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**ORDINANCE #99-18:**

MRS. JUDITH M. ADAMS  
REGISTER OF DEEDS  
MOORE COUNTY, N.C.

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE VILLAGE OF PINEHURST, UNDER THE AUTHORITY GRANTED BY CHAPTER 160A, ARTICLE 4A, PART 3 OF THE GENERAL STATUTES OF NORTH CAROLINA AS IT PERTAINS TO THE AREA MORE COMMONLY KNOWN AS THE "PINEHURST PLACE".**

**THAT WHEREAS,** all of the prerequisites to adoption of this ordinance prescribed in Chapter 160A, Article 4A, Part 3 of the General Statutes of North Carolina, have been met; and

**WHEREAS,** the Village Council has taken into full consideration the statements presented at the public hearing held on April 19<sup>th</sup>, 1999 on the question of this annexation; and

**WHEREAS,** the Village Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the Village of Pinehurst;

**NOW, THEREFORE, BE IT ORDAINED** by the Village Council of the Village of Pinehurst, North Carolina, in regular session assembled this 21<sup>st</sup> day of June, 1999 that:

**SECTION 1.** From and after the effective date of this annexation, the following territory shall be annexed to and become a part of the Village of Pinehurst, and the corporate limits of the Village of Pinehurst shall be extended to include said territory ("Pinehurst Place") more particularly described by metes and bounds as follows:

**5.37 acres more or less**

A certain tract or parcel of land in Mineral Springs Township, Moore County, North Carolina adjoining the present corporate limits of the Village of Pinehurst, N.C., lying on the southeast side of Linden Road (State Road No. 1115), just northeast of its intersection with Sandy Run Road (State Road No. 1121), adjoining Clarendon Gardens on the east, the Congregational Church of Pinehurst, UCC on the south and west and being described as follows:

**BEGINNING** at an existing concrete monument, the northwest corner of lot 30 of Clarendon Gardens, Section One, as shown on plat recorded in Map Book 9 at page 23 in the Moore County Registry, said beginning corner being in the southerly right of way of Linden Road (State Road No. 1115—60 foot wide right of way); thence from said beginning, leaving the road as the existing corporate limits of Pinehurst, and as the westerly lines of lots 28-30, Clarendon Gardens, S29-04-20E 528.57 feet to an iron pipe; thence continuing as the Pinehurst corporate limits and as a line of the Scully tract described in Deed Book 563 at page 729 in the Moore County Registry, and as a line of the Congregational Church of Pinehurst, UCC tract described in Deed Book 674 at page 99, in the Moore County Registry, S31-16W 305.65 feet to an iron pipe; thence as another line of Scully and the Church, and continuing as the corporate limits of Pinehurst, N58-44W 426.03 feet to an iron pipe, a corner of the aforesaid Scully tract, and the southerly corner of a tract owned by the Edward A and Mary Ann Scully Family Limited Partnership, as described in Deed Book 1334 at page 372 in the Moore County Registry; thence as the southwesterly line of said tract, and continuing with the Church tract, N58-44W 116.13 feet to a corner within the right of way of Linden Road (located north of its centerline); thence continuing as the northwesterly corner of the Scully Family tract, N35-21-20E 145.37 feet to a corner of said tract, and another corner of the aforesaid Scully tract described in Deed Book 563 at page 729 in the Moore County Registry; thence as lines of it, N35-21-20E 265.38 feet, N44-53E 170.00 feet, and S29-04-20E 15.57 feet to the beginning, containing 5.37 acres more or less (as computed by the coordinate method), and being all of the Edward A Scully Jr. and wife Margaret S. Scully tract described in Deed Book 563 at page 729 in the Moore County Registry, and a part of the Edward A and Mary Ann Scully Family Limited Partnership tract described in Deed Book 1334 at page 372, in the Moore County Registry.

\$14.00 pd.

MAIL TO: Village of Pinehurst  
PO Box 5589  
Pinehurst NC 28374



NOTE: Description prepared from deeds, maps of record and not from actual field survey.

