

**ORDINANCE #09-40:**

**AN ORDINANCE AMENDING THE PINEHURST ZONING MAP AS IT PERTAINS TO THE ADOPTION OF A PINEHURST SOUTH BUSINESS OVERLAY DISTRICT IN THE VILLAGE OF PINEHURST, NORTH CAROLINA.**

**THAT WHEREAS,** the Village Council of the Village of Pinehurst adopted a new Pinehurst Development Ordinance and Map 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 Map 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 October 28, 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 adoption of a Pinehurst South Business Overlay District 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 rezoning; and

**WHEREAS,** a Notice of Public Hearing, including a map of the proposed Pinehurst South Business District Overlay, was sent to all property owners within and adjacent to the proposed Pinehurst South Business Overlay District, according to Moore County, North Carolina property owner tax data, before the Village Council public hearing held on October 28, 2009; and

**WHEREAS,** the Planning and Zoning Board has recommended that the Pinehurst South Business Overlay District be adopted; and

**WHEREAS,** the Village Council, after considering all of the facts and circumstances surrounding the proposed rezoning, have determined that it is in the best interest of the Village of Pinehurst and the extraterritorial jurisdiction that the Pinehurst South Business Overlay District be adopted as recommended by the Planning and Zoning Board.

**NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED** by the Village Council of the Village of Pinehurst, North Carolina in Regular Meeting assembled on the 17<sup>th</sup> day of November 2009 as follows:

**SECTION 1.** That the Pinehurst Zoning Map of the Village of Pinehurst and its extraterritorial zoning jurisdiction be and the same hereby is amended by adopting the Pinehurst South Business Overlay District as detailed in the attached map entitled

“Pinehurst South Business Overlay District” and dated November 7, 2009. Said map is attached hereto as Exhibit A and made a part hereof, the same as if included verbatim.

**SECTION 2.** That this Ordinance shall be and remain in full force and effect from and after the date of its adoption.

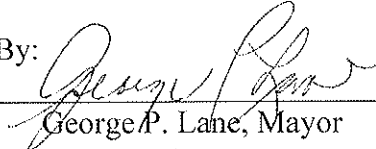
**SECTION 3.** Adopted this the 17<sup>th</sup> day of November, 2009.

(Municipal Seal)

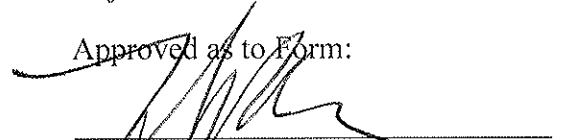


VILLAGE OF PINEHURST  
VILLAGE COUNCIL

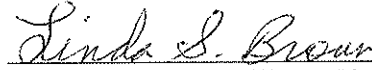
By:

  
George P. Lane, Mayor

Approved as to Form:

  
Michael J. Newman, Village Attorney

Attest:

  
Linda S. Brown, Village Clerk



# Exhibit A Pinehurst South Business Overlay District

CLAY

AMERICAN LEGION

ELLO

BEULAH HILL

DAVIN

PARKER

CARTER

DOWD

BLAKE


NC-5






MR 11-17-09

**Legend**

**Zoning Overlay Districts**

-  Pinehurst South Business Overlay

**Official Zoning**

-  NC - Neighborhood Commercial
-  OP - Office & Professional
-  PC - Public Conservation