

**TOWN OF FAIRVIEW  
ZONING BOARD OF ADJUSTMENT  
MEETING MINUTES  
July 7, 2025**

The Fairview Zoning Board of Adjustment met on Monday, July 7, 2025. Present were members Chris Lee, Donna Pekarek, Debbie Malafsky, Renee Powell, and Mary Price. Staff present was Julie Couch, Town Manager; Israel Roberts, Planning Manager; and Clark McCoy, Town Attorney. Also present was the Zoning Board of Adjustment special legal counsel, David Berman.

1. Call to Order:

Chairman Chris Lee called the meeting to order at 6:00 p.m.

At 6:01 PM, the Board adjourned into executive session in accordance with the Texas Government Code:

Section 551.071 – to consult with legal counsel regarding pending or contemplated litigation and/or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Government Code including town regulations; religious land use; filed appeal regarding CUP zoning case 2025-06 and CUP Ordinance 2025-08; jurisdictional issues; state law review and compliance.

Clark McCoy did not attend the executive session.

At 6:30 PM, Chairman Lee reconvened the meeting from executive session and reopened the public portion of the meeting.

2. Citizen Comments

No one came forward to speak.

3. Action/Discussion Items

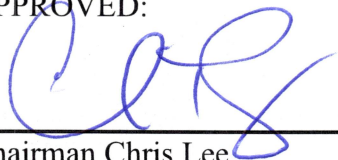
- a. Consider, discuss and take any necessary action on determining whether this Board of Adjustment has jurisdiction and authority to reverse the Town Council's decision regarding CUP2025-06/Ordinance 2025-08 for the LDS Temple.
  - i. A motion was made by Debbie Malafsky to certify that the Zoning Board of Adjustment lacks jurisdiction over this application. The motion was seconded by Renee Powell. The motion was approved by a vote of 5-0.

4. Public Hearings

- a. If necessary, conduct a public hearing to consider and discuss an appeal seeking to reverse the Town council's decision regarding CUP2025-06/Ordinance 2025-08 for the LDS Temple. The 8.1-acre site is located on the north side of Stacy Road, west of Meandering way and is zoned for the (RE-1) One-acre Ranch Estate District with and Condition Use Permit (CUP) for a religious facility.
  - i. Due to the determination that the Zoning Board of Adjustment lacks authority over this request, this item was not considered by the Board.

5. Mr. Lee adjourned the meeting at 6:34 p.m.

APPROVED:

  
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Chairman Chris Lee

ATTEST:

  
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Israel B. Roberts, Planning Manager