

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

**April 13, 2010**

Public notice having been posted, a public hearing of the MPE Board was held at 4:00 p.m., Tuesday, April 13, 2010, in the Council Chambers at City Hall, 555 Walnut, Abilene, Texas.

**MPE BOARD MEMBERS PRESENT:** Anthony McColum, Chairman  
Terry Williams  
Rick Kelley  
Jay Wyatt - Absent  
Pat Watkins  
James Wheeler  
Ronnie Carlson – Absent  
Gene Isenberg

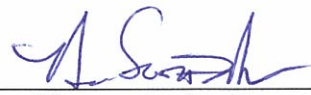
**STAFF PRESENT:** David Sartor  
Kelley Messer  
Van Watson  
James Prescott

**GUESTS:** Gary Musgrave  
Frank Perez

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 November 10, 2009 minutes. A motion was made by Terry Williams, and seconded by James Wheeler, 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 Gary Musgrave requesting the use of a natural barrier, or an alternate method of construction for the required fencing for the swimming pool at his residence located at 302 E. Ambler, Abilene, TX. Mr. Sartor reported to the board the requirements as defined in Article 15.3 of the Abilene Swimming Pools and Spa code. Mr. Sartor stated the fence on location does not comply mainly because it is a chain link fence and is considered climbable. Also, a few of the gates are not self closing and self latching. Mr. Musgrave presented to the board the reasons he felt the existing fence could be viewed as a natural barrier and if the board did not approve the natural barrier then he requested a consideration of an alternate method of construction consisting of the addition of three strands of barbed wire on top of the existing fence or even four strands in line with the fence. After discussion a motion was made by Terry Williams to reject the natural barrier request. Pat Watkins seconded the motion. Said motion was approved by unanimous committee vote. A motion was then made by James Wheeler to approve an alternate method of construction for the fence consisting of 3 strands of barbed wire on top of the fence with arms sloping to the outside of the fence, and to correct all gates to make them comply with the ordinance. Terry Williams seconded the motion. Said motion unanimously passed.

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

  
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Jay Wyatt, Co-Chairman

  
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Van Watson, Acting Secretary