

THE STATE OF TEXAS §  
CITY OF BROWNSVILLE §  
COUNTY OF CAMERON §

**MINUTES** of a **Regular Meeting** of Board of Adjustment of the City of Brownsville, Texas, held in the Commission Chambers, on the Second Floor of the Brownsville City Hall – Old Federal Building, located at 1001 East Elizabeth Street, Brownsville, Cameron County, Texas, on **Wednesday, July 3, 2019 at 5:30 P.M.** with the following members present:

**PRESENT:**

<b>ROY DE LOS SANTOS</b>	<b>CHAIRMAN</b>
<b>HOWARD SLACKMAN</b>	<b>VICE CHAIRMAN</b>
<b>DILLON VANDERFORD</b>	<b>BOARD MEMBER</b>
<b>MARY ALICE LOYA</b>	<b>BOARD MEMBER</b>
<b>JOHN KINCH</b>	<b>BOARD MEMBER</b>
<b>MYRNA LEAL</b>	<b>PLANNER I</b>
<b>JENNIFER AVENDAÑO</b>	<b>ASSISTANT CITY ATTORNEY</b>
<b>ANA HERNANDEZ</b>	<b>PLANNING &amp; DEVELOPMENT SERVICES</b>
	<b>ASSISTANT DIRECTOR</b>
<b>ELEAZAR RODRIGUEZ</b>	<b>PLANS EXAMINER MANAGER</b>

**ABSENT:**

<b>CONSTANZA MINER</b>	<b>PLANNING &amp; DEVELOPMENT SERVICES</b>
	<b>DIRECTOR</b>
<b>OMAR OCHOA</b>	<b>BUILDING OFFICIAL</b>

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**\*\*Due to technical difficulties audio recording of the following Public Hearings and Discussion & Possible Action items were not recorded\*\***

A quorum being present, Chairman Roy De Los Santos **called the meeting to order at 5:30 PM.**

For record keeping purposes and for the public’s understanding Chairman Roy De Los Santos noted that Board Member Mary Alice Loya, due to ambulatory restrictions, would be seated at the City Attorney’s station but is still a voting member of the Board of Adjustment.

**Item No. 1: Approval of minutes for the meeting of May 1, 2019 and June 5, 2019.**

Board Member Howard Slackman made a motion to **approve** the minutes with corrections for the meeting of May 1, 2019; the motion was seconded by Board Member Dillon Vanderford and **unanimously carried.**

Board Member Dillon Vanderford motioned to **approve** the minutes with corrections of June 5, 2019; the motion was seconded by Board Member Mary Alice Loya and **unanimously carried**.

**Item No. 2: Public Hearing and Action on Case Number 2019-016-V: Public Hearing and Action to consider a variance from Chapter 348, Article V, Sec. 348-892.-Yards, to allow a 4.6' front yard encroachment at Lot 11, Block 2, Villa Verde Subdivision, located at 414 Shary Avenue, as requested by Juan M. Huerta.**

Ms. Myrna Leal, Planner I, presented on the variance request and stated that the Planning and Development Services Department was unable to establish grounds for granting a variance.

Board Member Howard Slackman motioned to **deny** the variance to allow a 4.6' front yard encroachment. Board Member Dillon Vanderford seconded the motion and **carried unanimously**.

**Item No. 3: Public Hearing and Action on Case Number 2019-017-V: Public Hearing and Action to consider a variance from Chapter 348, Article V, Sec. 348-812.-Yards, to allow a 9.7' front encroachment and a 3.4' side encroachment at Lot 1 & 14 square feet of Lot 2, FoxFire Subdivision, located at 1 Red Fox, as requested by Hilda Silva.**

Ms. Myrna Leal, Planner I, presented on the variance request and stated that the Planning and Development Services Department was unable to establish grounds for granting a variance.

Board Member John Kinch motioned to **approve** the variance to allow a 9.7' front encroachment and a 3.4' side encroachment. Board Member Howard Slackman seconded the motion and **carried unanimously**.

**Item No 4: Discussion & Possible Action a public comment section for the Board of Adjustment that is currently not required by law.**

Board Member Dillon Vanderford motioned to **approve** the adoption of a public comment section for the Board of Adjustment. Board Member Mary Alice Loya seconded the motion and **carried unanimously**.

**Item No 5: Discussion & Possible Action amend Section 4.6 Consideration of Evidence and 7.3 Amendment Procedure of the Rules of Procedure of the Board of Adjustment.**

Board Member Dillon Vanderford motioned to **approve** the amendment of Section 4.6 – Consideration of Evidence and Section 7.3 – Amendment Procedure of the Rules of

Procedure of the Board of Adjustment. Chairman Roy De Los Santos seconded the motion and Board Members Mary Alice Loya, Dillon Vanderford, Roy De Los Santos, and John Kinch ayeed the motion; Board Member Howard Slackman nayed the motion. The motion passes.

**Adjournment:**

Board Member John Kinch moved to adjourn meeting, meeting adjourned at 6:21 pm.

Approved this 7 day of August, 2019.

  
Roy De Los Santos  
Chairman

Attest:

  
Myrna Leal  
Planner I

Respectfully submitted by:  
Myrna Leal, Planner I  
Planning and Development Services Department

