

**ORDINANCE #13-11:**

**AN ORDINANCE AMENDING THE PINEHURST DEVELOPMENT ORDINANCE AS IT PERTAINS TO SECTION 10.2.1 TABLE OF PERMITTED AND SPECIAL USES AND SECTION 10.2.1.3 SPECIAL REQUIREMENTS TO THE TABLE OF PERMITTED AND SPECIAL USES (CHURCHES AND COMMUNITY CENTERS IN THE R-5 ZONING DISTRICT).**

**THAT WHEREAS,** the Village Council of the Village of Pinehurst adopted a new Pinehurst Development Ordinance on the 24<sup>th</sup> day of May, 2005, for the purpose of regulating planning and development in the Village of Pinehurst and the extraterritorial area over which it has jurisdiction; and

**WHEREAS,** said Ordinance may be amended from time to time as circumstances and the best interests of the community have required; and

**WHEREAS,** a Public Hearing was held at 1:00 p.m. on March 26, 2013 in the Assembly Hall of the Pinehurst Village Hall, Pinehurst, North Carolina after due notice in The Pilot, a newspaper in Southern Pines, North Carolina, with general circulation in the Village of Pinehurst, and its extraterritorial jurisdiction, for the purpose of considering proposed amendments to the Pinehurst Development Ordinance, at which time all interested citizens, residents and property owners in the Village of Pinehurst and its extraterritorial jurisdiction were given an opportunity to be heard as to whether they favored or opposed the proposed text amendments; and

**WHEREAS,** the Planning and Zoning Board has recommended that the Village Council amend Sections 10.2.1 and 10.2.1.3 of the Pinehurst Development Ordinance; and

**WHEREAS,** the Village Council, after considering all of the facts and circumstances surrounding the proposed amendments to the text of the Pinehurst Development Ordinance, have determined that it is in the best interest of the Village of Pinehurst and the extraterritorial jurisdiction and that it is consistent with the 2010 Comprehensive Plan that the Pinehurst Development Ordinance be further amended, making the amendments as requested;

**NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED** by the Village Council of the Village of Pinehurst, North Carolina in regular session assembled on the 26<sup>th</sup> day of March, 2013, as follows:

**SECTION 1.** That the Pinehurst Development Ordinance of the Village of Pinehurst and its extraterritorial zoning jurisdiction be and the same hereby is amended by adding the following text amendment to Section 10.2.1 Table of Permitted and Special Uses:

**Section 10.2.1            Table of Permitted and Special Uses**

**RESIDENTIAL**

USE TYPES	PC	R-210	R-30	R-20	R-15	R-10	R-8	R-5	R-MF	RD	OP	H	HD	VC	NC	SR
Churches	SZ	X	SC	SC	SC	SC		X			X				SC	7
Community Centers	X	SC	SZ	SZ	SZ	SZ	SZ	X	SZ							7

Note (1): Subdivisions of thirty (30) acres or more in the R-210 District are required to meet the Open Space Subdivision requirements of Section 10.2.14.13.

X=Permitted Use  
 SC=Major Special Use (Village Council)  
 SR=Special Requirement (See Section 10.2.1.3)  
 SZ=Minor Special Use (Zoning Board of Adjustment)

**SECTION 2.** That the Pinehurst Development Ordinance of the Village of Pinehurst and its extraterritorial zoning jurisdiction be and the same hereby is amended by adding the following text amendment to Section 10.2.1.3 Special Requirements to the Table of Permitted and Special Uses:

**Section 10.2.1.3 Special Requirements to the Table of Permitted and Special Uses**

SR-7. Churches, Community Centers, Indoor Recreational Facilities, and Schools

- (1) In residential districts, such facilities shall be located on sites of five (5) acres or greater and shall have direct primary access to a major collector or thoroughfare street **except for the redevelopment of or additions to existing churches and community centers in the R-5 Zoning District.**

**SECTION 3.** That all ordinances or sections thereof in conflict herewith are hereby repealed and declared null and void from and after the date of adoption of this ordinance.

**SECTION 4.** That this Ordinance shall be and remain in full force and effect from and after the date of its adoption.

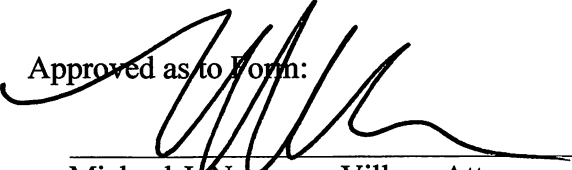
Adopted this 26<sup>th</sup> day of March, 2013.



VILLAGE OF PINEHURST  
 VILLAGE COUNCIL

By: Nancy Roy Fiorillo  
 Nancy Roy Fiorillo, Mayor

Attest:  
  
 Andrew M. Wilkison, Village Clerk

Approved as to Form:  
  
 Michael J. Newman, Village Attorney