ORDINANCE NO. $\qquad$


#### Abstract

AN ORDINANCE TO APPROVE A PLANNED ZONING DEVELOPMENT AND TO ESTABLISH A PLANNED DEVELOPMENT - COMMERCIAL, TITLED EL PATIO PRIVATE CLUB PD-C, AND TO APPROVE THE ACTION OF EL PATIO, LOCATED AT 7315 GEYER SPRINGS ROAD (Z9703), LITTLE ROCK, ARKANSAS, IN FILING AN APPLICATION FOR OPERATION AS A PRIVATE CLUB PERMITTED FROM THE ARKANSAS ALCOHOL BEVERAGE CONTROL DIVISION OF THE ARKANSAS DEPARTMENT OF FINANCE AND ADMINISTRATION; TO COMPLY WITH ARK. CODE ANN. 3-9-222(A)(1); AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES.


WHEREAS, El Patio, located at 7315 Geyer Springs Road, Little Rock, Arkansas, seeks to obtain a permit to operate as a private club in compliance with the Arkansas Beverage Control Division Rules and Regulations and 16 Arkansas Statutes; and,

WHEREAS, Act 1112 of 2017, codified at Ark. Code Ann. 3-9-222(a)(1), as may be amended, requires applicants for a Private Club License obtain approval of the governing body of the City or County where the private club is to be located to follow the statutory process.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS.

Section 1. That the zoning classification of the following described property be changed from C-3, General Commercial District, to PD-C, Planned District - Commercial:

## Z-9703: DESCRIBED AS LOT 1, AMENDED PLAT, DAVIS AND PETERS SUBDIVISION AN ADDITION TO THE CITY OF LITTLE ROCK, ARKANSAS.

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 El Patio Private Club - PD-C, located at 7315 Geyer Springs Road (Z-9703), 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.

Section 4. Pursuant to Act 1112 of 2017, as may be amended, the City of Little Rock, Arkansas, approves the action of El Patio to follow the statutory 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.

Section 5. A copy of this ordinance 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.

Section 6. That this ordinance shall not take effect and be in full force until the final plan approval.
Section 7. That the map referred to in Chapter 36 of the Code of Ordinances of the City of Little Rock, Arkansas, and Designated District Map be and is hereby amended to the extent and in the respects necessary 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.

Section 9. Repealer. All laws, ordinances, resolutions, or parts of the same that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.
PASSED: September 20, 2022

ATTEST:

## Susan Langley, City Clerk

 APPROVED AS TO LEGAL FORM:
## APPROVED:

Frank Scott, Jr., Mayor

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Thomas M. Carpenter, City Attorney
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