

JUL 2 8 16 AM '99

012088

ORDINANCE #99-20:

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 "SCULLY LAND".

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 19th, 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 21st 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 ("the Scully Land") more particularly described by metes and bounds as follows:

1.06 acres more or less

A certain tract or parcel of land in Mineral Springs Township, Moore County, North Carolina, adjoining the current corporate limits of the Village of Pinehurst, and fronting on the northwest side of Linden Road (State Road No. 1115), and on the south side of Sandy Run Road (State Road No. 1121), adjoining the lands of Browning on the south, and others, and being described as follows:

BEGINNING at a point in the northwesterly line of the Congregational Church of Pinehurst, UCC tract described in Deed Book 674 at page 99 in the Moore County Registry, said beginning corner being located northwest of the centerline of pavement of Linden Road (State Road No. 1115), and said beginning corner being located N31-02-20E 131.27 feet from the westerly-most corner of said Church tract; running thence from said beginning, N74-10-56W 17.48 feet to an iron pipe in the northwesterly right of way of Linden Road (60 foot wide right of way), the southeast corner of the Edward A. and Mary Ann Skully Family Limited Partnership tract described in Deed Book 1334 at page 372 in the Moore County Registry; thence leaving the road as the south line of said tract, and with Browning, N74-10-56W 264.72 feet to an iron pipe, the southwest corner of the Skully tract; thence as the west line of said tract, N31-57-29E 171.70 feet to a concrete monument in the southwest right of way of Sandy Run Road (State Road No. 1121, having a 60 foot wide right of way); thence as the right of way of the road and as the north line of the Skully tract, S74-10-56E 262.92 feet to a concrete monument at the intersection of the south line of Sandy Run Road with the west line of Linden Road; thence S74-10-56E 16.42 feet to the northwest boundary line of the aforesaid Congregational Church tract; thence as said line and as the corporate limits of the Village of Pinehurst, S31-02-20W 170.92 feet to the beginning, containing 1.06 acres more or less (as computed by the coordinate method) and being a part of the Edward A. and Mary Ann Skully Family Limited Partnership tract described in Deed Book 1334 at page 372 in the Moore County Registry.

NOTE: Description prepared from deeds, maps of records 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:

\$ 14.00 pd.

MAIL TO: Village of Pinehurst
P.O. Box 65589
Pinehurst, N.C. 28374

1. The area complies with the requirements of subsection (d)(2).
2. The study area is adjacent and contiguous to the municipality's boundaries.
3. The perimeter of the study area is 1900 linear feet. One eighth of this is 237.5 linear feet. The area adjacent to the existing corporate limits is 1350 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. Seventy-one percent of the external boundary of this site is contiguous with the corporate limits of the Village.

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 3rd, 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. Upon annexation, 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:

Mary H. McGraw
Mary H. McGraw, Village Clerk

VILLAGE OF PINEHURST
VILLAGE COUNCIL

By:

Virginia F. Fallon
Virginia F. Fallon, Mayor

June 29, 1999

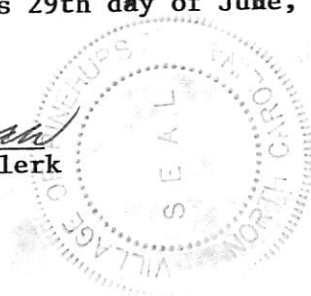
Approved as to form:

I, Mary H. McGraw, Village Clerk of Pinehurst, North Carolina, do hereby certify that this is a true and accurate copy of the Ordinance (99-20) adopted by the Village Council at their regular meeting of June 21, 1999.

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

John B. Clayton
John B. Clayton, Village Attorney

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.

