

**ORDINANCE #12-27:**

**AN ORDINANCE AMENDING THE PINEHURST DEVELOPMENT ORDINANCE AS IT PERTAINS TO SECTION 10.2.1.3 SR-25 (a) (2) and (3) TEMPORARY USES AND STRUCTURES.**

**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 August 21, 2012 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 10.2.1.3 SR-25 (a) (2) and (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 21<sup>st</sup> day of August, 2012, 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 Sections 10.2.1.3 SR-25 (a) (2) and (3):

10.2.1.3 Special Requirements to the Table of Permitted and Special Uses

**SR-25. Temporary Uses and Structures**

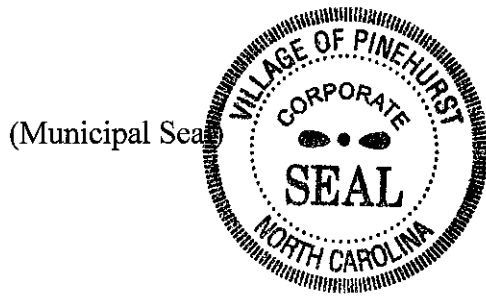
25(a) Temporary Uses

- (2) Fairs may be established in any non-residential zoning district as temporary uses, subject to approval in accordance with the procedures established in this Subsection **including the filing deadlines established in the application form;**
- (3) All applications for temporary use permits ~~shall be filed at least two (2) weeks prior to the date the temporary use will commence. If public safety support is requested from the Village, such application must be filed at least four (4) weeks before the commencement of the temporary use.~~ All applications **including the filing deadlines established in the application form;** for uses described in (1) and (2) above shall include the following information:

**SECTION 2.** 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 3.** That this Ordinance shall be and remain in full force and effect from and after the date of its adoption.

Adopted this 21<sup>st</sup> day of August, 2012.



VILLAGE OF PINEHURST  
VILLAGE COUNCIL

By: Nancy Roy Fiorillo  
Nancy Roy Fiorillo, Mayor

Attest:

Linda S. Brown  
Linda S. Brown, Village Clerk

Approved as to Form:

Michael J. Newman  
Michael J. Newman, Village Attorney