

**PINEHURST VILLAGE COUNCIL
AGENDA FOR REGULAR MEETING OF AUGUST 25, 2009
395 MAGNOLIA ROAD
ASSEMBLY HALL
PINEHURST, NORTH CAROLINA
1:00 P.M.**

1. Call to Order.
2. Approval of 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:
 - Reconvened Work Session of July 6 , 2009
 - Special Work Session of July 13, 2009
 - Work Session of July 28, 2009
 - Regular Meeting of July 28, 2009
 - Closed Sessions of July 6, 13 and 28, 2009
- B. Public Safety Reports:
 - Police Department
 - Fire Department
- C. Scheduling of Regular Meeting for Tuesday, September 22, 2009 at 1:00 p.m.

End of Consent Agenda.

3. Budget Amendments Report to Council.
4. Recess Regular Meeting and Enter Into a Public Hearing.
5. **Public Hearing #1:** Official text amendment to the Pinehurst Development Ordinance Section 10.2.1.3 SR-18 (l) Boats, Trailers and Oversized Vehicles including subsections (1) and (2). The Purpose of this amendment is to correct a discrepancy between the municipal code and the Pinehurst Development Ordinance as they relate to the storage of trailers and oversized vehicles on properties. The applicant for this text amendment is the Village of Pinehurst.
6. **Public Hearing #2:** Official text amendment to the Pinehurst Development Ordinance Sections 10.2.15.2, 10.2.15.4 and Appendix C II B. 1.b. The Purpose of this amendment is to allow the Community Appearance Commission to review and comment on Minor Site Plan Applications. The applicant for this text amendment is the Village of Pinehurst.
7. Adjourn Public Hearing and Re-Enter Regular Meeting.
8. **Memo-** Director of Planning and Inspections Andrea Correll- dated July 28, 2009- Ordinance #09-27 Is Consistent With the 2003 Comprehensive Long-Range Plan.

9. **Ordinance #09-27:** An Ordinance Amending the Official Pinehurst Zoning Map as It Pertains to the Rezoning of Certain Land Located at 810 Juniper Lake Road. (Two more lots- Public Services land)
10. **Memo-** Director of Planning and Inspections Andrea Correll- dated July 28, 2009- Ordinance #09-28 Is Consistent With the 2003 Comprehensive Long-Range Plan.
11. **Ordinance #09-28:** An Ordinance Amending the Pinehurst Development Ordinance As It Pertains to Section 3.6.4 Nonconforming Signs.
12. **Ordinance #09-29:** An Ordinance Establishing an Annexation Agreement Between the Village of Pinehurst, North Carolina and the Town of Southern Pines, North Carolina for the Mutual Boundary Line Between These Two Municipalities.
13. Other Business.
14. Comments from Attendees.
15. Adjournment.

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**ASSEMBLY HALL – VILLAGE HALL
395 MAGNOLIA ROAD
PINEHURST, N. C.
1:00 P.M.**

The Village Council of the Village of Pinehurst held a Regular Meeting on Tuesday, August 25, 2009, at 1:00 p.m. in the Assembly Hall of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina with the following in attendance:

The Honorable George P. Lane, Mayor
The Honorable Lorraine A. Tweed, Mayor Pro-Tem
The Honorable Jeffrey P. Dawson
The Honorable Virginia F. Fallon
The Honorable Joan M. Thurman
Mr. Andrew M. Wilkison, Village Manager
Ms. Linda S. Brown, Village Clerk
And approximately 10 persons in the audience.

1. CALL TO ORDER.

Mayor George P. Lane called the meeting to order.

2. APPROVAL OF CONSENT AGENDA.

All items listed below were considered routine or had been discussed at length in previous meetings and were enacted by one motion. No separate discussion was held except on request by a member of the Village Council.

- A. Approval of Minutes of:
Reconvened Work Session of July 6, 2009
Special Work Session of July 13, 2009
Work Session of July 28, 2009
Regular Meeting of July 28, 2009
Closed Sessions of July 6, 13, and 28, 2009
- B. Public Safety Reports- Police and Fire Departments.
- C. Scheduling of Regular Meeting for Tuesday, September 22, 2009 at 1:00 p.m.

End of Consent Agenda.

Councilmember Thurman moved to approve all the items listed and considered routine on the Consent Agenda. The motion was seconded by Councilmember Tweed and the Consent Agenda was unanimously approved.

3. BUDGET AMENDMENTS REPORT TO COUNCIL.

Councilmember Tweed moved to receive the Budget Amendments Report to Council for the period July 1, 2009 to August 15, 2009. The motion was seconded by Councilmember Fallon and carried unanimously.

4. RECESS REGULAR MEETING AND ENTER INTO A PUBLIC HEARING.

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Councilmember Fallon moved to recess the Regular Meeting and enter into a Public Hearing on Planning and Zoning and Other Matters. The motion was seconded by Councilmember Tweed and carried unanimously.

5. **PUBLIC HEARING #1: OFFICIAL TEXT AMENDMENT TO THE PINEHURST DEVELOPMENT ORDINANCE SECTION 10.2.1.3 SR-18 (L) BOATS, TRAILERS AND OVERSIZED VEHICLES INCLUDING SUBSECTIONS (1) AND (2). THE PURPOSE OF THIS AMENDMENT IS TO CORRECT A DISCREPANCY BETWEEN THE MUNICIPAL CODE AND THE PINEHURST DEVELOPMENT ORDINANCE AS THEY RELATE TO THE STORAGE OF TRAILERS AND OVERSIZED VEHICLES ON PROPERTIES. THE APPLICANT FOR THIS TEXT AMENDMENT IS THE VILLAGE OF PINEHURST.**

Comments:

Director of Planning and Inspections Andrea Correll introduced the Public Hearing referencing her memo and entered into the record a statement that the proposed text amendment is consistent with the 2003 Comprehensive Long-Range Village Plan. (Copies of the memo dated August 21, 2009 and the Comprehensive Plan Consistency Statement dated August 24, 2009 are in the Minute File.)

