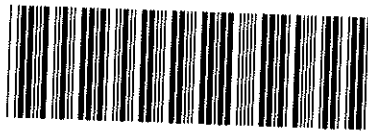


FOR REGISTRATION REGISTER OF DEEDS  
Judy D. Martin  
Moore County, NC  
March 11, 2010 08:13:22 AM  
Book 3696 Page 529-534  
FEE: \$29.00  
INSTRUMENT # 2010003057

LL

Linda Brown  
395 Magnolia Rd.  
Pinehurst, NC 28374-9130

med



INSTRUMENT # 2010003057

**ORDINANCE # 10-10:**

**AN ORDINANCE ACCEPTING PETITION FOR DEDICATION OF STREETS WITHIN THE VILLAGE OF PINEHURST AND AMENDING CHAPTER 7, SCHEDULE I AND SCHEDULE X OF THE PINEHURST MUNICIPAL CODE AS IT PERTAINS TO REGULATING TRAFFIC ON THESE STREETS WITHIN THE VILLAGE OF PINEHURST, NORTH CAROLINA.**

**THAT WHEREAS,** the Developer of Inverness Office Park, Pinehurst, Moore County, North Carolina was desirous of dedicating said street's rights-of-way to the Village of Pinehurst; and

**WHEREAS,** the recorded plat for Inverness Office Park depicts Aviemore Drive, Loblolly Avenue (now known as Aviemore Drive) and Page Drive within the subdivision as being dedicated for public use; and

**WHEREAS,** the Village Council of the Village of Pinehurst has to this date, not officially accepted the proposed dedication of this road; and

**WHEREAS,** the road way on Aviemore Drive, Loblolly Avenue and Page Drive are utilized significantly by the public and routine maintenance and repair is needed; and

**WHEREAS,** it has been determined by the Village Attorney, the Village Engineer and the Village Manager that the most efficient means of protecting and maintaining the roads for the public's benefit is for the Village to officially accept dedication of the roads so that the Village can be legally responsible for the maintenance and upkeep of the road;

**NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED** by the Village Council of the Village of Pinehurst, North Carolina in work session assembled this 9<sup>th</sup> day of March, 2010, as follows:

**SECTION I.** That, pursuant to N.C.G.S. Chapter 160A, Article 15, the right-of-way which includes Aviemore Drive, Loblolly Avenue and Page Drive, as offered for

dedication, meeting the legal description attached and shown on the attached plat, copies of which are attached hereto and made a part hereof, is hereby accepted as a public street and right-of-way of the Village of Pinehurst, North Carolina.

**SECTION 2.** That Schedule I of Section 7, NO PARKING of the Pinehurst Municipal Code, is amended by adding the following:

<u>Street</u>	<u>Side</u>	<u>Location</u>
<u>Page Drive</u>	<u>South</u>	<u>From Page Road to Avimore Drive</u>

**SECTION 3.** That Schedule X of Section 7, SPEED LIMITS of the Pinehurst Municipal Code, is amended by adding the following:

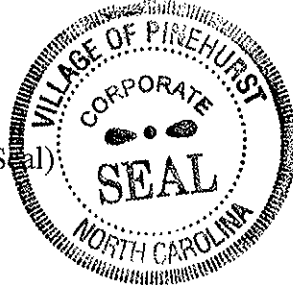
Description:	Speed Limit:
<u>Avimore Drive</u>	<u>25</u>
<u>Page Drive</u>	<u>20</u>

**SECTION 4.** That the Pinehurst Police Chief and the Public Services Director are hereby directed and empowered to erect the necessary traffic signs on the above stated roads.

