

10. CONSIDERATION OF COURT ORDER

Attached for your reference please find a copy of the Court Order related to Diane Wynn Kropewnicki, et al v. Southampton County Board of Supervisors which was entered on March 24, 2011.

The Court has remanded for your reconsideration the rezoning decision of July 28, 2008 to conditionally rezone 55 acres of Mr. Anthony Scodes' property from A-1 Agricultural to Conditional Industrial Limited (C-M-1).

As you recall, notwithstanding approval of the rezoning, the Board subsequently denied issuance of the associated conditional use permit in October 2008, effectively prohibiting the use of Mr. Scodes property as a motorcycle and all-terrain vehicle race track and course.

Attached for your consideration, please find a copy of a resolution attached which initiates the process to rezone the subject 55 acres back to A-1 agricultural.

MOTION REQUIRED: A motion is required to adopt the attached resolution.