**SECTION 2.** The Village Council hereby finds and declares that the above described territory meets the requirements of G.S. 160A-48, in that:

1. The area complies with the requirements of subsection (c)(5).
2. The study area is adjacent and contiguous to the municipality's boundaries.
3. The perimeter of the study area is 870.54 linear feet. One eighth of this is 108.82 linear feet. The area adjacent to the existing corporate limits is 171.2 linear feet, thus complying with the one eighth requirement.
4. No part of the study area is included within the boundary of another incorporated municipality.
5. The study area consists of one tract of land that is a commercial use (Pinehurst Place).

**SECTION 3.** It is the purpose and intent of the Village of Pinehurst to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the Village Council on March 3<sup>rd</sup>, 1999 and filed in the office of the Clerk for public inspection on March 3, 1999.

1. Upon annexation, the Village of Pinehurst Police Department will provide police protection to the subject area at the same level of service as is currently provided in the corporate limits of the Village of Pinehurst.
2. The area is now in the service district of the Village of Pinehurst Fire Department. Upon annexation, the Village of Pinehurst Fire Department will provide fire protection to the subject area at the same level of service as is currently provided in the corporate limits of the Village of Pinehurst.
3. The subject property currently utilizes a dumpster and contracts with BFI. Upon annexation and installation of an appropriately sized dumpster, the Village of Pinehurst Sanitation Department will provide solid waste collection to the subject area at the same level of service as is currently provided in the corporate limits of the Village of Pinehurst.
4. The subject area is on Linden Road, a State owned and maintained road. Upon annexation, this road will remain a State owned and maintained road.

**SECTION 4.** The Village of Pinehurst does not provide water or sewer services. Any extension of major trunk water mains or sewer outfall lines will be in accordance with MOWASA's Extension Policy, a copy of which is in the Village Clerk's Office. The timetable will be determined by MOWASA.

**SECTION 5.** From and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Village of Pinehurst, and shall be entitled to the same privileges and benefits as other parts of the Village.

**SECTION 6.** The newly annexed territory described above shall be subject to Village taxes according to G.S. 160A-58.10.

**SECTION 7.** The Mayor of the Village of Pinehurst shall cause an accurate map of the annexed territory described in Section 1 hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the register of deeds of Moore County, and in the office of the Secretary of State in Raleigh. Such a map shall also be delivered to the County Board of Elections, as required by G.S. 163-288.1.

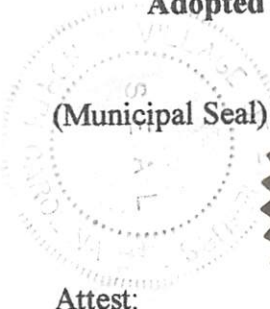
**SECTION 8.** This ordinance shall become effective on December 1, 1999.

As to qualified tracts of agricultural and, horticultural land and forestland, the annexation will become effective on the last day of the month in which the tract or part thereof becomes

ineligible for present-use classification under G.S. 105-227.4 or no longer meets the requirements of G.S. 160A-49(f)(2).

**SECTION 9.** Notice of adoption of this ordinance shall be published once in a newspaper having general circulation in the Village of Pinehurst.

Adopted this 21st day of June, 1999.



(Municipal Seal)



Attest:

VILLAGE OF PINEHURST  
VILLAGE COUNCIL

By: Virginia F. Fallon  
Virginia F. Fallon, Mayor

Mary H. McGraw  
Mary H. McGraw, Village Clerk

June 29, 1999

Approved as to form:

I, Mary H. McGraw, Village Clerk of Pinehurst, North Carolina, do hereby certify that this is a true and accurate copy of the Ordinance (99-18) adopted by the Village Council at their regular meeting of June 21, 1999.

John B. Clayton  
John B. Clayton, Village Attorney

WITNESS MY HAND AND OFFICIAL SEAL OF THE Village of Pinehurst, this 29th day of June, 1999.

Mary H. McGraw  
Mary H. McGraw, Village Clerk



North Carolina -- Moore County

The foregoing attached copy of the ordinance of the Village of Pinehurst has been certified by Mary H. McGraw. This 2nd day of July, 1999.