6. **PUBLIC HEARING #2: OFFICIAL TEXT AMENDMENT TO THE PINEHURST DEVELOPMENT ORDINANCE SECTIONS 10.2.15.2, 10.2.15.4 AND APPENDIX C II B. 1.B. THE PURPOSE OF THIS AMENDMENT IS TO ALLOW THE COMMUNITY APPEARANCE COMMISSION TO REVIEW AND COMMENT ON MINOR SITE PLAN APPLICATIONS. THE APPLICANT FOR THIS TEXT AMENDMENT IS THE VILLAGE OF PINEHURST.**

Comments:

Director of Planning and Inspections Andrea Correll introduced the Public Hearing referencing her memo and entered into the record a statement that the proposed amendment is consistent with the 2003 Comprehensive Long-Range Village Plan. (Copies of the memo dated August 21, 2009 and the Comprehensive Plan Consistency Statement dated August 24, 2009 are in the Minute File.)

Art Chalker, Chairman of the Planning and Zoning Board, stated that he feels the desire for this amendment is driven by a dramatic decrease in the work load of the Community Appearance Commission. He cannot see the reason for this to be a part of their responsibilities; the economy is going to turn around.

Glen Bower, 36 Greyabbey Drive, a member of the Community Appearance Commission, conceded that Mr. Chalker is partly right in that the desire is due to a decrease in work load, but the other reason is that the commission still wants to protect the ambience of Pinehurst. This change will not make the process more difficult for citizens. Currently staff reviews and approves commercial structures of less than one acre of land. The commission feels they can make a contribution to help maintain the standards of appearance. They will not have any authority but would contribute only as advisors. The entire Community Appearance Commission will not be involved; they would set up a subcommittee of master gardeners and landscape architects to serve.

Bill Seibert, 17 Carrick Court, a member of the Community Appearance Commission, noted that the Community Appearance Commission is the most active advisory committee for Pinehurst. They meet weekly and take pride in maintaining the standard of appearance for the community.

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They would like to be in the loop for smaller site plans for commercial structures and help to improve the ambience of this area.

7. RE-ENTER REGULAR MEETING.

There being no further discussion, Councilmember Dawson moved to adjourn the Public Hearing and re-enter the Regular Meeting. Councilmember Fallon seconded the motion and it carried unanimously.

8. MEMO- DIRECTOR OF PLANNING AND INSPECTIONS ANDREA CORRELL- DATED JULY 28, 2009- ORDINANCE #09-27 IS CONSISTENT WITH THE 2003 COMPREHENSIVE LONG-RANGE PLAN.

Councilmember Thurman moved to adopt the memo prepared by Director of Planning and Inspections Andrea Correll, and dated July 28, 2009 as the Council statement that draft ordinance 09-27 is consistent with the Village of Pinehurst's 2003 Comprehensive Long-Range Plan. Councilmember Dawson seconded the motion, which was unanimously approved by a vote of 5-0. (Copy of the memo is found in the Minute File.)

9. ORDINANCE #09-27: AN ORDINANCE AMENDING THE OFFICIAL PINEHURST ZONING MAP AS IT PERTAINS TO REZONING OF CERTAIN LAND LOCATED AT 810 JUNIPER LAKE ROAD (TWO MORE LOTS- PUBLIC SERVICES LAND).

The Manager explained the need for the Ordinance #09-27. Upon the motion of Councilmember Tweed, seconded by Councilmember Fallon, Ordinance #09-27 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

10. MEMO- DIRECTOR OF PLANNING AND INSPECTIONS ANDREA CORRELL- DATED JULY 28, 2009- ORDINANCE #09-28 IS CONSISTENT WITH THE 2003 COMPREHENSIVE LONG-RANGE PLAN.

Councilmember Fallon moved to adopt the memo prepared by Director of Planning and Inspections Andrea Correll, and dated July 28, 2009 as the Council statement that draft ordinance 09-28 is consistent with the Village of Pinehurst's 2003 Comprehensive Long-Range Plan. Councilmember Tweed seconded the motion, which was unanimously approved by a vote of 5-0. (Copy of the memo is found in the Minute File.)

11. ORDINANCE #09-28: AN ORDINANCE AMENDING THE PINEHURST DEVELOPMENT ORDINANCE AS IT PERTAINS TO SECTION 3.6.4 NONCONFORMING SIGNS.

The Manager explained the need for the Ordinance #09-28. Upon the motion of Councilmember Dawson, seconded by Councilmember Tweed, Ordinance #09-28 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

12. ORDINANCE #09-29: AN ORDINANCE ESTABLISHING AN ANNEXATION AGREEMENT BETWEEN THE VILLAGE OF PINEHURST, NORTH CAROLINA AND THE TOWN OF SOUTHERN PINES, NORTH CAROLINA FOR THE MUTUAL BOUNDARY LINE BETWEEN THESE TWO MUNICIPALITIES.

The Manager explained the need for the Ordinance #09-29. Upon the motion of Councilmember Thurman, seconded by Councilmember Fallon, Ordinance #09-29 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

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13. OTHER BUSINESS.

There was none.

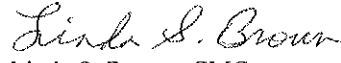
14. COMMENTS FROM ATTENDEES.

There were none.

15. ADJOURNMENT.

Councilmember Dawson moved to adjourn the Regular Meeting. The motion was seconded by Councilmember Fallon and carried unanimously. The Regular Meeting adjourned at 1:15 p.m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk