

**MINUTES OF THE MEETING OF THE JERSEY VILLAGE
BOARD OF ADJUSTMENT**

August 23, 2012 – 12:00 p.m.

The Board of Adjustment of the City of Jersey Village, Texas, convened on August 23, 2012, at 12:00 p.m. in the Civic Center Meeting Room, 16327 Lakeview, Jersey Village, Texas.

A. The meeting was called to order by Vice Chairman Henry Hermis at 12:00 p.m. and the roll of appointed officers was taken. Board Members present were:

Henry Hermis, Vice Chairman;
Thomas Simchak, Board Member;
Gerald Laws, Board Member;
Debra Sappington, Alternate Board Member
Ken Nguyen, Alternate Board Member

Council Member Sheri Sheppard was present.

Chairman Andrew Henderson and Board Member Robert Cunningham were not present for the meeting.

City Staff attending the meeting were as follows:

Courtney Rutherford, Assistant City Secretary;
Danny Segundo, Public Works Director;
Christian Somers-Kuenzel, Building Official; and
Deborah Capaccioli-Paul, Engineering Technician

B. Consider approval of the minutes for the meeting held on June 19, 2012.

Board Member Simchak moved to approve the minutes as presented for the meeting held on June 19, 2012. Board Member Sappington seconded the motion. The vote follows:

Ayes: Board Members Laws, Simchak, Sappington and Nguyen
Vice Chairman Hermis

Nays: None

The motion carried.

C. Conduct a public hearing on Foundry United Methodist Church's request for an appeal of the City of Jersey Village's decision pursuant to the Jersey Village Code of Ordinances Article VII, Section 14-176, to relieve the applicant from having to install, at a minimum, four feet wide sidewalks along the street for the property located at 8350 Jones Rd, Lot 1, Block 1, Foundry United Methodist Church Subdivision, Houston, Texas 77065.

Vice Chairman Hermis opened the public hearing at 12:01 p.m. on Foundry United Methodist Church's request for an appeal. Before taking any public comments Vice Chairman Hermis stated that there was an error on the agenda as to the section of the Code that the applicant was

appealing. He stated that agenda sited Jersey Village Code of Ordinances Article VII, Section 14-176 and the section actually being appealed is Chapter 14, Section 14.88(a)(14).

Board Secretary Courtney Rutherford stated for the record that all notification requirements for the City had been met and that the applicant also presented the Applicant's Certification of Public Hearing Posting Requirements.

The Building Official explained that this was the same applicant who withdrew the variance request at the June 19th meeting. Mr. Somers explained that the applicant was repairing damage due to Hurricane Ike with the goal of restoring the facility to its original state.

Jeff Roberts and Bob Underwood were present on behalf of the Foundry United Methodist Church. Mr. Roberts explained that the repairs are not noticeable. He stated that they simply replaced damaged sheetrock and made joist repairs to add strength to the structure before putting up the new sheetrock.

With no other party or individual signing up or requesting to speak at this public hearing, Vice Chairman Hermis closed the public hearing 12:06 p.m.

D. Discussion with possible action on Foundry United Methodist Church's request for an appeal of the City of Jersey Village's decision pursuant to the Jersey Village Code of Ordinances Article VII, Section 14-176, to relieve the applicant from having to install, at a minimum, four feet wide sidewalks along the street for the property located at 8350 Jones Rd, Lot 1, Block 1, Foundry United Methodist Church Subdivision, Houston, Texas 77065.

Discussion was had between the Board, staff, Mr. Underwood and Mr. Roberts regarding the scope of work being and the claims that this was repair work necessary to bring the building back to its original state. The Board agreed that the Foundry United Methodist Church was not making alterations or additions; and therefore, agreed that the scope of repair work being made does not fall under the definition outlined in Article IV, Section 14.88 (a)(14) of the Code of Ordinances.

After limited discussion on the matter, Board Member Simchak moved to approve the appeal with a finding that the scope of repair work being made does not fall under the definition outlined in Article IV, Section 14.88 (a)(14) of the Code of Ordinances; and therefore, the applicant is relieved from installing 96' of sidewalk on the property located at 8350 Jones Rd, Lot 1, Block 1, Foundry United Methodist Church Subdivision, Houston, Texas 77065. Board Member Sappington seconded the motion. The vote follows:

Ayes: Board Members Laws, Simchak, Sappington and Nguyen
Vice Chairman Hermis

Nays: None

The motion carried.

E. Adjournment

With no additional business, Board Member Laws moved to adjourn the meeting. Board Member Simchak seconded the motion. The vote follows:

Ayes: Board Members Laws, Simchak, Sappington and Nguyen
Vice Chairman Hermis

Nays: None

The meeting was adjourned at 12:11 p.m.

Courtney Rutherford, Assistant City Secretary