

ORDINANCE #97-9

AN ORDINANCE AMENDING SECTIONS 2-11 AND 2-12 OF THE PINEHURST MUNICIPAL CODE AS IT PERTAINS TO THE PLANNING AND ZONING BOARD AND THE COMMUNITY APPEARANCE COMMISSION.

THAT WHEREAS, the Village of Pinehurst established by ordinance on December 21, 1981, the Planning and Zoning Board of the Village of Pinehurst; and

WHEREAS, the Village of Pinehurst established by ordinance on November 16, 1981, the Community Appearance Commission for the Village of Pinehurst; and

WHEREAS, the organizational structure, membership, and operating procedures of both bodies has been changed from time to time as circumstances and changing conditions warrant; and

WHEREAS, the Village Council has determined that it is in the best interest of the citizens of Pinehurst to amend Sections 2-11 and 2-12 of the Pinehurst Municipal Code;

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED by the Village Council of the Village of Pinehurst, North Carolina in Regular Session assembled this 16th day of June, 1997, as follows:

SECTION 1. That Section 2-11, PLANNING AND ZONING BOARD, of the Pinehurst Municipal Code is hereby amended to read as follows:

Section 2-11.2 Members: Appointment

b. **Appointment of Members.** The six (6) Village members shall be appointed by the Village Council. The members shall be appointed for a term of two (2) years. Vacancies occurring for reasons other than expiration of terms shall be filled by the Village Council as they occur for the period of the unexpired term. Faithful attendance at all meetings of the Board is considered a prerequisite for the maintenance of membership.

SECTION 2. That Section 2-12, COMMUNITY APPEARANCE COMMISSION, of the Pinehurst Municipal Code is hereby amended to read as follows:

Section 2-12.2 Membership. The Commission shall consist of ten (10) members to be appointed by the Village Council for terms of two (2) years, and shall meet at least once in every calendar month. Five (5) members of the Commission shall constitute a quorum. All members shall be registered voters and residents of the Planning and Zoning jurisdiction of the Village for at least two (2) years at the time of appointment. Where possible, a majority of the members shall have had special training or experience in a design field, such as architecture, landscape design, horticulture, city planning or a closely related field. Members of the Commission may be reimbursed for actual expenses incidental to the performance of their duties, but shall serve without compensation. Membership on the Commission is declared to be an office that may be held concurrently with any other elected or appointed office, pursuant to Article VI, Section 9 of the Constitution.

SECTION 3. That this Ordinance Amendment shall be and remain in full force and effect from and after the date of its adoption.

SECTION 4. Adopted this 16th day of June, 1997.

(Municipal Seal)

VILLAGE OF PINEHURST
VILLAGE COUNCIL

Attest:

By: *Charles L. Mangers*
Charles L. Mangers, Mayor

Mary H. McGraw
Mary H. McGraw, Village Clerk

Approved as to form:

John B. Clayton
John B. Clayton, Village Attorney