

CITY OF EL PASO  
CONSTRUCTION BOARD OF APPEALS  
1<sup>st</sup> FLOOR, CITY COUNCIL CHAMBERS  
MAY 22, 2013  
5:30 P.M.  
Special Meeting

MINUTES

The Construction Board of Appeals held a public hearing in City Council Chambers, 2<sup>nd</sup> floor of the City Hall Building on Wednesday, May 22, 2013, at 5:30 p.m. with the following members present:

**Board Members Present:**

Rick Mojica (Chair)  
James Suerken  
Charles Hurst  
Ruben Ponce

**Others Present:**

Tom Maguire, Chief Building Inspector  
Sol Cortez, Assistant City Attorney  
Juan Estala, Chief Plans Examiner  
Tom Maguire, Chief Building Inspector  
Rocio Genera, Recording Secretary

**Late Members**

J.Albert Alvarado 5:39 p.m.  
Sal Masoud 5:41 p.m.

AGENDA

I. Call to Order

**Richard Mojica, Chair, called the meeting order at 5:33 p.m. and proceeded introducing the new members of the board.**

II. Introduction of members and staff

**Members of the committee introduce themselves to the board**

III. Appoint Vice Chair

Richard Mojica nominated James Suerken as Vice-Chair for the Construction Board of Appeals.

**Charles Hurst motion to appoint James Suerken as Vice-Chair and seconded by Ruben Ponce and unanimously carried.**

IV. Discussion and Action:

V. Approval of minutes for the meeting of February 16, 2011.

**Richard Mojica motion to approve minutes for meeting on February 11, 2011, no second motion was given since most of the board members were appointed after the meeting of February 11, 2011. Voting was as follows**

**Charles Hurst – abstain**  
**James Suerken – abstain**  
**Albert Alvarado – abstain**  
**Ruben Ponce - Aye**

Items for discussion and action:

1. Applicant: Southeastern Freight Lines, Inc.  
Address: 1090 Burgundy  
Owner/Representative: Michael Pate & Donald McLellan  
Representative District: 6  
Issue: Code Violation on Title 18.08.070 Section 424.3 Restricted Use, 3c which states "Where a project is adjacent to a residential zone and use".  
Case: BFEC12-00559  
Request: Approval on an electrical fence for 1090 Burgundy

Michael Pate, representative for the applicant Southeastern Freight Lines, Inc. was present to discuss the item.

Tom Maguire, Chief Building Inspector, was present to discuss the item.

**Sal Masoud motion, seconded by James Suerken to deny an electrical fence on 1090 Burgundy. Voting was as follows:**

**Albert Alvarado – Aye**  
**Ruben Ponce – Nay**  
**Charles Hurst – Aye**  
**James Suerken – Aye**  
**Sal Masoud – Aye**  
**Richard Mojica – Aye**

2. Applicant: Lemiro Holding, Inc.  
Address: 7930 Artcraft  
Owner/Representative: Michael Pate & Donald McLellan  
Representative District: 1  
Issue: Code Violation on Title 18.08.070 Section 424.3 Restricted Use, 3c which states "Where a project is adjacent to a residential zone and use".  
Case: BFEC13-00018  
Request: Approval on an electrical fence for 7930 Artcraft

Michael Pate, representative for the applicant Southeastern Freight Lines, Inc. was present to discuss the item.

Tom Maguire, Chief Building Inspector, was present to discuss the item.

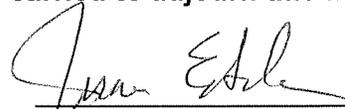
**Sal Masoud motion, seconded by Richard Mojica to deny an electrical fence on 7930 Artcraft. Voting was as follows:**

**Albert Alvarado – Aye**  
**Ruben Ponce – Nay**  
**Charles Hurst – Aye**  
**James Suerken – Aye**  
**Sal Masoud – Aye**  
**Richard Mojica – Aye**

VI. Adjournment

**Motion was unanimously carried to adjourn this meeting at 6:42 p.m.**

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Richard Mojica  
Chairman



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Juan Estala, Chief Plans Examiner  
City Development Department