

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
REGULAR MEETING
JANUARY 22, 2013**

**395 MAGNOLIA ROAD
COUNCIL CONFERENCE ROOM
PINEHURST, NORTH CAROLINA
1:00 P.M.**

Ms. Nancy Roy Fiorillo, Mayor
Mr. Douglas A. Lapins, Mayor Pro-Tem
Mr. John R. Cashion, Councilmember
Mr. Mark W. Parson, Councilmember
Mr. John C. Strickland, Councilmember
Mr. Andrew M. Wilkison, Village Manager
Asst. Village Manager Natalie Dean
Asst. Village Manager Jeff Batton
Ms. Tammy W. Kirkley, Village Clerk
And approximately 15 attendees

1. CALL TO ORDER.

Mayor Nancy Roy Fiorillo called the meeting to order.

2. INVOCATION AND PLEDGE OF ALLEGIANCE.

Village Manager Andy Wilkison offered the invocation and led everyone in the Pledge of Allegiance.

3. PRESENTATION OF SERVICE RESOLUTION.

The Mayor presented a service resolution to Ms. Joyce B. Franke for her service to the Historic Preservation Commission.

4. MOTION TO APPROVE CONSENT AGENDA.

All items listed below are considered routine or have been discussed at length in previous meetings and will be enacted by one motion. No separate discussion will be held unless requested by a member of the Village Council.

- A. Approval of Draft Minutes:
 - Council Strategic Planning Retreat of December 4 & 5, 2012
 - Work Session of December 11, 2012
 - Regular Meeting of December 11, 2012
 - Closed Session of December 11, 2012
- B. Public Safety Reports:
 - Police Department
 - Fire Department
- C. Scheduling of Regular Meeting for Tuesday, February 26, 2013 at 1:00 p.m.

End of Consent Agenda.

Councilmember Cashion moved to approve the Consent Agenda and Councilmember Lapins made the second. The vote passed 5-0.

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5. BUDGET AMENDMENTS REPORT TO COUNCIL FOR THE PERIOD DECEMBER 16, 2012 to JANUARY 15, 2013.

Councilmember Parson moved to approve the Budget Amendments as presented and Councilmember Cashion made the second. The vote passed 5-0.

6. RECESS REGULAR MEETING AND ENTER INTO A QUASI-JUDICIAL HEARING.

Councilmember Lapins moved that the Village Council close the regular meeting and enter into a Quasi-Judicial Hearing. Councilmember Strickland seconded the motion and the vote passed 5-0 in favor of the motion.

7. QUASI-JUDICIAL HEARING NO. 1. The purpose of the public hearing is to receive testimony on a request for a Major Special Use Permit. Cribbs Construction has applied for a Major Special Use Permit on behalf of the property owners, Kurt and Amy Herkert, in order to make additions and alterations to the existing home at 85 Community Road for residential purposes. This property is in the VCP (Village Cottage Professional) Zoning District and the Historic Preservation Overlay District, further identified by Moore County Tax Reference as LRK # 23041.

All persons to give testimony were affirmed by the Village Clerk.

Director of Planning and Inspections Andrea Correll introduced the Quasi-Judicial Hearing by reading the Staff Report for the requested Major Special Use Permit. See document No. 1, which is hereby incorporated by reference and made a part of these minutes.

Mr. Russ Cribbs introduced himself and submitted the Findings of Fact on behalf of his clients Kurt and Amy Herkert. The intent is to renovate and add two additions in phases to the existing home at 85 Community Road.

Councilmember Lapins confirmed that the applicants are aware the property is zoned/located within the Village Cottage Professional and that they are aware non-residential uses are allowed in that zoning district classification.

Councilmember Strickland moved to approve without restrictions the Major Special Use Permit as requested by the applicant. The Village Council has accepted the applicant's Findings of Fact and incorporated them into the record as the Council's Findings of Fact and clearly find that each of the standards of review has been met by the applicant. Councilmember Parson made the second to the motion. The motion passed 5-0.

