

2- City  
R-12500

ORDINANCE NO. O-02-76

AN ORDINANCE AMENDING THE ZONING ORDINANCE TO MAKE CHILD CARE FACILITIES A CONDITIONAL USE IN MOST RESIDENTIAL ZONING DISTRICTS; PLACING LIMITATIONS ON THE SIGNS ALLOWED AT CHILD CARE FACILITIES; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

**WHEREAS;** child care facilities are currently allowed by right in a number of residential zoning districts, and;

**WHEREAS;** problems have been created in some instances by the lack of City control over signage, paving, number of children cared for and other potentially negative features of a child care facility, and;

**WHEREAS;** if child care facilities were allowed only as conditional uses in those residential zoning districts, the City would gain the ability to control those potentially negative features and provide a better residential environment for the surrounding neighborhoods:

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:**

**Section 1:** That SECTION 401.4 – RESIDENTIAL DISTRICTS, B. USE REGULATIONS, 1. Permitted Uses of the CITY OF CONWAY ZONING ORDINANCE as adopted by Ordinance No. O-94-54 on September 27, 1994 is hereby amended to make child care facilities a conditional use in R-2A, R-2, MF-1, MF-2, MF-3 and RMH zoning districts.

**Section 2:** That SECTION 601.10 – CHILD CARE of the CITY OF CONWAY ZONING ORDINANCE as adopted by Ordinance No. O-94-54 on September 27, 1994 is hereby amended to add the following requirement:

*“D. The signage for each child care facility shall be limited to one non-illuminated wall sign no more than four (4) square feet in area. No free-standing signs or other signs shall be permitted.”*

**Section 3:** That all ordinances in conflict herewith are hereby repealed to the extent of that conflict.

**Section 4:** That this ordinance is necessary for the protection of the public peace, health and safety, and 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 this 4<sup>th</sup> day of June, 2002.

APPROVED:

Tab Townsend

Mayor Tab Townsend

ATTEST:

Michael O. Garrett  
City Clerk Michael O. Garrett

Doc#2002- 12317  
Date 06/14/2002  
03:09:06 PM  
Filed & Recorded in  
Official Records of  
Faulkner County 202340  
SHARON RIMMER  
FAULKNER COUNTY CIRCUIT CLERK  
Fees \$11.00  
by mm D.C.