

**Village of Pinehurst Ordinance # 09-29:**

**AN ORDINANCE ESTABLISHING AN ANNEXATION  
AGREEMENT BETWEEN  
THE VILLAGE OF PINEHURST, NORTH CAROLINA  
AND  
THE TOWN OF SOUTHERN PINES, NORTH CAROLINA  
FOR THE MUTUAL BOUNDARY LINE BETWEEN THESE TWO  
MUNICIPALITIES**

**THAT WHEREAS,** North Carolina General Statutes (N.G.S.) Chapter 160-A, Article 4A, Part 6 authorizes two or more cities to enter into binding agreements regarding future annexation in order to enhance orderly planning by such cities; and

**WHEREAS,** the governing boards of the Village of Pinehurst and the Town of Southern Pines seek to carry out plans for future land uses; provision of important public facilities such as sewer and water services, roadways, and recreation; and the protection of open spaces and other sensitive areas; and

**WHEREAS,** potential conflict and confusion may occur along the interface between two jurisdictions when the future municipal boundaries between the two are unclear; and

**WHEREAS, both** the Village of Pinehurst and the Town of Southern Pines desire to foster good intergovernmental relations; and

**WHEREAS,** the governing boards and the staffs of these two communities have engaged in a process of discussion that has led to determination of an ultimate municipal and utility service boundary between the two communities; and

**WHEREAS,** this ordinance has been adopted following independent public hearings by the Village of Pinehurst on July 28, 2009 and the 'Town of Southern Pines on August 11, 2009, with notice provided in accordance with N.C.G.S. 160A-31(c).

**NOW THEREFORE, BE IT ORDAINED** by the Village Council of the Village of Pinehurst, North Carolina and the Town Council of the Town of Southern Pines, North Carolina:

**Section 1. Boundary.** The areas to be included within the annexation agreement are outlined on attachment "A" of this document.

**Section 2. Notice of Adjacent Annexations.** That each participating municipality which proposes any annexation of property immediately adjacent to the boundary line that is established by this agreement must give written notice to the other municipality of such annexation, at least 60 days before the adoption of any such annexation ordinance. The notice shall be in compliance with N.C.G.S. 160A-59.24(a) (5) and (b) and shall be sent by mail to the Manager of the other municipality. Either Municipality may waive the time period for notice by giving a written waiver to the other party.

**Section 3. Replacement of Prior Agreement.** This agreement supersedes any previously adopted annexations that are in effect at the adoption date of this ordinance.

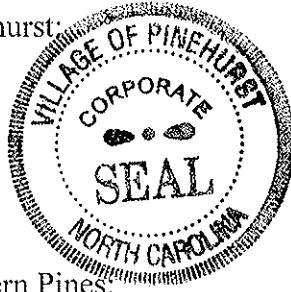
**Section 4. Effective Date.** That this Agreement shall become effective immediately following its adoption by ordinance by the governing board of both the Village of Pinehurst and the Town of Southern Pines.

**Section 5. Modifications or Amendments.** That this ordinance may be modified or amended with a subsequent agreement entered into by both participating municipalities pursuant to G.S. 160A-58.24(d). All modifications and amendments to this agreement shall be approved by ordinance and adopted after public hearings by both municipalities.

**Section 6. Term of Agreement.** That the term of this agreement shall be for a period of 20 years.

**Section 7. Termination of Agreement.** That this agreement may be terminated by either town in the manner prescribed by G.S. 160A-58.24(f). This agreement shall be effective until such termination occurs or 20 years, whichever comes first.

Adopted by the Village of Pinehurst:



August 25, 2009

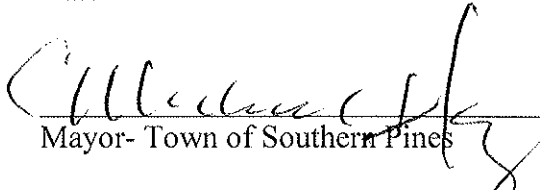
Date

  
\_\_\_\_\_  
Mayor- Village of Pinehurst

Adopted by the Town of Southern Pines:

August 11, 2009

Date

  
\_\_\_\_\_  
Mayor- Town of Southern Pines

Effective:

August 25, 2009

Date

# Pinehurst & Southern Pines Annexation Agreement Map July 20th, 2009

