

ORDINANCE #13-18:

AN ORDINANCE AMENDING THE OFFICIAL PINEHURST ZONING MAP AS IT PERTAINS TO THE REZONING OF CERTAIN LAND LOCATED AT 2090 MIDLAND ROAD.

THAT WHEREAS, the Village Council of the Village of Pinehurst adopted a new Pinehurst Development Ordinance and Map on the 24th 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 and Map 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 April 23, 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 rezoning of approximately 16.2 acres addressed as 2090 Midland Road, further defined as being Moore County LRK #s 39692, 20090101, 39644 and a portion of 35897 from R-30 (Single-family residential) to Conditional Use R-MF (Multi-family), 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 rezoning; and

WHEREAS, the Planning and Zoning Board has recommended the zoning map be amended; and

WHEREAS, the applicant has agreed to the following condition(s):

- 1. The construction drawings and final approvals are based on the concept plan submitted for the neighborhood.**
- 2. No vinyl siding will be permitted within the development.**
- 3. The cottage architecture proposed with the concept plan is built.**

WHEREAS, the Village Council, after considering all of the facts and circumstances surrounding the proposed rezoning, have determined that it is in the best interests of the Village of Pinehurst and the extraterritorial jurisdiction that the Development Ordinance and Zoning Map be amended as recommended by the Planning and Zoning Board.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED by the Village Council of the Village of Pinehurst, North Carolina in session assembled on this 23rd day of April, 2013 as follows:

SECTION 1. That the Pinehurst Zoning Map of the Village of Pinehurst and its extraterritorial zoning jurisdiction be and the same hereby is amended by rezoning of approximately 16.2 acres addressed as 2090 Midland Road, further defined as being Moore County LRK #s 39692, 20090101, 39644 and a portion of 35897 from R-30 (Single-family residential) to Conditional Use R-MF (Multi-family)

SECTION 2. The rezoning map is attached hereto as exhibit A and made a part hereof, the same as if included verbatim.

SECTION 3. That simultaneous to the amendment to the zoning map a conditional use permit be issued for this site along with the agreed upon and approved three condition(s) attached to the site that **are referenced above.**

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

Adopted this 23rd day of April, 2013.



Attest:

Lauren M. Craig
Lauren M. Craig, Village Clerk

VILLAGE OF PINEHURST
VILLAGE COUNCIL

By: Nancy Roy Fiorillo
Nancy Roy Fiorillo, Mayor

Approved as to Form:

Michael J. Newman
Michael J. Newman, Village Attorney