**SECTION 5.** That this Ordinance shall be and the same is hereby effective from and after the date of its adoption.

**THIS ORDINANCE** is passed and adopted this 9<sup>th</sup> day of March, 2010.

(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

## LEGAL DESCRIPTION

### TRACT ONE: AVIEMORE DRIVE:

Being that parcel of real property which is more fully described on that certain recorded plat of survey which is recorded at Plat cabinet 3, slide 369, Moore County Public Registry and which parcel of property is all of that property depicted as AVIEMORE drive and which parcel specifically excludes AVIEMORE court and from which recorded plat of survey, the following metes and bounds description is taken:

Beginning at an unmarked point which is the North Westernmost corner of tract 1 and which beginning point is located North 86 degrees 27 minutes 30 seconds East 245.08 feet from a control corner concrete monument which is situated at the North Easternmost corner of tract 1 and which is located along the Western edge of US Highway No. 15-501 and which beginning point is also the South Westernmost corner of that property referred to as "replat of Lot no. 4 the pointe"; thence from said BEGINNING Point AND WITH THE Eastern edge of AVIEMORE drive, South 2 degrees 14 minutes 50 seconds West 130.67 feet to an unmarked point, the South Westernmost corner of tract 1 and the North Westernmost corner of tract 2; thence same course, 130.67 feet to an unmarked point which is the North Westernmost corner of tract 3 and the South Westernmost corner of tract 2; thence, same course, 14.53 feet to an unmarked point; thence, following the eastern edge of Aviemore Drive, a curve to the right which has the following coordinates: a radius of 248.20 feet; an arc length of 152.40 feet and a chord bearing and distance of South 19 degrees 50 minutes 17 seconds West 150.02 feet to an unmarked point which is the North Westernmost corner of tract 4 and the South Westernmost corner of tract 3; thence South 37 degrees 25 minutes 44 seconds East 145 feet to an unmarked point which is the Northernmost corner of tract 8; thence with the eastern edge of Aviemore drive South 37 degrees 25 minutes 44 seconds West 255 feet to an unmarked point which is the Westernmost corner of tract 8; thence continuing with the eastern edge of Aviemore Drive, South 37 degrees 25 minutes 44 seconds West 89.34 feet to an unmarked point; thence North 52 degrees 33 minutes 56 seconds West 50 feet to an unmarked point which is the Southernmost corner of tract 9; thence with the western edge of Aviemore Drive North 37 degrees 25 minutes 44 seconds East 344.33 feet to an unmarked point which is the Easternmost corner of tract 9 and the Southernmost corner of tract 10; thence continuing with the Western edge of Aviemore Drive, North 37 degrees 25 minutes 44 seconds East 145 feet to an unmarked point; thence with a curve to the left, which has the following coordinates: : a radius of 196.20 feet; an arc length of 121.70 feet and a chord bearing and distance of North 19 degrees 50 minutes 17 seconds East 119.80 feet to an unmarked point; thence North 21 degrees 14 minutes 50 seconds East 47.22 feet to an unmarked point which is the North easternmost corner of tract 10 and the South easternmost corner of tract 11; thence continuing with the Western edge of Aviemore Drive, North 21 degrees 14 minutes 50 seconds East 139.76 feet to an unmarked point which is the North easternmost corner of tract 11 and the south easternmost corner of tract 12; thence continuing with the Western edge of Aviemore Drive, North 21 degrees 14 minutes 50 seconds East 140.01 feet to an unmarked point which is the North easternmost corner of tract 12 and the south easternmost corner of

tract 13; continuing with the Western edge of Avimore Drive, North 21 degrees 14 minutes 50 seconds East 150 feet to an unmarked point which is the North easternmost corner of tract 13 and the south easternmost corner of tract 14; continuing with the Western edge of Avimore Drive, North 21 degrees 14 minutes 50 seconds East 130 feet to an unmarked point which is the North easternmost corner of tract 14 and the south easternmost corner of tract 15; continuing with the Western edge of Avimore Drive, North 21 degrees 14 minutes 50 seconds East 230 feet to an unmarked point which is the North easternmost corner of tract 15; thence continuing North 21 degrees 14 minutes 50 seconds East a distance sufficient to reach the Southern edge of Memorial Drive; thence in a Easterly direction, a distance sufficient to reach the unmarked point which is the North Westernmost corner of "replat of lot no. 4 the pointe"; thence with the Eastern edge of Avimore Drive, South 21 degrees 14 minutes 50 seconds West 567 feet to the point and place of BEGINNING.