Judith M. Adams, Register of Deeds

By: Julia A. Long  
Deputy



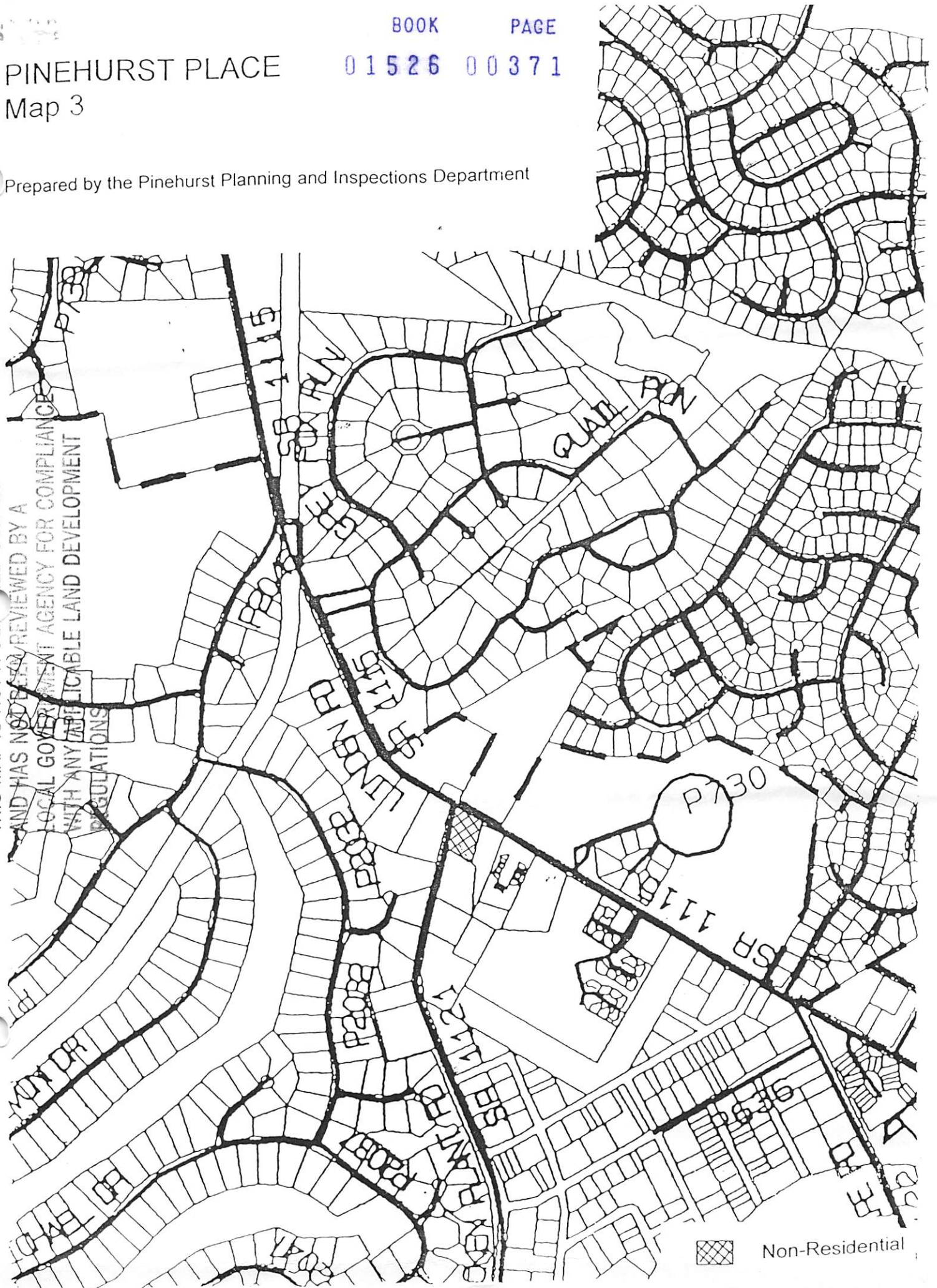
# PINEHURST PLACE

01526 00371

## Map 3

Prepared by the Pinehurst Planning and Inspections Department

THIS MAP IS NOT A CELESTIAL SURVEY  
AND HAS NOT BEEN REVIEWED BY A  
LOCAL GOVERNMENT AGENCY FOR COMPLIANCE  
WITH ANY APPLICABLE LAND DEVELOPMENT  
REGULATIONS



 Non-Residential