1	ORDINANCE NO.
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3	AN ORDINANCE TO AMEND ORDINANCE NO. 22,064 (NOVEMBER 16,
4	2021), APPROVING A PLANNED ZONING DEVELOPMENT THAT
5	ESTABLISHED A PLANNED DISTRICT - COMMERCIAL, TITLED PIT
6	STOP BBQ PRIVATE CLUB PD-C, AND APPROVED THE ACTION OF
7	PIT STOP BBQ, LOCATED AT 5506 BASELINE ROAD (Z-9615), LITTLE
8	ROCK, ARKANSAS, BY FILING AN APPLICATION WITH THE STATE
9	FOR OPERATION DURING CERTAIN HOURS; AMENDING THE
10	OFFICIAL ZONING MAP OF THE CITY OF LITTLE ROCK,
11	ARKANSAS; TO DECLARE AN EMERGENCY; AND FOR OTHER
12	PURPOSES.
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14	WHEREAS, Pit Stop BBQ, located at 5506 Baseline Road, Little Rock, Arkansas, is a private club
15	that seeks to modify the hours of its permit to operate as a private club in compliance with the Arkansas
16	Beverage Control Division ("ABC") Rules and Regulations and 16 Arkansas Statutes and to comply with
17	Ark. Code Ann. 3-9-222(A)(1); and,
18	WHEREAS, Act I 1 12 of 2017, codified at Ark. Code Ann. 3-9-222(a)(1), as amended, requires that
19	applicants for a Private Club License obtain approval of the Governing Body of the City or County where
20	the private club is to be located to follow the statutory process.
21	NOW, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE
22	ROCK, ARKANSAS.
23	Section 1. That the zoning classification of the following described property be changed from C-3,
24	General Commercial District, to PD-C, Planned District – Commercial:
25	<b><u>Z-9615</u></b> : Described as part of Tract 5, Southland Acres, a Subdivision in Section 31,
26	Township 1 North, Range 12 West, Pulaski County, Arkansas, more particularly described
27	as: Starting at the southeast corner of said Tract 5, thence north along the east line of said
28	Tract 5, 30.0 feet, thence west along a line thirty (30) feet north of and parallel with the
29	south line of said Tract 5, 25 feet to a point of beginning, thence west and continuing along
30	a line thirty (30) feet north and parallel with the south line of said Tract 5, 122.32 feet to a
31	point, thence north along a line 14.56 feet east of and parallel with the west line of said
32	Tract 5, 250 feet, thence east 122.32 feet to a point twenty-five (25) feet west of the east
33	line of said Tract 5, thence south 250 feet along a line twenty-five (25) feet west of and
34	parallel to the east line of said Tract 5 to the point of beginning.

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Section 2. That the preliminary site development plan/plat be approved as presented to the Little Rock
 Planning Commission.

Section 3. That the change in zoning classification contemplated for Pit Stop BBQ Private Club – PDC,
located at 5506 Baseline Road (Z-9615), is conditioned upon obtaining final plan approval within the time
specified by Chapter 36, Article VII, Section 36-454 (e) of the Code of Ordinances.

6 Section 4. Pursuant to Act 1 112 of 2017, as may be amended, the City of Little Rock, Arkansas, 7 approves the action of Pit Stop BBQ to follow the statutory process to modify its hours of operation, and to

8 file a Private Club Application with the Department of Finance and Administration, Alcoholic 27 Beverage

9 Control (ABC) Division, for the location at 5506 Baseline Road, Little Rock, Arkansas, 72209.

Section 5. A copy of this ordinance, as amended, may be provided to the ABC Division of the Arkansas
Department of Finance and Administration as evidence that the City Governing Body has authorized such
a use within this zoning classification.

13 Section 6. That this ordinance shall not take effect and be in full force until the final plan approval.

14 Section 7. That the map referred to in Chapter 36 of the Code of Ordinances of the City of Little Rock,

15 Arkansas, and Designated District Map be and is hereby amended to the extent and in the respects necessary

16 to affect and designate the change provided for in Section 1 hereof.

Section 8. *Severability*. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the ordinance.

22 Section 9. *Repealer*. All laws, ordinances, resolutions, or parts of the same that are inconsistent with 23 the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 10. *Emergency Clause*. The necessity of appropriate procedures to follow in order to obtain a permit for the sale of alcoholic beverages that complies with State Statutes and Regulations, and which is stated in a way acceptable to the ABC is essential to the public health, safety and welfare, because it provides a means for the ABC to undertake its appropriate enforcement, administrative, permitting duties; this ordinance cannot proceed until such language is in place; therefore, an emergency declared to exist.

29 **PASSED:** February 15, 2022

30 ATTEST:31

34 35

3233 Susan Langley, City Clerk

Frank Scott, Jr., Mayor

**APPROVED:** 

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1	APPROVED AS TO LEGAL FORM:
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4	Thomas M. Carpenter, City Attorney
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