

**MECHANICAL, PLUMBING, ELECTRICAL, AND SWIMMING POOL  
BOARD OF APPEALS  
MINUTES**

**September 12, 2006**

Public notice having been posted, a public hearing of the MPE Board was held at 4:00 p.m., Tuesday, September 12, 2006, in the Council Chambers at City Hall, 555 Walnut, Abilene, Texas.

**MPE BOARD MEMBERS PRESENT:** Anthony McColum, Chairman  
Craig Manawes  
James Wheeler  
Pat Watkins  
Ronnie Carlson  
Melissa Sparks

**STAFF PRESENT:** David Sartor  
Glen Bailey  
Megan Santee  
Alice Adams

**GUESTS:** None

1. The meeting was called to order by Anthony McColum, Chairman.
2. The next item to come before the Board was the approval of the May 9, 2006 minutes. A motion was made by James Wheeler, and seconded by Pat Watkins, to approve the minutes as written. Said motion unanimously passed.
3. The next matter to come before the Board was consideration, with possible action, regarding the request of Carl R. Vanderhider, representative for Arbors at Rose Park, to use a Type II Hood, in lieu of a Type I Hood, at their facility located at 2702 S. 7<sup>th</sup> St., Abilene, Texas. David Sartor, Building Official, addressed the Board, advising them this request is for the club house at Arbors at Rose Park. He said Arbors at Rose Park will be utilized as apartments for senior citizens, and this club house will have a full kitchen with a stove. He went on to say the Code requires a Type I Hood over any cooking equipment in a commercial application, and this club house would be considered "commercial". Mr. Sartor went on to say this Board has allowed the use of Type II Hoods, in lieu of Type I Hoods, at various businesses, such as churches and day cares, which sign a Food Service Affidavit stating the cooking equipment will only be used for warming precooked foods, and requiring them to post a sign next to the cooking equipment which states "frying, grilling, sautéing and/or broiling are prohibited by City Ordinance". Mr. Sartor went on to say that in most applications wherein the Board allows the use of a Type II Hood, in lieu of a Type I Hood, the Health Department requires a permit and an annual inspection and makes sure the sign is still posted and that none of the prohibited activities are taking place. In the type of operation before the Board today, the Health Department would not be involved so there would be no oversight by the Health Department. The Fire Department will make an annual inspection,

but it is not standard procedure for them to be looking at this type of situation in which there is a requirement for the sign to be posted.

Glenn Bailey, Environmental Health Department, addressed the Board, stating that the Health Department is involved in church kitchens, that have fund-raisers, and they are involved in day care centers, and make annual inspections at these. He said they are not typically involved in club houses at apartment projects.

After a lengthy discussion and comments by the Board members, James Wheeler made a motion to deny this request. The motion was seconded by Ronnie Carlson, and unanimously passed.

4. Upon motion made and seconded, the meeting adjourned.

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Anthony McColum, Chairman

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Alice Adams, Acting Secretary