

AGENDA

February 3, 2021, 6:00 PM Town Council Virtual Agenda Meeting Agenda

February 3rd, 2020 6:00 PM Town Council Agenda Meeting:

- Attend using your computer or smartphone to watch and listen to the proceedings and to provide comment when prompted. Register for the meeting in advance by going to: <https://attendee.gotowebinar.com/register/7509774781065057808>
- Attend using your telephone to listen to the proceedings and to provide comment when prompted. At the meeting time, dial (562) 247-8321 then use Audio Access Code 324-643-150.
- Attend using the GoToWebinar app on your tablet or smartphone by entering Webinar ID 253- 061-867.

Call to Order

1. **Manager's Comments**
2. **Consent Agenda - (Request for Adoption)**

All items listed below are considered routine and will be enacted by one motion and without discussion.

- A. Adopt Agenda Meeting Minutes of January 6, 2021, Closed Session Meeting Minutes of January 6, 2021 and Regular Business Meeting Minutes of January 12, 2021.
- B. Budget Amendments

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>CODE</u>	<u>INCREASE</u>	<u>DECREASE</u>
Buildings & Grounds	Appearance Commission	10-640-5700	\$ 10,000.00	
General Fund	Fund Balance	10-397-1000	\$10,000.00	
Police	Miscellaneous Revenue	10-335-0000	\$8,973.00	
Police	Auto Repair/Patrol	10-511-1700	\$8,973.00	

- C. Capital Project Fund Ordinance Amendment

- Sewer Impact Fees Fund
- Water Impact Fees Fund
- Water Improvement Fund
- Sewer Improvement Fund

3. Public Hearings – **(All Hearings below to be held at the February 9, 2021 Regular Business Meeting)**

Per GS §166A-19.24(e) no action may be taken until at least 24 hours after a remote public hearing to allow for additional written comments. All reports below are prepared accordingly.

Therefore, decisions and adoption of all required documents (such as Findings of Fact, Written Decisions, Plan Consistency Statements, Ordinances, etc., as applicable) will occur at the February 22, 2021 Worksession Meeting.

- A. AX-01-21: Public Hearing for a Request for Voluntary Annexation of Property Contiguous to the Corporate Limits of the Town of Southern Pines; ±157.51 Acres; Petitioner: Town of Southern Pines
4. **Miscellaneous**
 - A. Further discussion regarding the proposed DFI Phase II contract
 5. **Public Comments**

PUBLIC COMMENT PROCEDURES

The Southern Pines Town Council is committed to allowing members of the public an opportunity to offer comments and suggestions. In addition to public hearings, a special time is set aside for the purpose of receiving such comments and suggestions. All comments and suggestions addressed to the Council during the Public Comment Period shall be subject to the following procedures:

1. The Public Comment Period will be held at the end of the Council Meeting.
2. Each person choosing to speak is asked to keep their statements to a reasonable length in time in recognition that others may also wish to speak and that the Council requires time to conduct its normal business. The Chair retains the right to limit discussion as he/she deems necessary.
3. Speakers will be acknowledged by the Mayor/Chair. Speakers will address the Council from the lectern at the front of the room and begin their remarks by stating their name and address for the record.
4. Public comment is not intended to require the Council and/or staff to answer any impromptu questions. Speakers will address all comments to the entire Council as whole and not one individual member. Discussions between speakers and members of the audience will not be permitted.
5. Speakers will be courteous in their language and presentation. Matters or comments which are harmful, discriminatory or embarrassing to any citizens, official or employee of the Town shall not be allowed. Speaker must be respectful and courteous in their remarks and must refrain from personal attacks and the use of profanity.
6. Any applause will be held until the end of the Public Comment Period.
7. Speakers who have prepared written remarks or supporting documents are encouraged to leave a copy of such remarks and documents with the Clerk to the Council.
8. Speakers shall not discuss any of the following: matters which concern the candidacy of any person seeking public office, including the candidacy of the person addressing the Council; matters which are closed session matters, including but not limited to matters within the attorney-client privilege, anticipated or pending litigation, personnel, property acquisition, matters which are made confidential by law; **matters which are the subject of public hearings.**
9. Action on items brought up during the Public Comment Period will be at the discretion of the Council.

Minutes

**Town Council Virtual Agenda Meeting Agenda
January 6, 2021, 6:00 PM**

January 6th, 2020 6:00 PM Town Council Agenda Meeting:

- Attend using your computer or smartphone to watch and listen to the proceedings and to provide comment when prompted. Register for the meeting in advance by going to: <https://attendee.gotowebinar.com/register/7084633216207664397>
- Attend using your telephone to listen to the proceedings and to provide comment when prompted. At the meeting time, dial (562) 247-8422 then use Audio Access Code 130-578-438.
- Attend using the GoToWebinar app on your tablet or smartphone by entering Webinar ID 860-906-075

Absent: None

Call to Order

Mayor Haney welcomed everyone to the meeting and stated the COVID numbers are still increasing. Mayor Haney asked for a moment of silence for our Country.

Pledge of Allegiance

1. Manager's Comments

Town Manager Parsons requested the addition of item D to the Miscellaneous section as an award of Financing for the Renovation of the Public Works Annex Complex as well as going into Closed Session at the end of the public comments to discuss pending litigation. Council unanimously agreed to adding Item D to the Miscellaneous Section of the Agenda as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

2. Consent Agenda - (Request for Adoption)

All items listed below are considered routine and will be enacted by one motion and without discussion.

A. Adopt Worksession Meeting Minutes of November 23, 2020, Agenda Meeting Minutes of December 2, 2020, Regular Business Meeting Minutes of December 8, 2020 and Special Meeting Minutes of December 10, 2020 as written.

B. Budget Amendments

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>CODE</u>	<u>INCREASE</u>	<u>DECREASE</u>
General Fund	Miscellaneous Revenue	10-335-0000	\$ 12,166.00	
Fire	Auto Repair	10-530-1700	\$ 12,166.00	

C. AX-01-21: Set Public Hearing for a Request for Voluntary Annexation of Property Contiguous to the Corporate Limits of the Town of Southern Pines; ±157.51 Acres; Petitioner: Town of Southern Pines

- Resolution Directing the Town Clerk
- Resolution Setting Date of Public Hearing

D. Board Appointments

- Library Advisory Board
 - Jackie Covington 1/1/2021 – 12/31/2023
 - Elizabeth Strickland 1/1/2021 – 12/31/2023
 - William Hamel 1/1/2021 – 12/31/2022 Fill Shuris Campbell unexpired term, 1/1/2021 – 12/31/2022

E. Relief from the Town's Unified Development Ordinance for a Town Initiated Request pursuant to § 8.5.2

Town Manager Parsons provided an overview of the Consent Agenda.

Upon motion by Councilmember Saulnier, seconded by Mayor Pro Tem Murphy and carried unanimously 5-0, the Consent Agenda was approved as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

3. Miscellaneous

A. OA-04-20: Text Amendments to the Unified Development Ordinance (UDO); Petitioner, Town of Southern Pines Planning Division Staff

Planning Director Grieve provided an overview of the item and stated the packet consists of 7 amendments listed in the staff memo. He pointed out that a Public Hearing had been held and closed with the requisite twenty-four hour period for comment having passed without further public input.

Councilman Saulnier moved that after considering the criteria for a UDO text amendment found in in UDO §2.17.10, the Town Council finds that:

1. The requested text amendments are consistent with the Comprehensive Long Range Plan and the Town Council adopts the Resolution that is included as Attachment "A" in the staff report for OA-04-20; This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

Councilman Saulnier stated And, therefore, I move to:

1. Approve OA-04-20. This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

B. Z-04-20: Request a conditional zoning district rezoning of seven (07) existing parcels for a total of 3.05 acres located between US 1 SW Service Road and S Hale Street; from OS (Office/Service) to GB-CD (General Business Conditional District) for the purpose of developing an indoor self-storage building; Applicant: Longleaf Pines Storage, LLC, Mr. Will Huntley; Authorized Agent: Tim Carpenter, LKC Engineering, PLLC

Planner Russell provided an overview of the item. It was suggested that Council provide for discussion and reasoning behind their positions in advance of an expected vote at next week's meeting so that staff might prepare the proper documentation outlining the decision.

Mayor Haney emphasized the importance of Council taking their jobs seriously relative to impacts on the community and that all decisions are made with utmost thought and consideration.

Councilman Lancaster discussed the proposed criteria and the possible impact on the community and neighbors. He stated he feels there is a bit of a split regarding support and opposition to the project given testimony and feedback he has received. He stated his belief that generally this use would be good for the property.

Councilman Saulnier stated he does not feel this is in line with what the neighboring residents adjacent to the site want to see across the street from them and when something does happen there, it should be the right thing.

Councilman Pate discussed this commercial property as related to the Long-Range Plan and stated if this does continue forward, he would like to see more landscaping, etc.

Mayor Pro Tem Murphy stated he is aware of the citizens' concerns and what could possibly happen with a rezoning of this particular property. He stated he does have concerns of a rezoning and this proposed storage unit could have negative affects in the future as this is a prime location. Mayor Pro Tem Murphy stated he would not think this would be the best thing for this property.

Mayor Haney stated that as a representative for the people of this town, the people have spoken as well as the planning board and they do not wish to have this move forward. Mayor Haney stated this is the gateway to our town and she is not in favor of this request moving forward.

Planner Russell stated she would follow up with the petitioners and had what she needed to draft a decision for consideration by the Council.

C. CU-07-20 and S-36-20, Conditional Use Permit and Major Subdivision Preliminary; Camp Easter Cottages

Planner Long provided an overview of the item.

Councilman Saulnier asked if all of the requested conditions are in place.

Nick Robinson on behalf of the applicant stated they fully agree with all staff recommended conditions and stand behind all of the listed conditions in the staff report.

Andy Petesch updated Council that in light of Mr. Snipes letter earlier this week, he has decided to withdraw as council for Mr. Snipes due to conflicts of interests with this item.

Councilman Saulnier moved to 1. Adopt Attachment "A" of the staff report as our Findings of Fact regarding the proposed Conditional Use Permit CU-07-20. This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

Councilman Saulnier stated therefore he moves to approve the Conditional Use Permit for CU-07-20 with the following additional conditions....

Staff Recommended Conditions:

1. The driveways for lots 3 and 12 be located so as to provide access internally to the subdivision by connecting to the proposed private street and not directly accessing Camp Easter Road.
2. Driveways for lots 1,3, and 12 be located as far away as possible from Camp Easter Road to allow for stacking of cars trying to turn on to Camp Easter Road from within the subdivision without blocking any driveways. The driveway for lot 1 be located as far away as possible from the intersection of Niagara-Carthage Road and Camp Easter Road.
3. All extensions of the town water system be made within the right-of-way for Camp Easter Road. No Service laterals are to be created that do not access water from the extension of the main line that is to be located on Camp Easter Road.
Applicant Proposed Conditions:
4. Stormwater drainage for the subdivision shall be designed and constructed to the 25- year storm standard (rather than the 10-year storm standard).
5. Landscaping along Camp Easter Road: Applicant acknowledges a street tree requirement of a rate of one street tree for every thirty (30) feet of road frontage along Camp Easter Road. Applicant will implement landscaping in accordance with the applicable provision of Section 4.3.3 Street Trees of the Unified Development Ordinance. Existing vegetation may be credited toward the requirements for street trees insofar as it meets the standards for Existing Vegetation Credits in Section 4.1.13 of the Unified Development Ordinance. The additional landscaping volunteered by the applicant and shown on the attached Private Landscape Plan (the "Plan") will be shown on the applicant's construction drawings and implemented by applicant; provided, however, that where there is existing natural landscaping to satisfy and substitute for new plantings shown on this plan, additional landscaping will not be required. Such landscaping will be shown on the construction drawings and shall be implemented prior to final plat recordation.
6. Landscaping along Niagara-Carthage Road (Lot 1) Frontage: Applicant acknowledges a street tree requirement of a rate of one street tree for every thirty (30) feet of road frontage along Niagara-Carthage Road. To the extent approved by Town Planning Staff, Applicant will concentrate as many of the required street trees along Niagara-Carthage Road such that they are (1) no more than twenty-five feet from the edge of pavement and (2) located between the façade of the home on Lot 1 and Niagara Carthage Road. The

intent of this condition is to concentrate the trees to facilitate screening of the residence from the road rather than evenly spacing the street trees every thirty feet along the Niagara-Carthage Road frontage. Such landscaping will be shown on the preliminary plat, the construction drawings and shall be implemented prior to final plat recordation.

7. Applicant agrees to include within the declaration of covenants for the Camp Easter Cottages Subdivision (which will be recorded prior to the first sale whether it be a lot or a home) the following notice to lot and home purchasers:

The Moore County Wildlife and Conservation Club, Inc. (the "Wildlife Club"), which in 2020 has a membership of approximately 600 families, is located east- northeast of this Subdivision. The Wildlife Club owns four parcels totaling approximately +/- 81 acres. The nearest parcel is located in excess of 325 feet from this Subdivision.

The Wildlife Club is a nonprofit outdoor recreation and nature conservation organization focused on the education and training of youth and adults in outdoor sports activities as well as the preservation of fields, forest, fish, and

wildlife. While the majority of the property remains in its natural state, the Club offers fishing, archery, firearms education, gun safety courses, and recreational shooting facilities, including outdoor firearms ranges, which produce sounds and noises associated with the discharge of firearms.

For more information, contact:

Moore County Wildlife & Conservation Club, Inc. 1820 Camp Easter Road
Carthage, NC 28327 www.mcwcc.org

This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

Councilman Saulnier moved to adopt Attachment "B" of the staff report as our Findings of Fact regarding the proposed Preliminary Plat S-36-20. This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

Councilman Saulnier moved to approve the Preliminary Plat S-36-20. This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

Councilman Saulnier moved to approve the Written Decision for CU-07-20 and S-36-20 as prepared by Town Staff; This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye
Councilmember Saulnier – Aye

D. Financing for the Renovation of the Public Works Annex Complex

Town Manager Parsons provided an overview of the item.

Councilman Saulnier moved to accept the terms and conditions proposal from First Bank with a 1.91% interest rate for 15 years, conditioned on application and approval from the Local Government Commission as required by North Carolina General Statute. This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy - Aye
Councilmember Lancaster – Aye
Councilmember Pate – Aye

Councilmember Saulnier – Aye

4. Public Hearings – (All Hearings below to be held at the January 12, 2021 Regular Business Meeting)

Per GS §166A-19.24(e) no action may be taken until at least 24 hours after a remote public hearing to allow for additional written comments. All reports below are prepared accordingly.

Therefore, decisions and adoption of all required documents (such as Findings of Fact, Written Decisions, Plan Consistency Statements, Ordinances, etc., as applicable) will occur at the January 25, 2021 Worksession Meeting.

A. CU-08-20, Conditional Use Permit; 150 S Page Street

Planning Director Grieve stated all materials are in the staff report.

A brief discussion was held and the council approved remaining virtual with their meetings thru the month of February.

5. Public Comments

Mr. Rich stated the community is appreciative that Council has decided in favor of West Southern Pines and decided to deny the request to move forward with the storage facility.

Mr. Rich asked for more information on the election of the Mayor. Councilman Saulnier clarified Mr. Rich's question.

Nora Bowman thanked Council for their involvement with the community especially with the COVID situation.

Marsh Smith thanked Council for the incorporation of the wildlife club's requests relative to the Camp Easter project. Mr. Smith further discussed bicycle corridors and scenic corridors and maintaining safety, recognizing the potential for development that may destroy it.

Mr. Snipes discussed being raised in the Niagara area and voiced his concerns with long-term development of this area lying just outside the corporate limits.

Upon motion by Councilmember Saulnier, seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 Council retired to Closed Session at 7:05 pm.

At 7:23 pm Council returned to regular session.

There being no further business the meeting adjourned at 7:25 pm.

As so incorporated to these minutes of January 6, 2021 are exact copies as so recorded in the ordinance and resolution books of the Town of Southern Pines as fully set out in the minutes.

Peggy K. Smith
Town Clerk

Minutes

Regular Business Meeting of the Southern Pines Town Council January 12, 2021, 6:00 PM, Virtual Meeting

January 12th, 2020 6:00 PM Town Council Regular Meeting:

- Attend using your computer or smartphone to watch and listen to the proceedings and to provide comment when prompted. Register for the meeting in advance by going to: <https://attendee.gotowebinar.com/register/4660152902357016333>
- Attend using your telephone to listen to the proceedings and to provide comment when prompted. At the meeting time, dial (562) 247-8321 then use Audio Access Code 814-580-057.
- Attend using the GoToWebinar app on your tablet or smartphone by entering Webinar ID 674-007-899

Call to Order

Mayor Haney welcomed everyone to the meeting and stated unfortunately COVID numbers are rising in our county and encouraged safe precautions.

Pledge of Allegiance

1. **Manager's Comments**
2. **Consent Agenda**

All items listed below are considered routine and will be enacted by one motion and without discussion.

A. Budget Amendments

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>CODE</u>	<u>INCREASE</u>	<u>DECREASE</u>
Police	Police Donations	10-370-0300	\$ 350.00	
Police	Department Supplies	10-511-3300	\$350.00	
Police	Miscellaneous Revenue	10-335-0000	\$2,688.00	
Police	Auto Repair/Patrol	10-511-1700	\$2,688.00	

B. Board Appointments

- Historic District Commission
 - Molly Goodman 1st Reappointment January 12, 2021 – April 30, 2024

Town Manager Parsons provided an overview of the Consent Agenda.

Upon motion made by Councilman Saulnier, seconded by Mayor Pro Tem Murphy and carried unanimously 5-0, the Consent Agenda was approved as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy – Aye
Councilman Lancaster – Aye
Councilman Pate – Aye
Councilman Saulnier – Aye

3. **Miscellaneous**

A. Decision Regarding Conditional Zoning District Rezoning (Z-04-20)

Planner Russell provided an overview of the item.

Councilman Lancaster discussed this requested project being considered as an eyesore by some citizens. He further discussed the positives and negatives of moving forward with this request and stated he feels this would be a good solid project and wished that everyone could agree.

Councilman Saulnier stated he spoke to a lot of people and monitored the on-line feedback and didn't see many positive reactions to this application. He stated that he must stand by the citizens request to deny this application and maintain the current zoning.

Mayor Haney stated she also must side with the citizens who have spoken out on this application and cannot agree to moving forward with a change in the zoning.

Mayor Pro Tem Murphy stated he agrees with many of the points made by his fellow Council members, and that he must listen to the community and what the citizens are saying.

Councilman Saulnier motioned that after considering the criteria for a zoning map amendment found in UDO §2.17.9, the Town Council finds that:
The requested Conditional Zoning District Rezoning Zoning Map Amendment is not consistent with the Comprehensive Long-Range Plan and the Town Council adopts the Resolution that is included as Attachment "A" in the staff memorandum for Z-04-20.

And therefore, moved to: Deny Z-04-20

This motion was seconded by Mayor Pro Tem Murphy and carried unanimously 3-2 as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy – Aye
Councilman Lancaster – Nay
Councilman Pate – Nay
Councilman Saulnier – Aye

B. Authorization to Extend FFCRA Employee Benefits thru June 30, 2021

Town Manager Parsons explained the updated authorization request that has been proposed by Human Resources Director Bruce Rosenberger.

Upon motion by Councilman Saulnier, seconded by Mayor Pro Tem Murphy and carried unanimously 5-0, the authorization was approved as follows:

Mayor Haney – Aye
Mayor Pro Tem Murthy – Aye
Councilman Lancaster – Aye
Councilman Pate – Aye
Councilman Saulnier – Aye

4. Public Hearings

A. CU-08-20, Conditional Use Permit; 150 S Page Street

Mayor Haney explained the public hearing process and swore in all interested persons wishing to testify on this item.

Mayor Haney swore in Marsh Smith.

Mayor Haney asked if anyone had any conflicts of interests, etc. None were voiced. No attorneys voiced being present for either party.

Planner Long provided an overview of the item as outlined in the staff report.

Upon motion by Councilman Saulnier, seconded by Mayor Pro Tem Murphy and carried unanimously 5-0, the public hearing was opened as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy – Aye
Councilman Lancaster – Aye
Councilman Pate – Aye
Councilman Saulnier – Aye

Mayor Haney entered the staff report as Exhibit A.

Bob Koontz of Koontz-Jones Designs provided a slide presentation explaining the mixed-use building request, site plans, multi-family residential above, parking, courtyard, on-street parking, saving of some existing trees, etc. which will be an expansion of his current business building. Mr. Koontz stated he is also the co-applicant for this request.

Mayor Haney pointed out the saving of as many trees as possible.

Councilman Pate asked if they would be needing all of the requested parking spaces. Mr. Koontz responded in the affirmative.

Discussion ensued regarding parking, setback requirements, etc.

Mr. Koontz stated they do intend to meet the required 80% brick construction with a deviation of Hardy plank at the top as specified.

Council complimented Mr. Koontz on the design of the building.

Marsh Smith discussed his office being close to Mr. Koontz's office and stated this was time for a high-density allocation. Mr. Smith stated the contractor that constructed the Growler had issues with keeping sedimentation erosion under control and I'm sure Mr. Koontz will not allow that to happen with this project. Mr. Smith spoke about the active urban deer in this area and stated he has concerns with the safety of the urban deer and the proposed fence. Mr. Smith stated the deer move around at night and could possibly break their necks running into the fence. Mayor Haney asked how tall is the proposed fence going to be. Mr. Koontz stated after considering Mr. Smith's statement regarding the deer, he would remove the request for the fence from the site plan.

Discussion ensued.

Mayor Haney swore in Cindy Huntley.

Ms. Huntley of 145 S. Page Street, Southern Pines stated she lives right across the street from 150 S Page Street and discussed the community feeding the urban deer and concerns of their safety. Ms. Huntley stated she is not in favor of having the apartments elevated right across the street from her home and the residents being able to see right into her back yard. She stated there are red cockaded woodpeckers on this property and also discussed concerns of the historical homes being destroyed in Southern Pines. Ms. Huntley also discussed the already congested traffic and parking in this area. She stated adding more parking spaces is going to cause more issues because people are turning around on this road.

Mayor Haney accepted Mr. Koontz's presentation as Exhibit B.

Upon motion by Councilmember Saulnier, seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 the public hearing was closed as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy – Aye
Councilman Lancaster – Aye
Councilman Pate – Aye
Councilman Saulnier – Aye

Town Manager Parsons stated Planning staff will include Council's decisions on this with the agenda for the January 25, 2021 Worksession.

5. Public Comments

Ben Creed was present during the meeting to fulfill a Boy Scout requirement.

Upon motion by Councilmember Saulnier, seconded by Mayor Pro Tem Murphy and carried unanimously 5-0 to adjourn the meeting as follows:

Mayor Haney – Aye
Mayor Pro Tem Murphy – Aye
Councilman Lancaster – Aye
Councilman Pate – Aye
Councilman Saulnier – Aye

As so incorporated to these minutes of January 12, 2021 are exact copies as so recorded in the ordinance and resolution books of the Town of Southern Pines as fully set out in the minutes.

There being no further business the meeting adjourned at 7:00 p.m.

