

**ORDINANCE #09-45:**

**AN ORDINANCE AMENDING THE OFFICIAL PINEHURST ZONING MAP AS IT PERTAINS TO THE REZONING OF CERTAIN LAND LOCATED ON MIDLAND ROAD RECEIVED AS A RESULT OF A LAND SWAP WITH THE TOWN OF SOUTHERN PINES.**

**THAT WHEREAS,** the Village Council of the Village of Pinehurst adopted a new Pinehurst Development Ordinance and Map 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 and 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 November 17, 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 rezoning of three parcels located at Midland Road, more particularly described as Moore County LRK#'s 35897, 31863 and 32232 from Southern Pines RS-3 (residential) to Village of Pinehurst R-30 (single family residential), 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,** the Planning and Zoning Board has recommended that the zoning map be amended; and

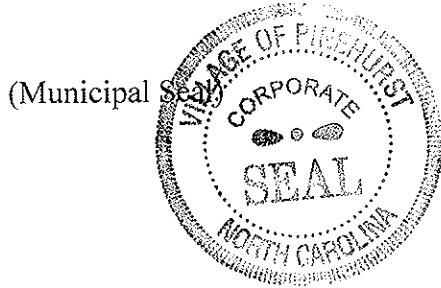
**WHEREAS,** the Village Council, after considering all of the facts and circumstances surrounding the proposed rezoning, have determined that it is in the best interest of the Village of Pinehurst and the extraterritorial jurisdiction that the Development Ordinance and Zoning Map be amended as recommended 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 session assembled on this 15<sup>th</sup> day of December, 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 rezoning three parcels located at Midland Road, more particularly described as Moore County LRK#'s 35897, 31863 and 32232 from Southern Pines RS-3 (residential) to Village of Pinehurst R-30 (single family residential)

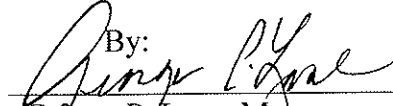
**SECTION 2.** This Ordinance shall be and remain in full force and effect from and after the date that the Town of Southern Pines relinquishes extraterritorial jurisdiction authority over these properties.

**Adopted** this the 15<sup>th</sup> day of December, 2009.

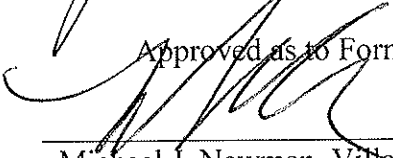


VILLAGE OF PINEHURST  
VILLAGE COUNCIL

By:

  
George P. Lane, Mayor

Approved as to Form:

  
Michael J. Newman, Village Attorney

Attest:

  
Linda S. Brown, Village Clerk