

ORDINANCE #11-25:

AN ORDINANCE ENACTING A CODE OF ORDINANCES FOR THE VILLAGE OF PINEHURST, NORTH CAROLINA REVISING, AMENDING, RESTATING, CODIFYING AND COMPILING CERTAIN EXISTING GENERAL ORDINANCES OF THE VILLAGE OF PINEHURST DEALING WITH SUBJECTS EMBRACED IN SUCH CODE OF ORDINANCES.

THAT WHEREAS, the present general and permanent ordinances of the Village of Pinehurst are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and general welfare of the Village and for the proper conduct of its affairs; and

WHEREAS, the Acts of the General Assembly of the State of North Carolina empower and authorize the Village of Pinehurst to revise, amend, restate, codify and compile any existing ordinances and all new ordinances not heretofore adopted or published and to incorporate such ordinances into one ordinance in book form; and

WHEREAS, the Village Council of the Village of Pinehurst has authorized a general compilation, revision and codification of the ordinances of the Village of Pinehurst of a general and permanent nature and publication of such ordinance in book form; and

WHEREAS, it is necessary to provide for the usual daily operation of the Village of Pinehurst and for the immediate preservation of the public peace, health, safety and general welfare of the Village that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED, by the Village Council of the Village of Pinehurst, North Carolina in Work Session this 13th day of September, 2011 as follows:

SECTION 1. The general ordinances of the Village of Pinehurst as revised, amended, restated, codified, and compiled in book form are hereby adopted as and shall constitute the "Village of Pinehurst, North Carolina Municipal Code."

SECTION 2. Such Code of Ordinances as adopted in Section 1 shall consist of the following Titles:

- Title I: General Provisions
- Title III: Administration
- Title V: Public Works
- Title VII: Traffic Code
- Title IX: General Regulations
- Title XI: Business Regulations
- Title XIII: General Offenses
- Title XV: Land Usage

SECTION 3. All prior ordinances pertaining to the subjects treated in such Code of Ordinances shall be deemed repealed from and after the effective date of this ordinance except as they are included and reordained in whole or in part in such Code; provided, such repeal shall not affect any offense committed or penalty incurred or any right established prior to the effective date of this ordinance, nor shall such repeal affect the provisions of ordinances levying taxes, appropriating money, annexing or detaching territory, establishing franchises, or granting special rights to certain persons, authorizing public improvements, authorizing the issuance of bonds or borrowing of money, authorizing the purchase or sale of real or personal property, granting or accepting easements, plat or dedication of land to public use, vacating or setting the boundaries of streets or other public places; nor shall such repeal affect any other ordinance of a temporary or special nature or pertaining to subjects not contained in or covered by the Code.

SECTION 4. Such Code shall be deemed published as of the day of its adoption and approval by the Village Council of the Village of Pinehurst and the Village Clerk is hereby authorized and ordered to file a copy of such Code of Ordinances in the Office of the Village Clerk.

SECTION 5. Such Code shall be presumptive evidence in all courts and places of the ordinance and all provisions, sections, penalties and regulations therein contained and of the date of passage, and that the same is properly signed, attested, recorded, and approved and that any public hearings and notices thereof as required by law have been given.

SECTION 6. Such Code shall be and remain in full force and effect, from and after the date of its adoption.

PASSED AND ADOPTED by the Village Council of the Village of Pinehurst on this 13th day of September, 2011.

(Municipal Seal)



VILLAGE OF PINEHURST

VILLAGE COUNCIL

By: Virginia F. Fallon

Virginia F. Fallon, Mayor

Attest:

Linda S. Brown

Linda S. Brown, Village Clerk

Approved as to Form:

Michael J. Newman

Michael J. Newman, Village Attorney