Peggy K. Smith
Town Clerk

MEMO

TO: Town Council
FROM: Reagan
Date: 01-28-21

RE: Budget Amendment – Appearance Commission

This past Tuesday the Appearance Commission voted unanimously to request of the Town Council an additional \$10,000 for the purpose of being able to complete the replacement of trees that will be coming out along Pennsylvania Ave. between Bennett Street and Broad. Existing trees are scheduled to come down on or about February 10th.

The Town has provided \$10,000 annually to the Commission generally described as a “Landmark landscape” fund. Projects have varied from improvements along the CSX Right of Way to replacements of dying or diseased trees throughout the downtown area.

In order to complete the subject block and avoid “phasing” that would result in the necessity to disrupt traffic (both vehicular and pedestrian) on multiple occasions, a minimum of an additional \$6,000 would have been necessary utilizing Town staff for specific portions of the work. Upon pricing a “turnkey” approach that would allow contractors an opportunity to “get in and get out” as opposed to pulling staff off of daily routines and having to do so through coordination with the contractor’s work, we have received pricing that would represent only an additional \$3,000 over and above the hybrid approach.

In the interest of not falling behind on other duties, and in an effort to minimize the disruption that the project inevitably represents, I respectfully recommend to the Council that an additional \$10,000 be appropriated from Fund Balance to allow for a turnkey approach to the replanting of this key block that represents a main ingress/egress for the Historic District and business center.

**AN ORDINANCE
AMENDING THE 2020/2021 FISCAL YEAR BUDGET**

BE IT ORDAINED AND ESTABLISHED by the Town Council of the Town of Southern Pines in regular session assembled this 3rd day of February, 2021 that the Operating Budget for the Fiscal Year 2020/2021 be and hereby is amended as follows:

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>CODE</u>	<u>INCREASE</u>	<u>DECREASE</u>
Buildings & Grounds	Appearance Commission	10-640-5700	\$ 10,000.00	
General Fund	Fund Balance	10-397-1000	\$10,000.00	

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting of February 3rd, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk



Police Department

Mailing
P.O. Box 330
Southern Pines, NC 28388

Physical Location
450 W. Pennsylvania Ave.
Southern Pines, NC 28387

Administration: (910) 692-2732
Communications Center: (910) 692-7031
Patrol Division: (910) 693-4101
Investigation Division: (910) 693-1481
Crime Tips: (910) 693-4110

Email: PD@southernpines.net
www.southernpines.net/Police

To: Town Council

From: Nick Polidori
Chief of Police

Date: January 26, 2021

Re: Request for Budget Amendment – League of Municipalities Insurance Payment

The Southern Pines Police Department received an insurance payment from the League of Municipalities for body work repairs on patrol vehicle #895 in the amount of \$2,173.51 (check# 89407 dated 1/04/21). This check was forwarded to the Finance Department to be deposited into the General Fund Account #10-335-0000.

At this time, I am respectfully requesting that this insurance payment, in amount of \$2,173.51, be transferred from the General Fund Account #10-335-0000, to the Police Department line item 10-511-1700 (Auto Repair/Patrol).

Thank you for your consideration of this request.

Xc: Town Manager
Finance Director
Director of Administrative Services
File Budget 2020/2021



Police Department

Mailing
P.O. Box 330
Southern Pines, NC 28388

Physical Location
450 W. Pennsylvania Ave.
Southern Pines, NC 28387

Administration: (910) 692-2732
Communications Center: (910) 692-7031
Patrol Division: (910) 693-4101
Investigation Division: (910) 693-1481
Crime Tips: (910) 693-4110

Email: PD@southernpines.net
www.southernpines.net/Police

To: Town Council

From: Nick Polidori
Chief of Police

Date: January 26, 2021

Re: Request for Budget Amendment – League of Municipalities Insurance Payment

The Southern Pines Police Department received an insurance payment from the League of Municipalities for body work repairs on patrol vehicle #8646 in the amount of \$4,942.47 (check# 89258 dated 01/04/21). This check was forwarded to the Finance Department to be deposited into the General Fund Account #10-335-0000.

At this time, I am respectfully requesting that this insurance payment, in amount of \$4,942.47, be transferred from the General Fund Account #10-335-0000, to the Police Department line item 10-511-1700 (Auto Repair/Patrol).

Thank you for your consideration of this request.

Xc: Town Manager
Finance Director
Director of Administrative Services
File Budget 2020/2021



Police Department

Mailing
P.O. Box 330
Southern Pines, NC 28388

Physical Location
450 W. Pennsylvania Ave.
Southern Pines, NC 28387

Administration: (910) 692-2732
Communications Center: (910) 692-7031
Patrol Division: (910) 693-4101
Investigation Division: (910) 693-1481
Crime Tips: (910) 693-4110

Email: PD@southernpines.net
www.southernpines.net/Police

To: Town Council

From: Nick Polidori
Chief of Police

Date: January 26, 2021

Re: Request for Budget Amendment – League of Municipalities Insurance Payment

The Southern Pines Police Department received an insurance payment from the League of Municipalities for body work repairs on patrol vehicle #8655 in the amount of \$1,856.50 (check# 89391 dated 01/14/21). This check was forwarded to the Finance Department to be deposited into the General Fund Account #10-335-0000.

At this time, I am respectfully requesting that this insurance payment, in amount of \$1,856.50, be transferred from the General Fund Account #10-335-0000, to the Police Department line item 10-511-1700 (Auto Repair/Patrol).

Thank you for your consideration of this request.

Xc: Town Manager
Finance Director
Director of Administrative Services
File Budget 2020/2021

**AN ORDINANCE
AMENDING THE 2020/2021 FISCAL YEAR BUDGET**

BE IT ORDAINED AND ESTABLISHED by the Town Council of the Town of Southern Pines in regular session assembled this 3rd day of February, 2021 that the Operating Budget for the Fiscal Year 2020/2021 be and hereby is amended as follows:

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>CODE</u>	<u>INCREASE</u>	<u>DECREASE</u>
Police	Miscellaneous Revenue	10-335-0000	\$8,973.00	
Police	Auto Repair/Patrol	10-511-1700	\$8,973.00	

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting of February 3, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk

**AN ORDINANCE
AMENDING THE WATER & SEWER IMPROVEMENTS CAPITAL PROJECT FUND**

BE IT ORDAINED, by the Town of Southern Pines Town Council, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project budget is hereby amended:

Section 1: The project authorized is for the purpose of funding improvements to the water and sewer distribution and collection system.

Section 2: The officers of this unit are hereby directed to proceed with the capital project within the terms of the budget contained herein.

Section 3: The following additional amount is appropriated for the project:

Construction – Water Distribution System	<u>\$ 34,638</u>
Total Additional Project Appropriation	<u>\$ 34,638</u>

Section 4: The following additional revenue is anticipated to be available for this project:

Transfer In – Water Impact Fees, Interest	<u>\$ 34,638</u>
Total Additional Project Revenue	<u>\$ 34,638</u>

Section 5: Copies of this capital project ordinance shall be furnished to the Clerk to the Governing Board, and to the Finance Officer for direction in carrying out this project.

Section 6: This amended ordinance becomes effective February 3rd, 2021.

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting of February 3rd, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk

**AN ORDINANCE
AMENDING THE WATER & SEWER IMPROVEMENTS CAPITAL PROJECT FUND**

BE IT ORDAINED, by the Town of Southern Pines Town Council, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project budget is hereby amended:

Section 1: The project authorized is for the purpose of funding improvements to the water and sewer distribution and collection system.

Section 2: The officers of this unit are hereby directed to proceed with the capital project within the terms of the budget contained herein.

Section 3: The following additional amount is appropriated for the project:

Construction – Sewer Collection System	<u>\$ 8,790</u>
Total Additional Project Appropriation	<u>\$ 8,790</u>

Section 4: The following additional revenue is anticipated to be available for this project:

Transfer In – Sewer Impact Fees, Interest	<u>\$ 8,790</u>
Total Additional Project Revenue	<u>\$ 8,790</u>

Section 5: Copies of this capital project ordinance shall be furnished to the Clerk to the Governing Board, and to the Finance Officer for direction in carrying out this project.

Section 6: This amended ordinance becomes effective February 3rd, 2021.

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting of February 3rd, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk

**AN ORDINANCE
AMENDING THE SEWER IMPACT FEES FUND**

BE IT ORDAINED, by the Town of Southern Pines Town Council, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital reserve fund budget is hereby amended:

Section 1: The project authorized is to establish a fund for the purpose of accounting for sewer impact fees to be utilized in the manner described in the Wastewater Capital Reserve Fund Resolution.

Section 2: The officers of this unit are hereby directed to proceed with the fees within the terms of the budget contained herein.

Section 3: The following additional amount is appropriated for the fund:

Transfer to - Wastewater Capital Project Funds	<u>\$8,790</u>
Total Project Appropriation	<u>\$8,790</u>

Section 4: The following additional revenue is anticipated to be available to complete this fund:

Sewer Impact Fees, Interest	<u>\$8,790</u>
Total Project Revenues	<u>\$8,790</u>

Section 5: Copies of this capital project ordinance shall be furnished to the Clerk to the Governing Board, and to the Finance Officer for direction in carrying out this fund.

Section 6: This ordinance becomes effective February 3rd, 2021.

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting of February 3rd, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk

**AN ORDINANCE
AMENDING THE WATER IMPACT FEES FUND**

BE IT ORDAINED, by the Town of Southern Pines Town Council, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital reserve fund budget is hereby amended:

Section 1: The project authorized is to establish a fund for the purpose of accounting for water impact fees to be utilized in the manner described in the Water Capital Reserve Fund Resolution.

Section 2: The officers of this unit are hereby directed to proceed with the fees within the terms of the budget contained herein.

Section 3: The following additional amount is appropriated for the fund:

Transfer to - Water Capital Project Funds	<u>\$34,638</u>
Total Project Appropriation	<u>\$34,638</u>

Section 4: The following additional revenue is anticipated to be available to complete this fund:

Water Impact Fees, Interest	<u>\$34,638</u>
Total Project Revenues	<u>\$34,638</u>

Section 5: Copies of this capital project ordinance shall be furnished to the Clerk to the Governing Board, and to the Finance Officer for direction in carrying out this fund.

Section 6: This ordinance becomes effective February 3rd, 2021.

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting of February 3rd, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk

Consent Agenda Item

To: Reagan Parsons, Town Manager
Via: BJ Grieve, Planning Director
From: Cindy Williams, Planning Technician
Subject: AX-01-21: Public Hearing for a Request for Voluntary Annexation of Property Contiguous to the Corporate Limits of the Town of Southern Pines; ±157.51 Acres; Petitioner: Town of Southern Pines
Date: February 9, 2021

I. SUMMARY OF APPLICATION REQUEST:

The Town of Southern Pines is requesting voluntary annexation of a ±157.51 acre parcel that is currently outside of the corporate limits of the Town of Southern Pines. Per the Moore County tax records, the property owner is Barbara L. Sherman. The property was conveyed by Barbara L. Sherman to the Town of Southern Pines by deed recorded in the Moore County Register of Deeds office on December 15, 2020 in Book 5492 at Page 240. The subject parcel is currently identified as PIN: 858317116814 (PARID: 99000591).

II. TOWN COUNCIL ACTION (January 12, 2020 regular meeting):

During the January 12, 2021 regular meeting of the Town Council, the Town Council approved a *Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31* and a *Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant to G.S. 160A-31, As Amended*. The public hearing is scheduled to be held on February 9, 2021 during the regular meeting of the Town Council. All public notice requirements associated with this annexation request have been met.

III. PROJECT INFORMATION:

A. Physical Addresses:

490 Pee Dee Road
Southern Pines, NC 28387

B. Property Owner:

Town of Southern Pines
P.O. Box 870
Southern Pines, NC 28388

C. Applicant:

Town of Southern Pines
P.O. Box 870
Southern Pines, NC 28388

D. Property Identification Number (PIN) & Parcel Identification:

PIN: 858317116814; PARID: 99000591

E. Size of Property:

Total Current Acreage: ±157.51 acres

II. STAFF COMMENTS:

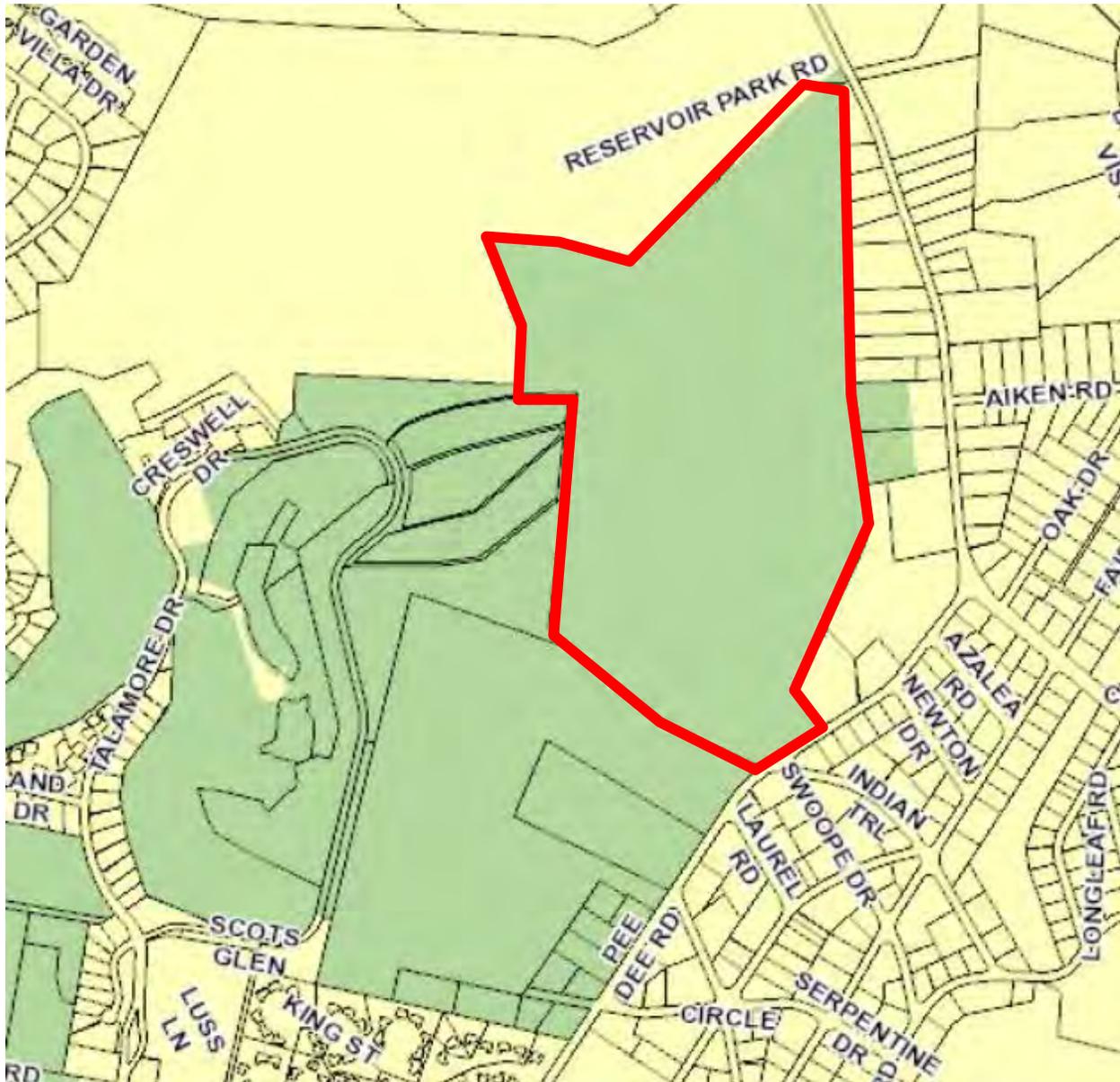
- The applicant has submitted an annexation petition accompanied by a map and a written metes and bounds description of the subject property.
- The request is a voluntary request for a contiguous annexation as the adjacent properties to the east are within the corporate limits of the Town of Southern Pines (see Figure 1).
- The subject property is presently zoned RE (Rural Estate) and the adjacent properties are presently zoned FRR (Facilities Resource and Recreation), RS-3 (very low density Residential single-family), NB (Neighborhood Business), FRR-CD (Facilities Resource and Recreation conditional district) and RS-1CD (medium density Residential single-family conditional district).
- At the January 12, 2021 regular meeting of the Town Council, the Town Clerk was directed to investigate a Petition for Voluntary Annexation received under G.S. 160A-31 and the Town Council approved a date for a public hearing on the Petition.
- The purpose of this agenda item is to hold a public hearing to consider the annexation request.

• **Comprehensive Long Range Plan Analysis:**

- The subject property is identified as “Residential” on the Comprehensive Long Range Plan (CLRP) Future Land Use Map (see Figure 3). Per the CLRP 2015-2016 update:

“Residential. This designation encompasses the majority of Southern Pines’ residential land, providing for single-family and attached housing at development densities ranging from one unit per acre in areas that are less intensively developed to up to twelve units per acre that are clearly more urban. Elementary schools, civic uses, parks and neighborhood scale commercial services may be authorized through the rezoning process without amending the future land use map.”

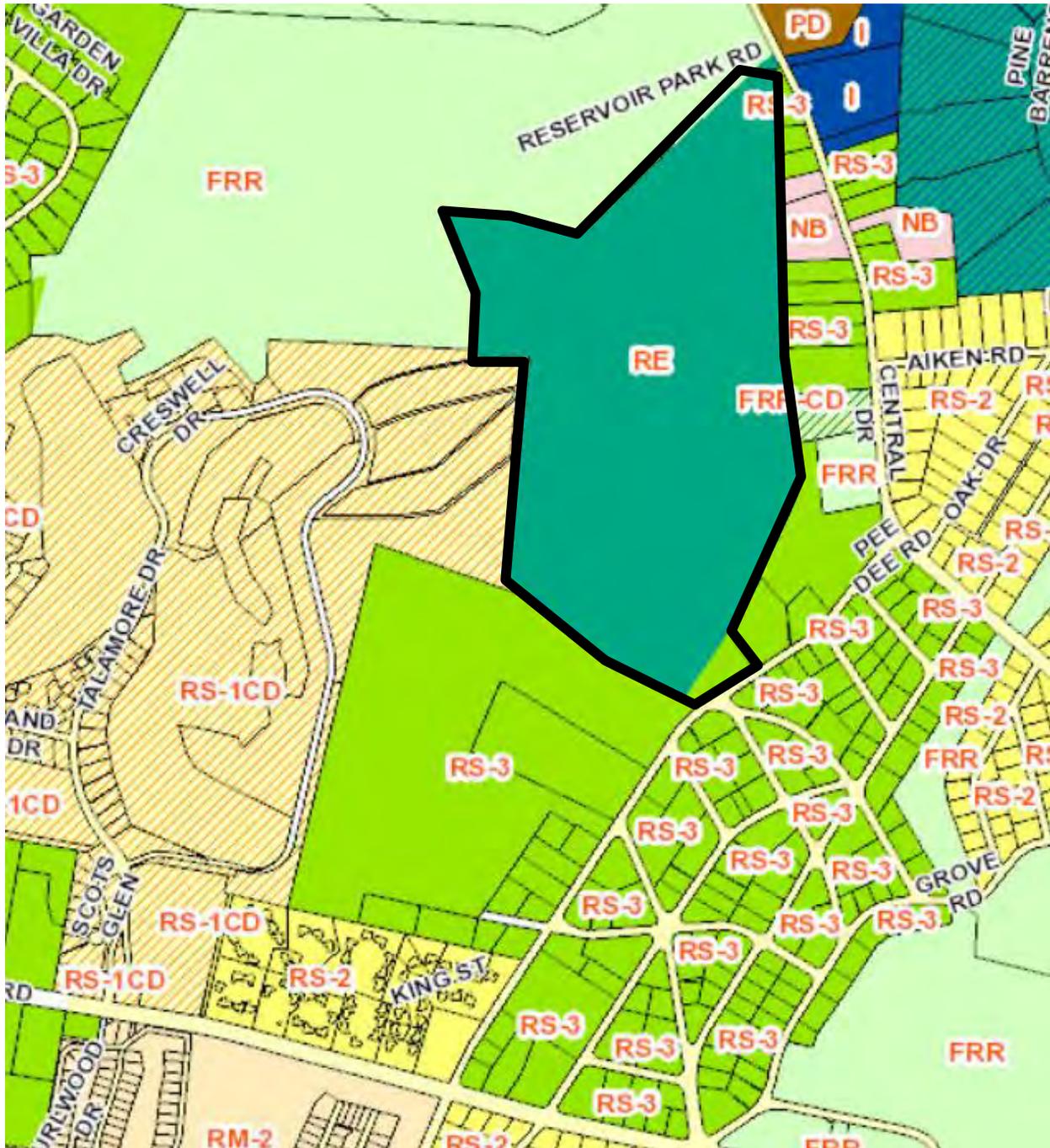
Figure 1: Adjacent Property (Area to be Annexed Outlined in Red)



 Town of Southern Pines Corporate Limits

 Town of Southern Pines ETJ

Figure 2: Zoning Map (Area to be Annexed Outlined in Black)



III. ATTACHMENTS:

1. Petition
2. Written metes and bounds description
3. Survey of subject property

IV. TOWN COUNCIL ACTION:

To either approve or deny the *voluntary annexation*, the Town Council may choose one of the following motions or any alternative they wish:

- 1) I move to adopt an Ordinance approving voluntary annexation request AX-01-21 for the property as defined in the submitted written metes and bounds description, and to have the Ordinance effective immediately.

-or-

- 2) I move to deny voluntary annexation request AX-01-21 for the property as defined in the submitted metes and bounds description.

**PETITION FOR VOLUNTARY ANNEXATION OF REAL
PROPERTY CONTIGUOUS TO THE
TOWN OF SOUTHERN PINES, NORTH CAROLINA**

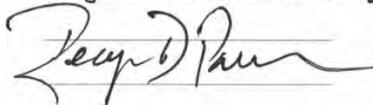
December 29th, 2020

TO THE TOWN COUNCIL OF THE TOWN OF SOUTHERN PINES, NORTH CAROLINA:

1. We the undersigned owners of real property respectfully request that the area described in Paragraph 2 below be annexed to the Town of Southern Pines, North Carolina, pursuant to G. S. 160A-31.

2. The area requested to be annexed is contiguous to the Town of Southern Pines, and the boundary of such territory is described by metes and bounds as follows:

A legal metes and bounds description of boundaries of annexation, or a legal metes and bounds description of boundaries must be included.

Name & Signature of Owner	Address of Owner
<u>Reagan D. Parsons - Town Manager</u> 	<u>125 SE Broad St.</u> <u>Southern Pines NC</u> <u>28387</u>

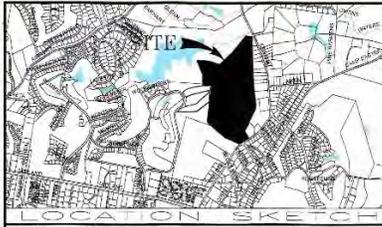
Two copies of the petition, an 11" x 17" map showing location and boundaries of the area requested to be annexed, a legal metes and bounds description and physical address for the property (new projects or properties that are being subdivided are to obtain address numbers from the Southern Pines Planning office while properties with existing structures are to obtain/confirm those addresses through the Southern Pines Fire Department) are to be filed with the Town Clerk, 125 S. E. Broad Street, Southern Pines, NC 28387.

Property Description

A certain tract or parcel of land in McNeills Township, Moore County, North Carolina fronting on the West line of Pee Dee Road at the intersection of Pee Dee Road and Indian Trail, bounded on the South by Dr. Robert G. Martin, on the West by the Talamore Golf Development, on the Northwest by the Town of Southern Pines Reservoir Park Tract, and on the East by the Kenwood Development, Grantor, the Southern Pines Presbyterian Church, and the Town of Southern Pines Park Tract described as follows:

BEGINNING at a concrete monument in the northwest line of Pee Dee Road at the intersection of Pee Dee Road with Indian Trail, a corner of Grantor and Dr. Robert G. Martin running thence from the beginning, as the common line of Grantor and Dr. Robert G. Martin, leaving the highway, the following calls: North 67 degrees 24 minutes 33 seconds West 664.04 feet to an iron stake; thence North 54 degrees 36 minutes 33 seconds West 489.20 feet to an iron stake; thence North 48 degrees 26 minutes 33 seconds West 311.40 feet to a concrete monument; thence as the common lines of Grantor and the Talamore Golf Development, the following calls: North 47 degrees 30 minutes 53 seconds West 192.93 feet to an iron stake; thence North 07 degrees 00 minutes 53 seconds East 1566.00 feet to a concrete monument; thence South 88 degrees 08 minutes 47 seconds West 378.15 feet to a concrete monument; thence North 02 degrees 52 minutes 46 seconds East 62.94 feet to a concrete monument, a common corner of Grantor, the Talamore Golf Development, and the Town of Southern Pines Reservoir Park Tract; thence as the lines of Grantor and the Town of Southern Pines, crossing the Dixie Gas Pipeline Right of Way, the following calls: North 01 degrees 40 minutes 38 seconds East 344.54 feet to an iron stake; thence North 23 degrees 11 minutes 34 seconds West 655.38 feet to an iron stake; thence South 86 degrees 34 minutes 02 seconds East 328.32 feet to a concrete monument; thence South 86 degrees 38 minutes 36 seconds East 143.03 feet to an iron stake; thence South 78 degrees 25 minutes 42 seconds East 260.21 feet to an iron stake near a branch; thence South 78 degrees 19 minutes 45 seconds East 187.40 feet to an iron stake near the Dixie Gas Pipeline Right of Way; thence North 45 degrees 09 minutes 09 seconds East 1632.97 feet to an iron stake; thence South 84 degrees 43 minutes 48 seconds East 267.96 feet, crossing a stream and the Dixie Gas Pipeline, to an iron stake, a corner of a lot of the Kenwood Development recorded in Plat Book 5 at Page 47 in the Moore County Registry; thence as the common lines of Grantor and the Kenwood Development, the following calls: South 01 degrees 53 minutes 20 seconds East 598.36 feet to a concrete monument; thence South 02 degrees 00 minutes 12 seconds East 149.93 feet to a concrete monument; thence South 01 degrees 54 minutes 12 seconds East 299.88 feet to a concrete monument; thence South 01 degrees 55 minutes 43 seconds East 299.79 feet to a concrete monument; thence South 01 degrees 57 minutes 09 seconds East 299.90 feet to a concrete monument; thence South 01 degrees 55 minutes 48 seconds East 149.93 feet to a concrete monument; thence South 01 degrees 54 minutes 56 seconds East 149.97 feet to a concrete monument; thence leaving the Kenwood Development, South 08 degrees 36 minutes 37 seconds East 168.80 feet to an iron stake; thence South 05 degrees 26 minutes 04 seconds East 161.18 feet to an iron stake, a corner of the Department of Aging parcel, thence South 05 degrees 23 minutes 09 seconds East 154.33 feet to an iron stake; thence South 08 degrees 18 minutes 52 seconds East 189.46 feet to an iron stake, a corner of the Southern Pines Presbyterian Church tract; thence as the common lines of Grantor and the Church tract, the following calls: South 08 degrees 18 minutes 52 seconds East 86.22 feet to an iron stake; thence South 03 degrees

32 minutes 17 seconds East 145.94 feet to an iron stake; thence South 09 degrees 05 minutes 33 seconds West 128.66 feet to an iron stake; thence South 20 degrees 35 minutes 58 seconds West 117.28 feet to an iron stake, thence South 26 degrees 43 minutes 38 seconds West 141.31 feet to an iron stake; thence South 26 degrees 14 minutes 30 seconds West 366.31 feet to an iron stake; thence South 41 degrees 31 minutes 13 seconds East 10.24 feet to an iron stake, the North corner of the Town of Southern Pines Park Tract in the line of the Church tract; thence as the lines of Grantor and the Town of Southern Pines Park Tract, the following calls: South 29 degrees 06 minutes 18 seconds West 319.45 feet to an iron stake; thence South 34 degrees 45 minutes 32 seconds West 119.04 feet to an iron stake; thence South 33 degrees 13 minutes 25 seconds East 330.79 feet to an iron stake in the Northwest line of Pee Dee Road, thence as the common line of Grantor and Pee Dee Road, South 56 degrees 46 minutes 43 seconds West 432.30 feet to the beginning, containing 157.51 acres, more or less.



NOTE: THIS MAP WAS PREPARED BY A PROFESSIONAL ENGINEER UNDER THE CLOSE PERSONAL SUPERVISION OF THE ENGINEER AND SURVEYOR. THE ENGINEER AND SURVEYOR HAS CONDUCTED A VISUAL INSPECTION OF THE PROPERTY AND HAS FOUND THAT THE INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF HIS KNOWLEDGE AND BELIEF. THE ENGINEER AND SURVEYOR HAS NOT CONDUCTED A SURVEY OF THE PROPERTY AND HAS NOT BEEN ADVISED OF ANY CHANGES TO THE PROPERTY SINCE THE DATE OF HIS VISUAL INSPECTION.



REFERENCE: SEE BOOK 2008, PAGE 265 MOORE COUNTY RECORDS FOR CONVEYANCE INSTRUMENT.

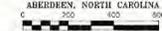
NOTE: MAP PREPARED FROM VARIOUS SURVEYS AND MAPS AND NOT FROM A TOTAL RESURVEY BOUNDARY SURVEY. NOTE: ALL LINES SHOWN HEREON WITH THE EXCEPTION OF LINES 28 - 38 IN THESE AREAS FROM A COMPOSITE MAP PREPARED BY S.H.P. LAND WATER INFRASTRUCTURE, P.A. (LAWYER, FERRIS, 1998).

- UNLESS OTHERWISE NOTED:
- EXISTING CURB
- EXISTING CONCRETE IMPAVMENT
- EXISTING MANHOLE
- EXISTING POCKET
- EXISTING POLE
- WATER METER
- WATER METER
- FIRE HYDRANT
- CATCH BASIN
- SANITARY SEWER MANHOLE
- POWER SERVICE PILE
- POWER SERVICE PILE
- TELEPHONE SERVICE PILE
- TELEPHONE SERVICE PILE
- FENCE



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99	157.00	157.00
100	157.00	157.00

COMPOSITE MAP OF PROPERTY OF BARBARA SHERMAN 157 ACRES ± DREXEL TRACT MCNEILLS TOWNSHIP, MOORE COUNTY, SOUTHERN PINES, NORTH CAROLINA NOVEMBER 11, 2020 ± SCALE 1"=200' STEPHEN R. SHEPHERD & ASSOCIATES, P.A. 1686 NC HWY. 6, SUITE NO. 170 SHEPHERD, NORTH CAROLINA



**AN ORDINANCE TO EXTEND THE CORPORATE
LIMITS OF THE TOWN OF SOUTHERN PINES,
NORTH CAROLINA**

THAT WHEREAS, the Town Council has been petitioned under G. S. 160A-31 as amended to annex the area described herein; and

WHEREAS, the Town Council has by resolution directed the Town Clerk to investigate the sufficiency of said petition; and

WHEREAS, the Town Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held in Regular Session of the Town Council by virtual meeting at 6:00 o'clock, P.M. the 6th of January, 2021 after due notice by publication on January 21, 2020 and January 27, 2021;

WHEREAS, after the completion of said public hearing and upon consideration of any comments, objections or presentation at that hearing, and

WHEREAS, based upon the certification of the Town Clerk and other information presented at said hearing, Council finds it proper and in the best interest of the Town to annex said property according to the requirements of G.S. 160A-31,

Physical Address:

490 Pee Dee Road Southern
Pines, NC 28387

Property Identification Number (PIN) & Parcel Identification:

ANNEXATION AX-01-21

The subject parcel is currently identified as PIN: 858317116814 (PARID: 99000591).

