



AGENDA
BOARD OF ADJUSTMENT – SPECIAL CALLED MEETING
City Commissioner's Room
118 S. Cage Blvd., February 16, 2016 - 12:00 noon

The City of Pharr has called this meeting as allowed pursuant to Texas law, city charter, and Ordinance O-2015-28. The governing body may recess from day to day when it does not complete consideration of a particularly long subject as authorized by law. All persons desiring to address the governing body must register with the presiding city clerk prior to the scheduled meeting.

If during the course of the meeting, the BOARD OF ADJUSTMENT should determine that a closed, or executive session of the BOARD is required, then such closed or executive session or meeting is authorized by Sections 551.071 et seq. of the Texas Government Code. Notice of closed or executive session will be given after the commencement of the meeting covered by this notice.

Should any final action, decision, or vote be required in the opinion of the Commission with regard to any item during the meeting, then such final action, final decision, or final vote shall be made during the open meeting covered by this notice upon the reconvening of the public meeting.

In compliance with Section 551.041 et seq. of the Texas Government Codes, VTCS (Open Meetings Act), notice is given that the Board of Adjustments Commission will meet to consider and act upon the following:

PRESIDING: Rosie Ibañez, Vice-Chairperson

- A. CALL TO ORDER
- B. ROLL CALL
- C. ELECTION OF OFFICERS
- D. APPROVAL OF MINUTES – November 18, 2015
- E. PUBLIC COMMENTS: (Ordinance No. O-2015-28): A registered speaker may speak on several items or topics of public concern; however, a speaker may not exceed three (3) minutes as a whole when addressing the board. A registered speaker may not donate time to another speaker. No more than five registered persons may speak at a scheduled meeting. A sign-in form must be filled out prior to the meeting to allow the registered speaker to address the governing body.

F. PUBLIC HEARING: (Ordinance No. O-2015-28): A registered speaker may speak only on the pending item for consideration; however, a speaker may not exceed three (3) minutes as a whole when addressing the board. A registered speaker may not donate time to another speaker. No more than five registered persons may speak at a scheduled meeting. A sign-in form must be filled out prior to the meeting to allow the registered speaker to address the governing body.

G. ANNOUNCEMENTS/OTHER BUSINESS:

“Consideration and appropriate action, if any, to reverse the approval by the Board of Adjustment of a request to allow a Motor Vehicle Business in a General Business District (C) and Business District (C-2), more specifically to reverse the granting of a request for a variance to City of Pharr Code or Ordinance, Motor Vehicle Sales, Chapter 26, Art. IX, Section 26-403(F), which states that no person, firm or corporation shall operate a Motor Vehicle Business within the City of Pharr Historical Downtown District, such prior request having been made by Applicant Juan Cadena and supported by the Round Family Trust and approved by the Board of Adjustment by action taken on November 18, 2015.”

“Consideration and appropriate action, if any, to authorize an appearance of the Board Adjustment in an appeal proceeding brought under Chapter 212 of the Texas Local Gov’t Code by Pharr City Manager Juan Guerra in a case styled and numbered, City Manager Juan Guerra vs. the Pharr Board of Adjustment, Et. Al., Cause No. C-5844-15-F in the 332nd Judicial District Court sitting in Hidalgo County, Texas and related matters therein.”

“Consideration and appropriate action, if any, to authorize an Agreed Order in an appeal proceeding brought under Chapter 212 of the Texas Local Gov’t Code by Pharr City Manager Juan Guerra in a case styled and numbered, City Manager Juan Guerra vs. the Pharr Board of Adjustment, Et. Al., Cause No. C-5844-15-F in the 332nd Judicial District Court sitting in Hidalgo County, Texas authorizing an Agreed order and Final Judgment reversing the Board of Adjustment action taken on November 18, 2015 in connection with the request for variance request by Applicant Juan Cadena and supported by the Round Family Trust and related matters therein.”

H. ABSENTEE REPORT:

I. ADJOURNMENT

I, certify that the above notice of public hearing was posted on the bulletin board at City Hall on the 12th day of February 2016, at 3:30 o’clock p.m. and in the City of Pharr web site (www.pharr-tx.gov).




Hilda Pedraza, City Clerk