

**PINEHURST VILLAGE COUNCIL  
AGENDA FOR REGULAR MEETING OF DECEMBER 15, 2009  
395 MAGNOLIA ROAD  
ASSEMBLY HALL  
PINEHURST, NORTH CAROLINA  
1:00 P.M.**

1. Call to Order.
2. Invocation and Pledge of Allegiance.
3. Presentations.
4. Presentation- Gang Awareness- Moore County Sheriff's Department.
5. 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:  
Work Sessions of November 17, 2009  
Regular Meeting of November 17, 2009  
Closed Session of November 17, 2009
- B. Public Safety Reports:  
Police Department  
Fire Department
- C. Scheduling of Regular Meeting for Tuesday, January 26, 2010 at 1 p.m.

**End of Consent Agenda.**

6. Budget Amendments Report to Council.
7. Recess Regular Meeting and Enter Into a Public Hearing.
8. **Public Hearing #1:** Consideration of an Annexation Agreement between the Village of Pinehurst and the Village of Foxfire.
9. **Public Hearing #2:** Official text amendment to the Pinehurst Development Ordinance. This Amendment will amend Section 10.2.1.3 SR 18 (g) Docks on Lakes. The purpose of this amendment is to establish standards for "L- shaped" docks. The applicant is the Village of Pinehurst.
10. **Public Hearing #3:** Official text amendment to the Pinehurst Development Ordinance. This Amendment will amend Section 2.2 Definitions by adding a definition for Welcome Center and amend section 10.2.1 Table of Permitted and Special Uses. The purpose of this amendment is to allow Welcome Centers as a permitted use within the RD (Recreation Development District). The applicant is the Village of Pinehurst.

11. **Public Hearing # 4:** Official text amendment to the Pinehurst Development Ordinance. This Amendment will amend the following sections of the Pinehurst Development Ordinance in order to incorporate the Village of Pinehurst Engineering Standards Manual as a part of the Pinehurst Development Ordinance. The applicant is the Village of Pinehurst. Amendments include: insert a new Section 1.8 incorporating the Village of Pinehurst Engineering Standards and Specifications Manual as part of the Development Ordinance (old section 1.8 will become 1.9); add definition of engineering standards; add preparation and maintenance of the Manual as part of the Village Engineers duties in Section 4.7.3 (h) and move the existing section 4.7.3 (h) to 4.7.3 (i); add Section 5.5(c) adding the Engineering Standards and Specifications Manual to the list of prerequisites for approval of a development permit; add the requirement that drawings and specifications shall also conform with the Pinehurst Engineering Standards and Specifications Manual.
12. Adjourn Public Hearing and Re-Enter Regular Meeting.
13. Motion- Major Site Plan- Hospitality House at 20 First Village Drive.
14. Motion- Exchange of ETJ with Southern Pines.
15. Memo- Director of Planning and Inspections Andrea Correll- dated November 17, 2009- Ordinance #09-45 Is Consistent With the 2003 Comprehensive Long-Range Plan.
16. Ordinance #09-45: An Ordinance Amending the Official Pinehurst Zoning Map As It Pertains to the Rezoning of Certain Land Located on Midland Road Received As a Result of a Land Swap with the Town of Southern Pines.
17. Other Business.
18. Comments from Attendees.
19. Adjournment.

**MINUTES OF  
VILLAGE COUNCIL REGULAR MEETING  
DECEMBER 15, 2009**

**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, December 15, 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 Virginia F. Fallon, Mayor Pro-Tem  
The Honorable Nancy Roy Fiorillo  
The Honorable Douglas A. Lapins  
The Honorable Joan M. Thurman  
Mr. Andrew M. Wilkison, Village Manager  
Ms. Linda S. Brown, Village Clerk  
And approximately 50 persons in the audience.

**1. CALL TO ORDER.**

Mayor George P. Lane called the meeting to order.

**2. PLEDGE OF ALLEGIANCE AND INVOCATION.**

Village Manager Andy Wilkison led in an invocation followed by the Pledge of Allegiance to the American flag.

**3. PRESENTATIONS.**

Mayor Pro-Tem Fallon presented a Resolution and a paperweight bearing the emblem of the Pinehurst Centennial to Mr. Jeffrey P. Dawson honoring his service as a member of the Pinehurst Village Council. (Copy of Resolution #09-30 is in the 2009 Resolution Book.)

**4. PRESENTATION- GANG AWARENESS- MOORE COUNTY SHERIFF'S DEPARTMENT.**

Pinehurst Patrol Officer Todd Maness introduced Moore County Sheriff's Deputy Bill Flynt and Detective Chris Coleman, Southern Pines Gang Officer, who presented information concerning gangs. The purpose of the presentation was to make citizens aware of the gang culture.

**5. 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:
  - Work Session of November 17, 2009
  - Regular Meeting of November 17, 2009
  - Closed Session of November 17, 2009
- B. Public Safety Reports- Police and Fire Departments.
- C. Scheduling of Regular Meeting for Tuesday, January 26, 2010 at 1:00 p.m.

**End of Consent Agenda.**

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

**6. BUDGET AMENDMENTS REPORT TO COUNCIL.**

Council noted that there were no budget amendments processed for the period November 15, 2009- December 15, 2009, and thus there is no Budget Amendment Report.

**7. RECESS REGULAR MEETING AND ENTER INTO A PUBLIC HEARING.**

Councilmember Fiorillo 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 Fallon and carried unanimously.