Property Description

A certain tract or parcel of land in McNeills Township, Moore County, North Carolina fronting on the West line of Pee Dee Road at the intersection of Pee Dee Road and Indian Trail, bounded on the South by Dr. Robert G. Martin, on the West by the Talamore Golf Development, on the Northwest by the Town of Southern Pines Reservoir Park Tract, and on the East by the Kenwood Development, Grantor, the Southern Pines Presbyterian Church, and the Town of Southern Pines Park Tract described as follows:

BEGINNING at a concrete monument in the northwest line of Pee Dee Road at the intersection of Pee Dee Road with Indian Trail, a corner of Grantor and Dr. Robert G. Martin running thence from the beginning, as the common line of Grantor and Dr. Robert G. Martin, leaving the highway, the following calls: North 67 degrees 24 minutes 33 seconds West 664.04 feet to an iron stake; thence North 54 degrees 36 minutes 33 seconds West 489.20 feet to an iron stake; thence North 48 degrees 26 minutes 33 seconds West 311.40 feet to a concrete monument; thence as the common lines of Grantor and the Talamore Golf Development, the following calls: North 47 degrees 30 minutes 53 seconds West 192.93 feet to an iron stake; thence North 07 degrees 00 minutes 53 seconds East 1566.00 feet to a concrete monument; thence South 88 degrees 08 minutes 47 seconds West 378.15 feet to a concrete monument; thence North 02 degrees 52 minutes 46 seconds East 62.94 feet to a concrete monument, a common corner of Grantor, the Talamore Golf Development, and the Town of Southern Pines Reservoir Park Tract; thence as the lines of Grantor and the Town of Southern Pines, crossing the Dixie Gas Pipeline Right of Way, the following calls: North 01 degrees 40 minutes 38 seconds East 344.54 feet to an iron stake; thence North 23 degrees 11 minutes 34 seconds West 655.38 feet to an iron stake; thence South 86 degrees 34 minutes 02 seconds East 328.32 feet to a concrete monument; thence South 86 degrees 38 minutes 36 seconds East 143.03 feet to an iron stake; thence South 78 degrees 25 minutes 42 seconds East 260.21 feet to an iron stake near a branch; thence South 78 degrees 19 minutes 45 seconds East 187.40 feet to an iron stake near the Dixie Gas Pipeline Right of Way; thence North 45 degrees 09 minutes 09 seconds East 1632.97 feet to an iron stake; thence South 84 degrees 43 minutes 48 seconds East 267.96 feet, crossing a stream and the Dixie Gas Pipeline, to an iron stake, a corner of a lot of the Kenwood Development recorded in Plat Book 5 at Page 47 in the Moore County Registry; thence as the common lines of Grantor and the Kenwood Development, the following calls: South 01 degrees 53 minutes 20 seconds East 598.36 feet to a concrete monument; thence South 02 degrees 00 minutes 12 seconds East 149.93 feet to a concrete monument; thence South 01 degrees 54 minutes 12 seconds East 299.88 feet to a concrete monument; thence South 01 degrees 55 minutes 43 seconds East 299.79 feet to a concrete monument; thence South 01 degrees 57 minutes 09 seconds East 299.90 feet to a concrete monument; thence South 01 degrees 55 minutes 48 seconds East 149.93 feet to a concrete monument; thence South 01 degrees 54 minutes 56 seconds East 149.97 feet to a concrete monument; thence leaving the Kenwood Development, South 08 degrees 36 minutes 37 seconds East 168.80 feet to an iron stake; thence South 05 degrees 26 minutes 04 seconds East 161.18 feet to an iron stake, a corner of the Department of Aging parcel, thence South 05 degrees 23 minutes 09 seconds East 154.33 feet to an iron stake; thence South 08 degrees 18 minutes 52 seconds East 189.46 feet to an iron stake, a corner of the Southern Pines Presbyterian Church tract; thence as the common lines of Grantor and the Church tract, the following calls: South 08 degrees 18 minutes 52 seconds East 86.22 feet to an iron stake; thence South 03 degrees

32 minutes 17 seconds East 145.94 feet to an iron stake; thence South 09 degrees 05 minutes 33 seconds West 128.66 feet to an iron stake; thence South 20 degrees 35 minutes 58 seconds West 117.28 feet to an iron stake, thence South 26 degrees 43 minutes 38 seconds West 141.31 feet to an iron stake; thence South 26 degrees 14 minutes 30 seconds West 366.31 feet to an iron stake; thence South 41 degrees 31 minutes 13 seconds East 10.24 feet to an iron stake, the North corner of the Town of Southern Pines Park Tract in the line of the Church tract; thence as the lines of Grantor and the Town of Southern Pines Park Tract, the following calls: South 29 degrees 06 minutes 18 seconds West 319.45 feet to an iron stake; thence South 34 degrees 45 minutes 32 seconds West 119.04 feet to an iron stake; thence South 33 degrees 13 minutes 25 seconds East 330.79 feet to an iron stake in the Northwest line of Pee Dee Road, thence as the common line of Grantor and Pee Dee Road, South 56 degrees 46 minutes 43 seconds West 432.30 feet to the beginning, containing 157.51 acres, more or less.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED by the Town Council of the Town of Southern Pines, North Carolina in regular session this 9th day of February, 2021;

Section 1. By virtue of the authority granted by G.S. 160A-31, as amended, the above described territory is hereby annexed and made part of the Town of Southern Pines as of the 9th day of February, 2021.

Section 2. Upon and after the 9th day of February, 2021, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force of the Town of Southern Pines and shall be entitled to the same privileges and benefits as other parts of the Town of Southern Pines. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the Town of Southern Pines shall cause to be recorded in the office of the Register of Deeds of Moore County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof. Such a map shall also be delivered to the County Board of Elections as required by G.S. 163- 288.1.

Section 4. This ordinance shall be and remain in full force and effect from and after the date of its adoption.

Adopted this 9th day of February, 2021.

ATTEST:

TOWN OF SOUTHERN PINES

Peggy K. Smith, Town Clerk

Carol R. Haney, Mayor

APPROVED AS TO FORM:

Doug Gill, Town Attorney

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting on February 9, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk

CERTIFICATE OF SUFFICIENCY

To the Town Council of the Town of Southern Pines, North Carolina.

I, Peggy K. Smith, Town Clerk, do hereby certify that I have investigated the petition attached hereto and have found as a fact that said petition is signed by all owners of real property lying in the area described therein, in accordance with G.S. 160A-31, as amended.

The Town of Southern Pines is annexing a ±157.51 acre parcel that is currently outside of the corporate limits of the Town of Southern Pines. Per the Moore County tax records, the property owner is Barbara L. Sherman. The property was conveyed by Barbara L. Sherman to the Town of Southern Pines by deed recorded in the Moore County Register of Deeds office on December 15, 2020 in Book 5492 at Page 240. The subject parcel is currently identified as PIN: 858317116814 (PARID: 99000591).

Physical Address:

490 Pee Dee Road Southern Pines, NC 28387

Property Identification Number (PIN) & Parcel Identification: ANNEXATION AX-01-21
PIN: 858317116814; PARID: 99000591

In witness whereof, I have hereunto set my hand and affixed the seal of the Town of Southern Pines, this **9th day of February 2021.**

(SEAL)

Peggy K. Smith, Town Clerk