

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 7697 (THE ZONING ORDINANCE) TO ADD A SUBSECTION UNDER SECTION 12.4 FOR TOURS OF OWNER-OCCUPIED HOMES LISTED ON THE HISTORIC REGISTER; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City of North Little Rock duly adopted Ordinance No. 7697 to regulate zoning in accordance with Ark. Code Ann. § 14-56-416 and has amended the same from time to time (hereafter “the Zoning Ordinance”); and

WHEREAS, the City of North Little Rock, Arkansas (“City”) closely regulates commercial activity in residential neighborhoods; and

WHEREAS, certain homes in the City are historically important, having been placed on the National Historic Register, and it is beneficial to the City and its inhabitants to allow tours of owner-occupied homes that are listed on the National Register; and

WHEREAS, the City Council finds that by restricting tours to owner-occupied homes, the City will avoid the establishment of commercial tour operations in residential areas.

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

SECTION 1: That Ordinance No. 7697 (“the Zoning Ordinance) is hereby amended to insert a new subsection “F” to Section 12.4 – Home Occupations, as follows:

- F. Tours of owner-occupied homes listed on the National Historic Register are expressly permitted as Home Occupations.

SECTION 2: That the subsection previously identified as 12.4.F in the Zoning Ordinance is hereby designated as 12.4.G.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.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 making the City’s historic homes and landmarks available for public tours which will

enhance the growth of visitors to the City; that the passage of this Ordinance is 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:

Mayor Joe A. Smith

SPONSORS:

ATTEST:

Debi Ross
Alderman Debi Ross *DR*

Diane Whitbey, City Clerk

Beth White
Alderman Beth White *BW*

APPROVED AS TO FORM:

C. Jason Carter
C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/JC

FILED <u>11:30</u> A.M. _____ P.M.
By <u>City Atty Carter</u>
DATE <u>9-6-16</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY <u>J. Bragg</u>