

ORDINANCE #10-03:

AN ORDINANCE AMENDING THE PINEHURST DEVELOPMENT ORDINANCE AS IT PERTAINS TO SECTION 10.2.1.3 SR-18(g) DOCKS ON LAKES.

THAT WHEREAS, the Village Council of the Village of Pinehurst adopted a new Pinehurst Development Ordinance 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 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 December 15, 2009 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 Pinehurst Development Ordinance text changes, 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 Section 10.2.1.3 SR-18(g) of the Pinehurst Development Ordinance; and

WHEREAS, the Village Council, after considering all of the facts and circumstances surrounding the proposed amendments in 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 that the 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 26th day of January, 2010, as follows:

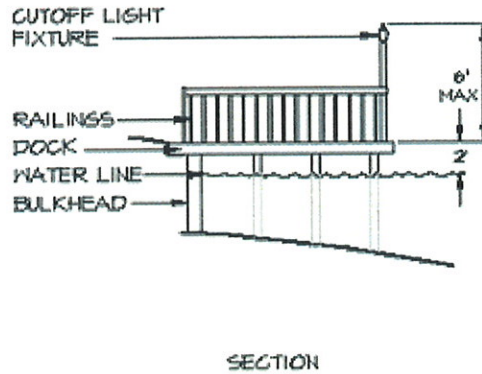
SECTION 1. That the Pinehurst Development Ordinance of the Village of Pinehurst and its extraterritorial zoning jurisdiction be and the same hereby is amended by adding the following text amendment to Section 10.2.1.3 SR-18(g):

10.2.1.3 Special Requirements to the Table of Permitted and Special Uses

18(g) Docks on Lakes

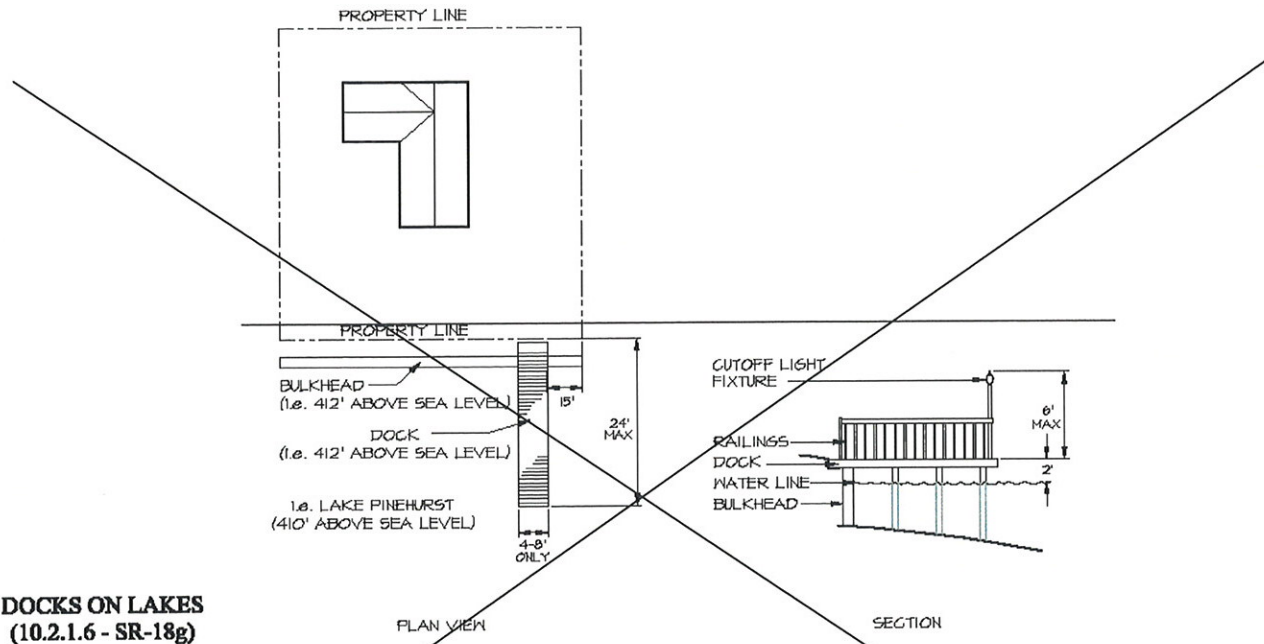
- (1) Docks may be constructed along the boundary of a lake only after the issuance of a Development Permit and building permit by the Planning and Inspections Department;

