

ORDINANCE #06-36:

AN ORDINANCE OF THE VILLAGE OF PINEHURST EXTENDING A MORATORIUM ON REAL ESTATE DEVELOPMENT ACTIVITY IN A SPECIFIC AREA WITHIN THE VILLAGE OF PINEHURST.

THAT WHEREAS, the Village of Pinehurst, North Carolina adopted on August 8, 2006 an ordinance (#06-19) imposing a Moratorium on Real Estate Development Activity in a specific area within the Village of Pinehurst; and

WHEREAS, said moratorium expires November 16, 2006; and

WHEREAS, Council has adopted the NewCore Master Plan but will not be ready to adopt a new zoning district classification for the affected property by November 16, 2006; and

WHEREAS, extending the moratorium will aid in the accomplishment of the aims as detailed in the original ordinance (#04-44);

NOW, THEREFORE BE IT ORDAINED AND ESTABLISHED, by the Village Council of the Village of Pinehurst, North Carolina in Work Session this 14th of November, 2006 as follows:

Section 1. Area. This ordinance shall be applicable to all property within the boundaries of the area depicted on the map attached hereto, referred to as Exhibit A.

Section 2. Duration. This ordinance shall be effective and enforceable from November 17, 2006 and shall continue in full force and effect for a period of 90 days from the date of effectiveness, expiring February 13, 2007 or until earlier terminated by action of the Village Council.

Section 3. Moratorium. From and after the effective date of this ordinance and continuing throughout its duration, no development shall occur in the small area depicted on the map identified as Exhibit A, unless the development is that conducted by a public utility or public agency and it can be demonstrably shown to the Village Council that the health, safety and welfare of the public requires that the moratorium be waived with regard to that specifically proposed development.

Section 4. Definition. As used in this ordinance, the term listed below shall have the following meaning:

DEVELOPMENT: Any man-made change to improved or unimproved real estate including, but not limited to: buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials.

Section 5. Enforcement. If any person, firm, corporation, organization or association shall violate or attempt to violate any terms of this ordinance Village may enforce its terms by any means available pursuant to N.C.G.S. 160A-175.

Adopted this the 14th day of November, 2006.


(Municipal Seal)



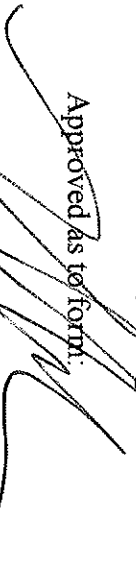
VILLAGE OF PINEHURST
VILLAGE COUNCIL

Attest:


Linda S. Brown, Village Clerk

By: 
Steven J. Smith, Mayor

Approved as to form:


Michael J. Newman, Village Attorney

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