CITY OF EL PASO
BUILDING & STANDARDS COMMISSION BOARD PANEL "B"
AUGUST 27, 2014
5:30 P.M.

MINUTES

The Building & Standards Commission Panel "B" held a public hearing at the El Paso City Hall, City Council Chambers, 1st Floor, Wednesday, August 27, 2014 at 5:30 p.m. with the following members present:

Board Members Present:
Andrew Haggerty
Randy Boggs
Miguel Angel Ochoa
Paul Gilcrease (Panel A)
Al Jurado (Panel A)

Others Present:
Ron Roth, Chief Building Inspector
Wendi Vineyard, Assistant City Attorney
Alexandro Esparza, Building Inspector
George Singh, Building Inspector
Lucy Acosta, Recording Secretary

Board Members Absent:
Conrad Conde

AGENDA

Call to Order

I. The Building & Standards Commission meeting, Panel "B" was called to order by Chairman Andrew Haggerty at 5:37 p.m.

Chairman Haggerty swore in all witnesses present to give testimony on the cases heard.

II. Approval of the April 30, 2014 minutes

Motion made by Angel Ochoa, seconded by Al Jurado, to approve the April 30, 2014 minutes, unanimously passed.

Regular Items:

III. Public hearing to determine if the property located at 3330 Montana Avenue in the City of El Paso, is a dangerous structure and to determine if the owner will be ordered to secure, repair, remove or demolish the property. The owner of this property is identified as Millan Family LP (record owner(s), and they has been notified of this hearing.

Ron Roth, Chief Building Inspector, read the item into the record.

George Singh, Building Inspector, presented the case.

George Singh gave a chronology of the history on the property.

Chairman Andrew Haggerty asked if the commission had questions. He also asked if the owner was present for comment or if there was anyone present to speak on the owner's behalf or for public comment.

Felipe Milan, owner of the property located at 3330 Montana Avenue and James D. Lucas representing the property owner were present for comment. Also present for public comment was Claudia Millan, ex-wife of Mr. Felipe Millan.

Mrs. Milan advised that at present, it was a financial hardship in trying to maintain and fix the property. She advised that she had found someone to obtain the permits to fix the property and has tried to resubmit the plans

Chief Building Inspector Ron Roth informed the board that plans seen for buildings 2 and 3 still need work before being approved and advised he would be willing to work with them. Plans submitted in 2009 were no longer any good at this time.

There was public comment from Mr. Oscar Machaca. Mr. Machaca expressed concerns about the vagrancy and safety involving that property.

The owner has been notified of the property violations at this property. To date there has been no response or corrective action taken, and therefore the Department recommends that it be found:

1. That structures 2-5 are substandard, and unfit for habitation or use and a hazard to the public health, safety, and welfare; and
2. That structures 2-5 are not in substantial compliance with the municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
3. That structures 2-5 certificate of occupancy remain revoked; and
4. That structures 2-5 cannot be rehabilitated without an engineer's report regarding rehabilitation feasibility; and
5. That structures 2-5 be demolished within thirty (30) days; and
6. That the curb on the parkway on Luna St. be restored within (30) days; and
7. That all junk vehicles be removed from the premises within (30) days; and
8. That the premises be cleaned and maintained clean of all weeds, trash, and debris within thirty (30) days, and thereafter and
9. That upon failure by the owner or any other interested party to comply with the order of the Building and Standards Commission the City may take whatever action is necessary to bring the property into compliance, and place a lien on the property for the work which will be done by the City.

Motion made by Angel Ochoa seconded by Paul Gilcrease, to accept staff recommendations with the stipulation that instead of 30 days to obtain permits, that 60 days be allowed to submit an engineer's report with approved plans as to the rehabilitation and feasibility of structures 2 and 3, unanimously carried.

IV. Public hearing to determine if the property located at 3702 Sheppard Avenue in the City of El Paso is a dangerous structure and determines if the owner will be ordered to secure, repair, remove or demolish the property. The owner of this property has been identified as Wilmer Bill Williams (certified owner(s,) and he has been notified of this hearing.

Ron Roth, Chief Building Inspector, read the item into the record.

Alex Esparza, Building Inspector, presented the case and gave a chronology of the property.

Chairman Andrew Haggerty asked if the commission had questions. He also asked if the owner was present for comment or if there was anyone present to speak on the owner's behalf or for public comment.

Ms. Mae Bradford, daughter of the property owner was present for public comment.

Ms. Bradford informed the board that her father Mr. Wilmer Williams had passed away she was having financial difficulties at this time.

Chairman Andrew Haggerty advised that the buildings needed to be removed because of the danger it has presented to the public.

The owner has been notified of the property violations at this property. To date there has been no response or corrective action taken, and therefore the Department recommends that it be found:

1. That the structures be condemned as substandard and unfit for habitation or use and a hazard to the public health, safety, and welfare.
2. That the structures are not in substantial compliance with the municipal ordinances regulating fire protection, structural integrity, and disposal of refuse.
3. That the Certificate of Occupancy remain revoked; and
4. That the main structure can be rehabilitated; and
5. That the main structure be secured within 30 days and maintained secure thereafter; and
6. That the accessory structures be demolished within 30 days; and
7. hat the dilapidated/collapsing property walls be removed/replaced within 30 days; and
8. That the property be registered as a vacant building with the City Of El Paso, and
9. That the premises be cleaned within 30 days & maintained clean thereafter.
10. That upon failure by the owners or any other interested party to comply with the order of the Building and Standards Commission, the City may take whatever action is necessary to bring the property into compliance, and place a lien on the property for the work which will be done by the City.

V. Public hearing to determine if the property located at 3924 Clifton Avenue in the City of El Paso is a dangerous structure and determines if the owner will be ordered to secure, repair, remove or demolish the property. The trustee is identified as Jesus Bernal % Rosa Bernal (record owner(s), and he has been notified of this hearing.

Ron Roth, Chief Building Inspector, read the item into the record.

George Singh, Building Inspector, presented the case and gave a chronology of the property.

Chairman Andrew Haggerty asked if the commission had questions. He also asked if the owner was present for comment or if there was anyone present to speak on the owner's behalf or for public comment.

The property owners were not present for public comment.

The owners have been notified of the property violations at this property. To date there has been no response or corrective action taken, and therefore the Department recommends that it be found:

1. That the structure be condemned as substandard, and unfit for habitation or use and a hazard to the public health, safety, and welfare; and
2. That the structure is not in substantial compliance with the municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
3. That the structure's certificate of occupancy be revoked; and
4. Cannot be rehabilitated without an engineer report regarding rehabilitation feasibility; and

5. That the structure be demolished within thirty (30) days; and
6. That the premises be cleaned and maintained clean of all weeds, trash, and debris within 30 days and thereafter; and
7. That upon failure by the owners or any other interested party to comply with the order of the Building and Standards Commission the City may take whatever action is necessary to bring the property into compliance, and place a lien on the property for the work which will be done by the City.

Motion made by Al Jurado seconded by Paul Gilscrease to accept staff recommendations, and unanimously carried.

IV. Adjournment

Motion made by Al Jurado, seconded by Miguel Angel Ochoa to adjourn the meeting unanimously carried. The meeting adjourned at 6:00 p.m.

Andrew Haggerty, Chairman, Panel "B"

Ron Roth, Chief Building Inspector
Building and Safety Division