES.
- ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.
- THE PROPERTY IS NOT SHOWN IN THE 2022 EIM (LOCAL MAP) ON THE BASIS OF RECORD DRAWINGS AND FIELD SURVEY DATA.
- LOT 1 IS ZONED L-4 AND LOT 2 IS ZONED L-2.

LEGEND

[Symbol]	PROPERTY LINE
[Symbol]	BOUNDARY LINE
[Symbol]	CONCRETE MONUMENT
[Symbol]	REBAR
[Symbol]	UTILITY (ELECTRIC)
[Symbol]	UTILITY (GAS)
[Symbol]	UTILITY (WATER)
[Symbol]	UTILITY (SEWER)
[Symbol]	UTILITY (CABLE)
[Symbol]	UTILITY (TELEPHONE)
[Symbol]	UTILITY (FIBER OPTIC)
[Symbol]	UTILITY (UNKNOWN)
[Symbol]	UTILITY (ASBESTOS)
[Symbol]	UTILITY (DRAINAGE)
[Symbol]	UTILITY (STORM SEWER)
[Symbol]	UTILITY (SOLID WASTE)
[Symbol]	UTILITY (LIQUID WASTE)
[Symbol]	UTILITY (VACUUM)
[Symbol]	UTILITY (MIXED)



T1850

EXHIBIT

"D"

tabbles

