

# Village of Wimberley

Building Code Board of Review      **Special Meeting**

Meeting Minutes

*MAY*  
March 28 2004

Attendees:

Members:                      Gray Brim, Linda Jennett, Mike Jones, David Kates, Mac McCullough, and Sam White

Councilperson:              John Graddy

City Administrator:        Steve Harrison

Guest:                         Walter Brown

**1. Call to Order:**      2:08 PM. Roll Call      A quorum was present. Tracey Dean was given an excused absence.

**2. Public Comments:**

Walter Brown              Emphasized that a variance procedure is superior to making exemptions to the Code, because it allows more flexibility and provides a set of conditions under which local situations may be reconciled with the Code. Walter stated that when considering a variance procedure, standards of Life Safety, as provided for in the Code, should be maintained.

Steve Harrison             Discussed the reasons for this meeting and the background of discussions in the City Council meeting. Steve stated that it is the intent of the Council to adopt a variance procedure for building code issues. At the last meeting, Council passed the Recommendation for Amendment on Second Reading, but postponed the effective date. The Mayor requested that this Board develop a variance procedure. On the advice of the City Attorney Ordinances 2001-021 and 2005-005 will need to be amended.

**3. Possible Action Items**

Discussion of merits of the development of a variance procedure and the steps required to achieve this goal.

The City Attorney, Patty Akers, was not present as planned, due a family emergency. However, Chisti Adams, an associate of Ms. Akers, was available on a speaker phone hook-up. She explained that the draft Ordinance has been split into two documents. The first document is a draft Ordinance which amends Ordinance 2001-021 to define the duties of the Board and set forth the conditions and procedures for application for, granting, suspension and revocation of a variance to the Commercial Building Code. The second document is a draft Ordinance amends Ordinance 2001-005 to define the requirements for making application for a variance.

After a very brief review of these documents, a general discussion was held as to some points noted in each and a list of a few items in need of clarification was made.

These items include the following:

- Whether the reference to the Residential Building Code is appropriate in the first document.
- Questions regarding the wording of item C.6 in the first document.
- Location in the IBC of the reference to the amendment created by the second document.

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It was agreed that SH would contact the City Attorney with this list a try to have answers back by late next Tuesday.

Another Special Board Meeting will be scheduled for next Wednesday. In the interim, Members should review the Draft Ordinances. If a response from the Attorney is provided, the Board will attempt to discuss and agree on a final form for each new ordinance and vote on a recommendation to the City Council at this Special Meeting. All realize that this work may take additional time.

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| 7. | <b>Future Agenda Items.</b> | None.                                   |
| 8. | <b>Next meeting:</b>        | 3 June 2004 at 4:00 PM.                 |
| 9. | <b>Meeting adjourned.</b>   | Motion by LJ, seconded by GB. Approved. |