- (2) Docks and construction added to docks other than handrails, benches, electrical connections, and cutoff lights are not to exceed a height of six (6) feet from the dock to the top of the light fixture. The dock surface shall be built at a height not to exceed the height of the bulkhead to which they are attached;



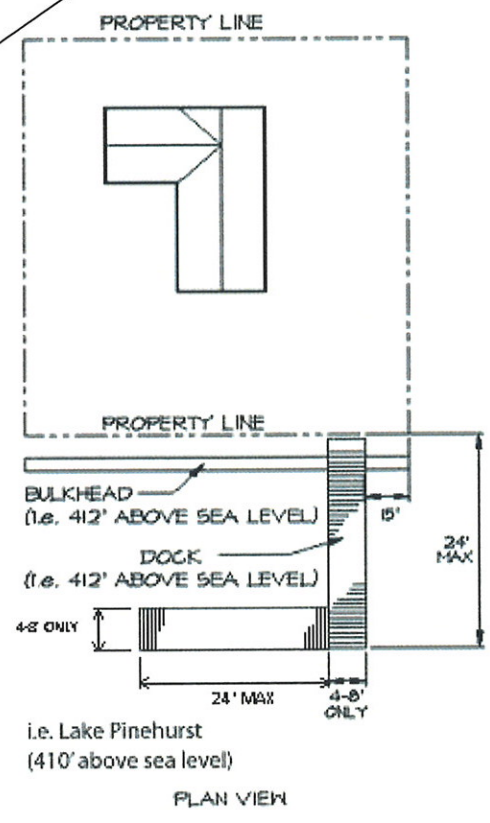
[new illustration]

- (3) No part of the dock shall extend more than 24 feet out into the lake from the shoreline from which it extends nor shall it extend more than 24 feet out into the lake from the property line; **Docks may make a 90 degree turn and run a maximum of 24 feet in a parallel direction to the shoreline.**
- (4) Docks shall be no wider than eight (8) feet and no narrower than four (4) feet, **with the exception of the corner in which the dock makes a turn,** and shall be positioned so as to maintain at least a 15 foot side setback from the side lot lines as extended out into the lake;



**DOCKS ON LAKES
(10.2.1.6 - SR-18g)**

[delete illustration]



[new illustration]

- (5) Docks shall be of a permanent, pressure treated wood construction, connected to the shore of the property they serve, and be secured to the bottom.

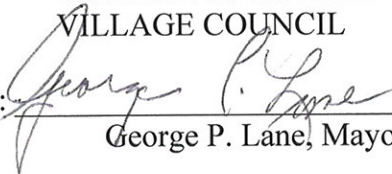
SECTION 2. That all ordinances or sections thereof in conflict herewith are hereby repealed and declared null and void from and after the date of adoption of this ordinance.

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


Adopted this 26th day of January, 2010.

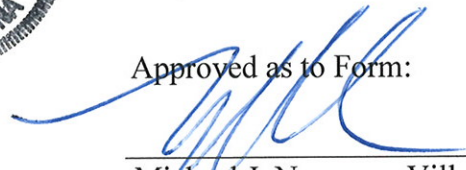


VILLAGE OF PINEHURST
VILLAGE COUNCIL

By: 
George P. Lane, Mayor

Attest:


Linda S. Brown, Village Clerk

Approved as to Form:

Michael J. Newman, Village Attorney