IN THE MUNICIPAL COURT OF APPEALS

OF THE CITY OF EL PASO, TEXAS

SAM E. BORSBERRY, Appellant

vs. NO. 83-MCA-908

STATE OF TEXAS, Appellee

O P I N I O N

The Appellant appeals his conviction in Municipal Court for a zoning violation.

No brief has been filed in support of the grounds of error he alleges in his Motion for New Trial, and no statement of facts was requested nor contained in this record.

Appellant's contention as contained in his Motion for New Trial, is that there was no violation of the ordinance in question because the use made of the property predated the date of the ordinance; that is, that his use of the property was a legal nonconforming use. However, nothing in the record supports that contention, and this Court is not in a position to review same.

Therefore, finding no reversible error, the Judgment of the Trial Court is affirmed.

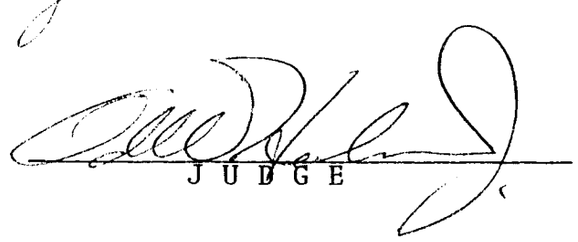
Signed this 3 day of June, 1985.

JUDGE

J U D G M E N T

This case came on to be heard on the Transcript of the Record of the Court below, the same being considered, it is ORDERED, ADJUDGED and DECREED by the Court that the Judgment be in all things affirmed, and that the Appellant pay all costs in this behalf expended, and that this decision be certified below for observance.

Signed this 3 day of June, 1985.



JUDGE