**8. PUBLIC HEARING #1: Consideration of an Annexation Agreement between the Village of Pinehurst and the Village of Foxfire.**

Comments:

**Director of Planning and Inspections Andrea Correll** presented each Councilmember with a copy of the proposed agreement which has two changes on page 1. These are bolded and underlined on the document. She explained that the changes were requested by Foxfire Village. (Copy of the proposed agreement is in the Minute File.)

**8. PUBLIC HEARING #2: Official text amendment to the Pinehurst Development Ordinance. This Amendment will amend Section 10.2.1.3 SR 18 (g) Docks on Lakes. The purpose of this amendment is to establish standards for "L- shaped" docks. The applicant is the Village of Pinehurst.**

Comments:

**Director of Planning and Inspections Andrea Correll** introduced the Public Hearing and entered into the record a statement that the proposed amendments to the Pinehurst Development Ordinance are consistent with the 2003 Comprehensive Long-Range Village Plan. (Copy of the Comprehensive Plan Consistency Statement dated December 15, 2009 is in the Minute File.)

**Lois Mitchell** asked if this would "grandfather" the L-Shaped docks which are already constructed. Answer- yes. She also asked if the Village has jurisdiction over Lake Pinehurst. Answer- yes.

**10. PUBLIC HEARING #3: Official text amendment to the Pinehurst Development Ordinance. This Amendment will amend Section 2.2 Definitions by adding a definition for Welcome Center and amend section 10.2.1 Table of Permitted and Special Uses. The purpose of this amendment is to allow Welcome Centers as a permitted use within the RD (Recreation Development District). The applicant is the Village of Pinehurst.**

Comments:

**Director of Planning and Inspections Andrea Correll** introduced the Public Hearing and entered into the record a statement that the proposed amendments to the Pinehurst Development Ordinance are consistent with the 2003 Comprehensive Long-Range Village Plan. (Copy of the Comprehensive Plan Consistency Statement dated December 15, 2009 is in the Minute File.)

**MINUTES OF  
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11. **PUBLIC HEARING #4: Official text amendment to the Pinehurst Development Ordinance.** This Amendment will amend the following sections of the Pinehurst Development Ordinance in order to incorporate the Village of Pinehurst Engineering Standards Manual as a part of the Pinehurst Development Ordinance. The applicant is the Village of Pinehurst. Amendments include: insert a new Section 1.8 incorporating the Village of Pinehurst Engineering Standards and Specifications Manual as part of the Development Ordinance (old section 1.8 will become 1.9); add definition of engineering standards; add preparation and maintenance of the Manual as part of the Village Engineers duties in Section 4.7.3 (h) and move the existing section 4.7.3 (h) to 4.7.3 (i); add Section 5.5(c) adding the Engineering Standards and Specifications Manual to the list of prerequisites for approval of a development permit; add the requirement that drawings and specifications shall also conform with the Pinehurst Engineering Standards and Specifications Manual.

Comments:

Director of Planning and Inspections Andrea Correll introduced the Public Hearing and entered into the record a statement that the proposed amendments to the Pinehurst Development Ordinance are consistent with the 2003 Comprehensive Long-Range Village Plan. (Copy of the Comprehensive Plan Consistency Statement dated December 15, 2009 is in the Minute File.)

12. **ADJOURN PUBLIC HEARING AND RE-ENTER REGULAR MEETING.**

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

13. **MOTION- MAJOR SITE PLAN- HOSPITALITY HOUSE AT 20 FIRST VILLAGE.**

Councilmember Fallon moved to approve the Major Site Plan for a Hospitality House located at 20 First Village Drive with no conditions. Councilmember Lapins seconded the motion which carried unanimously by a vote of 5-0.

14. **MOTION- EXCHANGE OF ETJ WITH SOUTHERN PINES.**

Councilmember Thurman moved to remove LRK # 36902 from the Village of Pinehurst EYJ and add LRK #'s 35897, 31863 and 32232 to the Pinehurst etj. This motion is conditioned upon the town of Southern Pines doing the same and shall become effective immediately following the Town of Southern Pines relinquishing ETJ authority over these properties. Councilmember Fiorillo seconded the motion which was unanimously approved by a vote of 5-0.

15. **MEMO- DIRECTOR OF PLANNING AND INSPECTIONS ANDREA CORRELL- DATED NOVEMBER 17, 2009- ORDINANCE #09-45 IS CONSISTENT WITH THE 2003 COMPREHENSIVE LONG-RANGE PLAN.**

Councilmember Fiorillo moved to adopt the memo prepared by Director of Planning and Inspections Andrea Correll, and dated November 17, 2009 as the Council statement that draft Ordinance 09-45 is consistent with the Village of Pinehurst's 2003 Comprehensive Long-Range Plan. Councilmember Fallon seconded the motion, which was unanimously approved by a vote of 5-0. (Copy of the memo is found in the Minute File.)

16. **ORDINANCE #09-45: AN ORDINANCE AMENDING THE OFFICIAL PINEHURST ZONING MAP AS IT PERTAINS TO THE REZONING OF CERTAIN LAND LOCATED ON MIDLAND ROAD RECEIVED AS A RESULT OF A LAND SWAP WITH THE TOWN OF SOUTHERN PINES.**

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The Manager explained the need for the Ordinance #09-45. Upon the motion of Councilmember Lapins, seconded by Councilmember Thurman, Ordinance #09-45 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

**17. OTHER BUSINESS.**

There was none.

**18. COMMENTS FROM ATTENDEES.**

There were none.

**19. ADJOURNMENT.**

Councilmember Lapins moved to adjourn the Regular Meeting. The motion was seconded by Councilmember Thurman and carried unanimously. The Regular Meeting adjourned at 1:55 p.m.

Respectfully Submitted,

*Linda S. Brown*  
Linda S. Brown, CMC  
Village Clerk