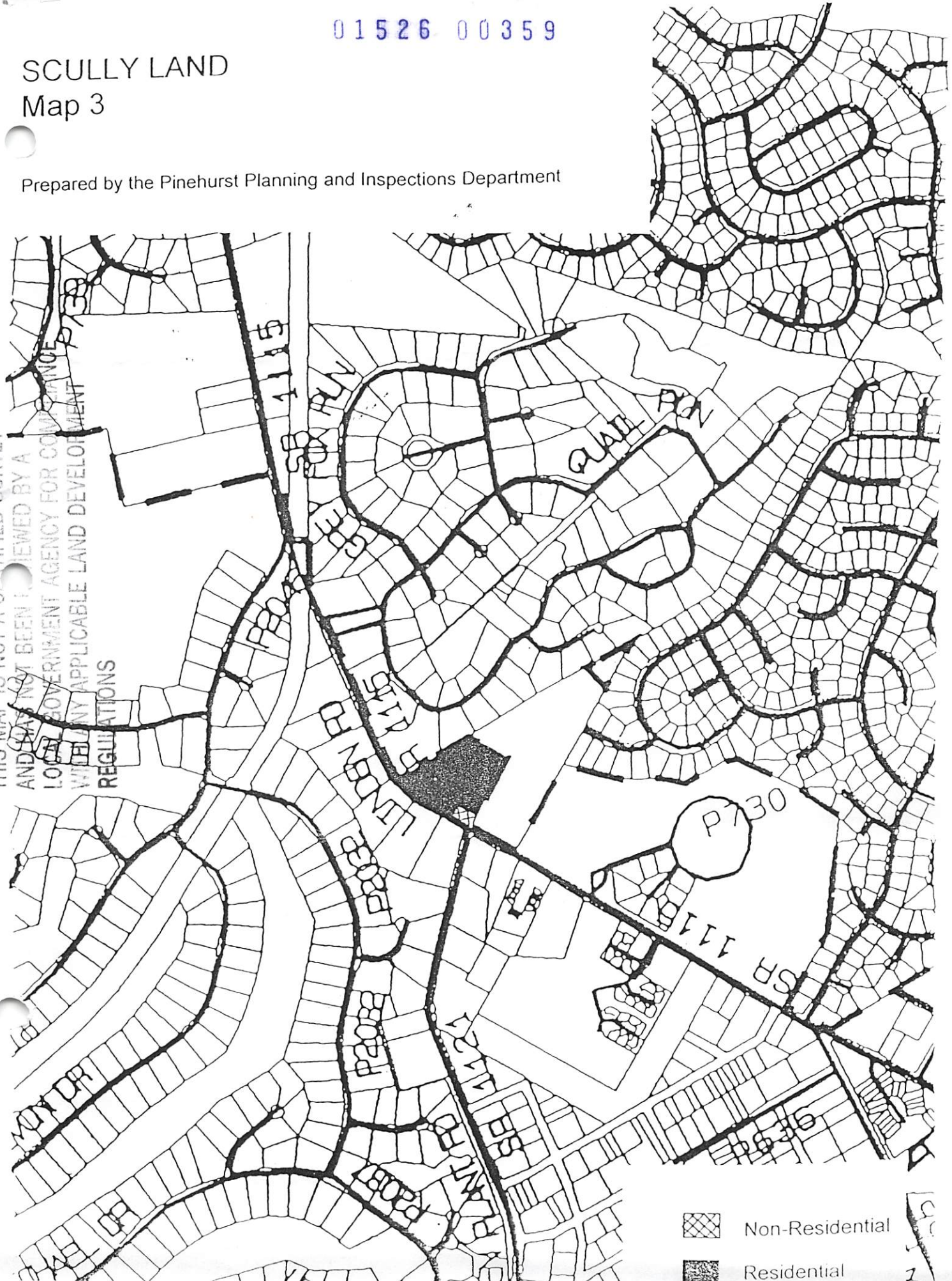
Judith M. Adams, Register of Deeds

By: Julie A. Loring
Deputy

SCULLY LAND Map 3

Prepared by the Pinehurst Planning and Inspections Department

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



-  Non-Residential
-  Residential