8. QUASI-JUDICIAL HEARING NO. 2. The purpose of the public hearing is to receive testimony on a request for a Major Special Use Permit. Christine Dandeneau, AIA has applied for a Major Special Use Permit on behalf of the property owner, Marilyn Barrett, in order to make additions and alterations to the existing home at 20 Spur Road for residential purposes. This property is in the VCP (Village Cottage Professional) Zoning District and the Historic Preservation Overlay District, further identified by Moore County Tax Reference as LRK # 13897.

All persons to give testimony were affirmed by the Village Clerk.

Director of Planning and Inspections Andrea Correll introduced the Quasi-Judicial Hearing by reading the Staff Report for the requested Major Special Use Permit. See document No. 2, which is hereby incorporated by reference and made a part of these minutes.

Ms. Christine Dandeneau, AIA introduced herself and submitted the Findings of Fact on behalf of property owner Marilyn Barrett. The intent is to make additions and alterations to the existing home at 20 Spur Road for residential purposes. Ms. Dandeneau confirmed with staff and the Council that both she and her client were aware of the Public Services Facility located adjacent to Spur Road.

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Councilmember Cashion moved to approve, without restrictions, the Major Special Use Permit as requested by the applicant. The Village Council has accepted the applicant's Findings of Fact and incorporated them into the record as the Council's Findings of Fact and clearly find that each of the standards of review has been met by the applicant. Councilmember Lapins made the second to the motion. The vote passed 5-0.

9. ADJOURN QUASI-JUDICIAL HEARING AND RE-ENTER THE REGULAR MEETING.

Councilmember Lapins moved that the Village Council close the public hearing and re-enter the regular meeting. Councilmember Parson seconded the motion and the motion passed 5-0.

10. REQUEST BY EAST LAKE DEVELOPMENT, LLC-CCNC FOR A MAJOR SUBDIVISION MODIFICATION IN ORDER TO MODIFY THE EXISTING MAJOR SUBDIVISION KNOWN AS EAST LAKE AT CCNC.

Public Meeting - This property is also identified as Moore County LRK #'s 20081023, 20081024, 20081025, 20081026, 20081027, 20081028 and located within the existing Country Club of North Carolina community. This project consists of approximately 9.83 acres of land. This proposal will take 6 existing "estate lots" and transform them into 15 residential lots. The subject property is zoned R-30.

Mr. Fred Hobbs, representative for East Lake Development, LLC – CCNC, spoke on the cottage lots and the intentions of CCNC to add nine additional lots to the current land use, which will be completed in phases. Councilman Parson recused himself from the vote due to his having been consulted on the redrawing of some of the proposed lot lines.

The manager explained the need for the motion. Councilmember Cashion made the motion to approve the request by East Lake Development, LLC-CCNC for a Major Subdivision Modification in order to modify the existing Major Subdivision known as East Lake at CCNC. Councilmember Lapins made the second to the motion, which passed by vote of 4-0 (Councilmember Parson recusing himself from the vote).

11. OTHER BUSINESS.

- There was none.

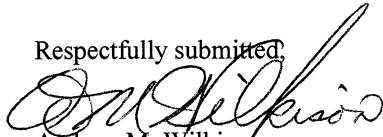
12. COMMENTS FROM ATTENDEES.

- **Ms. Carol Rhody** from the Cotswold area inquired about a rumored annexation being considered by Pinehurst. The manager noted a previous meeting with Mr. Corso and Mr. Scanlon on the matter and stated there was a public meeting in December regarding the matter. Mr. Wilkison further explained the process of qualifying for annexation.
- **Mr. Perry Stokes** from the Cotswold area asked if there is a timetable set for the next discussions and the manager confirmed that nothing has been scheduled to date.

13. MOTION TO ADJOURN.

At approximately 1:51 p.m. Councilmember Strickland moved to adjourn the meeting and Councilmember Cashion made a second to the motion. The motion carried unanimously with a 5-0 vote.

Respectfully submitted,


Andrew M. Wilkison,
Village Clerk