

**ORDINANCE #19-01:**

**AN ORDINANCE AMENDING THE APPROVED R-10-CD RESIDENTIAL CONDITIONAL DISTRICT (R-10-CD) OFFICAL ZONING MAP AMENDMENT THAT WAS APPROVED ON MAY 23, 2017 FOR THE PROPERTIES ADDRESSED AS 105, 110 & 115 EVERETTE RD., AS WELL AS 35 KELLY RD. AND IS THE CURRENT LOCATOIN OF COMMUNITY PRESBYTERIAN CHURCH.**

**WHEREAS**, the Village Council of the Village of Pinehurst adopted a new Pinehurst Development Ordinance and Map on the 8th day of October, 2014, 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 4:30 p.m. on January 8, 2019 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 amending the approved R-10 CD- Residential Conditional District (R-10-CD) Official Zoning Map Amendment that was approved on May 23, 2017 for the properties addressed as 105, 110 & 115 Everette Rd., as well as 35 Kelly Rd and is the current location of Community Presbyterian Church. The properties are further identified as Moore County PID's # 00024664, 00024264, 00029859, 00017301 & 98000236, 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**, this amendment is to change to a landscape buffer that was shown on the general concept plan that was provided with the approved official zoning map amendment from May of 2017. The proposed change is to allow for an arborvitae hedge and not a fence as shown on the general concept plan. The applicant and property owner for the proposed amendment to the R-10 CD is Community Presbyterian Church; and

**WHEREAS**, the Planning and Zoning Board has recommend approval of the amended Conditional District Rezoning; and

**WHEREAS**, the Village Council, after considering all of the facts and circumstances surrounding the proposed amendment, have determined that it is in the best interests of the Village of Pinehurst and the extraterritorial jurisdiction that the R-10 CD- Residential Conditional District (R-10-CD) Official Zoning Map Amendment be amended.

**NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED** by the Village Council of the Village of Pinehurst, North Carolina in a regular meeting assembled on this 8<sup>th</sup> day of January, 2019 as follows:

**SECTION 1.** That the landscape buffer that was shown on the general concept plan that was provided with the approved official zoning map amendment from May of 2017 is here by amended. The proposed change is to allow for an arborvitae hedge and not a fence as shown on the general concept plan. The applicant and property owner for the proposed amendment to the R-10 CD is Community Presbyterian Church.

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

Adopted this 8<sup>th</sup> day of January, 2019.

VILLAGE OF PINEHURST  
VILLAGE COUNCIL

(Municipal Seal)



By: Nancy Roy Fiorillo  
Nancy Roy Fiorillo, Mayor

Attest:

Beth Dunn  
Beth Dunn, Village Clerk

Approved as to Form:

Michael J. Newman  
Michael J. Newman, Village Attorney