### **TRACT TWO: PAGE DRIVE EXTENSION:**

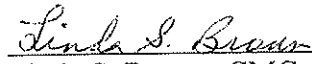
Being that parcel of real property which is fifty feet in width and which parcel of real property is partially described on that certain recorded plat of survey which is recorded at Plat cabinet 3, slide 369, Moore County Public Registry and which parcel of property is all of that property depicted as Page Drive as the same extends in a North Western directly from Avimore Drive, and from which recorded plat of survey, the following metes and bounds description of the Northern edge of the 50 foot wide parcel of property is taken: BEGINNING AT an unmarked point which is located South 37 degrees 25 minutes 44 seconds West 89.34 feet from an unmarked point which is the Easternmost corner of tract 8, as the same is depicted on the aforementioned plat, and which unmarked point is located North 52 degrees 33 minutes 57 seconds West 284.97 feet from an unmarked point which is located North 34 degrees 14 minutes 51 seconds West 127.70 feet from an unmarked point which is the Southernmost corner of tract 7 and which unmarked point is the point of terminus of a curve to the left, and which point has the following coordinates: a radius of 272 feet, and arc length of 110.37 feet and a chord bearing and distance of South 56 degrees 59 minutes 26 seconds West 109.61 feet from an unmarked point which is located South 45 degrees 21 minutes 45 seconds West 179.23 feet from an unmarked point which is located North 20 degrees 49 seconds West 410.12 feet from NC Geodetic Survey monument named "center"; thence from said BEGINNING POINT, North 52 degrees 33 minutes 56 seconds West 50 feet to an unmarked point; thence North 52 degrees 33 minutes 56 seconds West 10 feet to an unmarked point; thence with the Southern boundary line of tract 9 and the Northern boundary line of Page Drive, North 72 degrees 21 minutes 02 minutes West 201.39 feet to an unmarked point; thence with a curve to the left which has the following coordinates: a radius of 514.83 feet; an arc length of 177.34 feet and a chord bearing and distance of North 62 degrees 28 minutes 59 seconds West 176.48 feet to an unmarked point; thence North 52 degrees 36 minutes 56 seconds West 161.17 feet to an unmarked point, which is the Westernmost corner of tract 9; thence with the line of lands described at Deed Book

1148, Page 294, and the Northern edge of Page Drive, North 52 degrees 36 minutes 56 seconds West, a distance sufficient to reach the Southernmost corner of that property described in Deed book 2451, Page 539, Moore County Public Registry; thence with the line of lands described in Deed Book 2451, Page 539, Moore County Public Registry and the Northern edge of Page Drive, North 52 degrees 38 minutes 15 seconds West 199.55 feet to an existing concrete monument which is located North 59 degrees 37 minutes 13 seconds East 311.90 feet from an established iron rod, and which existing concrete monument is the Westernmost corner of the land described in Deed Book 2451, Page 539, Moore County Public Registry.

**VILLAGE OF PINEHURST  
CERTIFICATION OF DOCUMENTS**

I, Linda S. Brown, clerk for the Village of Pinehurst, do hereby certify that the attached is a true and original copy of Ordinance #10-10 entitled "An Ordinance Accepting Petition for Dedication of Streets Within the Village of Pinehurst and Amending Chapter 7, Schedule I and Schedule X of the Pinehurst Municipal Code As It Pertains to Regulating Traffic on These Streets Within the Village of Pinehurst, North Carolina" which was unanimously adopted by the Council of the Village of Pinehurst at their meeting held on March 9, 2010.

IN WITNESS THEREOF, I have hereunto set my hand and have caused the official corporate seal of the Village of Pinehurst to be affixed this 9<sup>th</sup> day of March 2010.

  
\_\_\_\_\_  
Linda S. Brown, CMC  
Village Clerk



(municipal seal)