| 1 | ORDINANCE NO | | |
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| 3 | AN ORDINANCE TO APPROVE THE ACTION OF THE LT. WALTER E. | | |
| 4 | PARKER VETERANS OF FOREIGN WARS POST 1316, LOCATED AT | | |
| 5 | 2304 SOUTH ARCH STREET LITTLE ROCK, ARKANSAS, IN FILING | | |
| 6 | AN APPLICATION FOR OPERATION AS A PRIVATE CLUB | | |
| 7 | PERMITTED FROM THE ARKANSAS ALCOHOL BEVERAGE | | |
| 8 | CONTROL DIVISION OF THE ARKANSAS DEPARTMENT OF | | |
| | | | |
| 9 | FINANCE AND ADMINISTRATION; TO COMPLY WITH ARK. CODE | | |
| 10 | ANN. § 3-9-222(a)(1); TO DECLARE AN EMERGENCY; AND FOR | | |
| 11 | OTHER PURPOSES. | | |
| 12 | | | |
| 13 | WHEREAS, the Lt. Walter E. Parker Veterans of Foreign Wars Post 1316 ("VFW Post 1316"), located | | |
| 14 | at 2304 South Arch Street, Little Rock, Arkansas, 72206, seeks to obtain a permit to operate as a private | | |
| 15 | club in compliance with the Arkansas Beverage Control Division ("ABC") Rules and Regulations and | | |
| 16 | Arkansas Statutes; and, | | |
| 17 | WHEREAS, such a use for this property is within the exclusive jurisdiction of, and has been approved | | |
| 18 | by, the Capitol Zoning Commission; and, | | |
| 19 | WHEREAS, Act 1112 of 2017, codified at Ark. Code Ann. § 3-9-222(a)(1), as may be amended, | | |
| 20 | requires applicants for a Private Club License obtain approval of the governing body of the city or county | | |
| 21 | where the private club is to be located to follow the statutory process. | | |
| 22 | NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY | | |
| 23 | OF LITTLE ROCK, ARKANSAS: | | |
| 24 | Section 1. Pursuant to Act 1112 of 2017, as may be amended, the City of Little Rock, Arkansas, | | |
| 25 | approves the action of the Lt. Walter E. Parker Veterans of Foreign Wars Post 1316 to follow the statutory | | |
| 26 | process to file a Private Club Application with the Department of Finance and Administration, Alcoholic | | |
| 27 | Beverage Control Division, for the location at 2304 South Arch Street, Little Rock, Arkansas, 72206. | | |
| 28 | Section 2. A copy of this ordinance may be provided to the ABC Division of the Arkansas Department | | |
| 29 | of Finance and Administration as evidence that the City Governing Body has authorized such a use within | | |
| 30 | this zoning classification. | | |
| 31 | Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or | | |
| 32 | word of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or | | |
| 33 | adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and | | |

| 1 | effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the | | |
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| 2 | ordinance. | | |
| 3 | Section 4. Repealer. All resolutions, bylaws, and other matters inconsistent with this ordinance are | | |
| 4 | hereby repealed to the extent of such inconsistency. | | |
| 5 | Section 5. Emergency Clause. The necessity of appropriate procedures to follow in order to obtain | | |
| 6 | a permit for the sale of alcoholic beverages that complies with state statutes and regulations, and which | | |
| 7 | is stated in a way acceptable to the ABC is essential to the public health, safety and welfare, because it | | |
| 8 | provides a means for the ABC to undertake its appropriate enforcement, administrative, permitting duties; | | |
| 9 | this ordinance cannot proceed until such language is in place; therefore, an emergency declared to exist | | |
| 10 | and this ordinance shall be in full force and effect from and after the date of its passage. | | |
| 11 | ADOPTED: May 18, 2021 | | |
| 12 | ATTEST: | APPROVED: | |
| 13 | | | |
| 14 | | | |
| 15 | Susan Langley, City Clerk | Frank Scott, Jr., Mayor | |
| 16 | APPROVED AS TO LEGAL FORM: | | |
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| 18 19 | Thomas M. Carpenter, City Attorney | - | |
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