

**ORDINANCE #09-37:**

**AN ORDINANCE AMENDING THE PINEHURST DEVELOPMENT ORDINANCE AS IT PERTAINS TO SECTIONS 10.2.5.3 AND 10.2.5.6 SIGN REGULATIONS.**

**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 September 22, 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 Sections 10.2.5.3 and 10.2.5.6 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 28<sup>th</sup> day of October, 2009, 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 10.2.5:

**Section 10.2.5 Sign Regulations**

**10.2.5.3 Prohibited Signs**

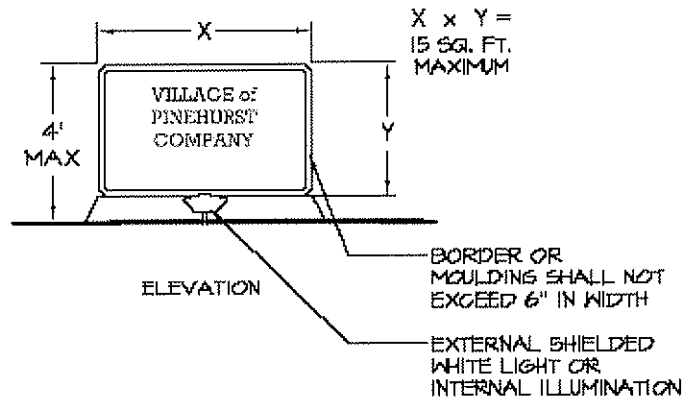
The following signs are prohibited in all zoning districts:

- (l) Wall or window signs in all residential zoning districts, except for house numbers, ~~and~~ historical names and those signs permitted by section 10.2.5.6 (c);

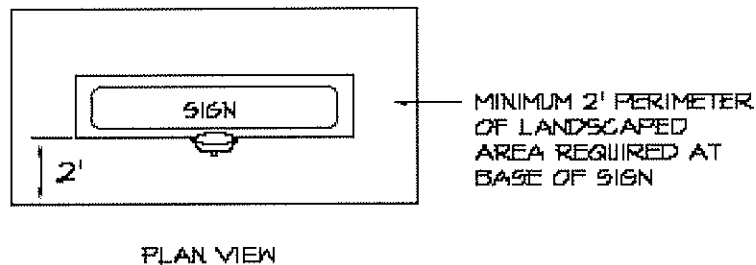
### 10.2.5.6 Signs Permitted in Residential Districts

In addition to the signs allowed in all districts under Section 10.2.5.5 above, the following signs shall be allowed with a development permit, subject to the standards set forth in this Section and other applicable provisions of this Ordinance:

- (b) A church and Hospice Care Campus may erect, on the same property as the church, one ground sign per street front not to exceed two (2) identifying the name of the church, provided that:
- (1) The sign shall be no higher than four (4) feet above the ground and no longer than 12 feet;
  - (2) The sign does not exceed a surface area of 15 square feet total surface area including moldings. Border and molding shall not exceed six (6) inches in width;
  - (3) Such signs may be externally or internally illuminated by white light only. External lighting shall be shielded; and



- (4) Each such sign shall have at least a two (2) foot perimeter of landscaped area at the base of the sign.

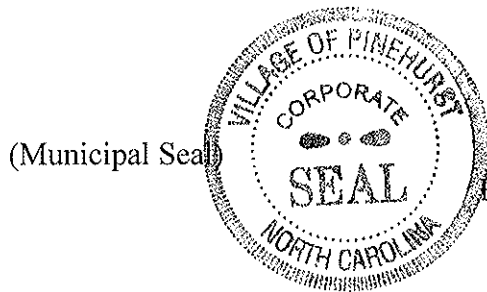


- (c) A church **and Hospice Care Campus** may erect one wall sign identifying the name of the church, provided that:
- (1) The church **property** is located within the R-5 **a Residential** Zoning District.
  - (2) The sign does not exceed a surface area of 40 **32** square feet total surface area, **if the sign contains only a religious symbol and no text or other markings the sign may total 70 sq ft.**
  - (3) Such signs may be externally **or internally** illuminated ~~by white light only~~. External lighting shall be shielded.

**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 28<sup>th</sup> day of October, 2009.



VILLAGE OF PINEHURST  
VILLAGE COUNCIL

By: *George P. Lane*  
George P. Lane, Mayor

Attest:  
*Linda S. Brown*  
Linda S. Brown, Village Clerk

Approved as to Form:  
*[Signature]*  
Michael J. Newman, Village Attorney