

LICENSE TO ENCROACH APPLICATION

Updated: March, 2023



CONTACT INFORMATION

Applicant's Name	Michael DeLacruz	Property Owner	Justin Pearson
Company	Bird Dog San Marcos LLC	Company	San Marcos BBQ
Applicant's Mailing Address	2637 Red Bud Way New Braunfels TX 78132	Owner's Mailing Address	2601 Hunter Rd San Marcos, TX 78666
Applicant's Phone #	512-785-0161	Owner's Phone #	512-393-9197
Applicant's Email	afiredupconcepts@gmail.com	Owner's Email	justin@sanmarcosbbq.com

PROPERTY INFORMATION

Location of Proposed Encroachment: _____

Type of Encroachment Right-of-Way Easement

Subdivision Goodnight Business center

Proposed Use: Replace box on pylon sign

Justification for Encroachment (why should this request be granted): we need to switch the box on top of the pole to match business logo. The foot print of the sign is smaller than current box on pole. Current policy only AUTHORIZES allows a reface. Thank you.

I certify that the information on this application is complete and accurate. I understand the fees and the process for this application. I understand my responsibility, as the applicant, to be present at meetings regarding this request. I will hold the City of San Marcos harmless, and indemnify it against all suits, costs, expenses and damages that may arise or grow out of approval of this application and release the City from any and all claims arising out of or in connection with damage to encroaching structures.

Filing Fee \$1,250 Technology Fee \$15 TOTAL COST \$1,265

Submittal of this digital Application shall constitute as acknowledgment and authorization to process this request.

APPLY ONLINE - WWW.MYGOVERNMENTONLINE.ORG/



CITY MANAGER'S OFFICE

September 20, 2024

Michael De La Cruz
Bird Dog San Marcos, LLC
1701 South IH-35
San Marcos, TX 78666

Re: Approval of Fee Waiver for License to Encroach Application at 1701 South IH 35 in San Marcos, Texas.

Dear Mr. De La Cruz:

It is our understanding that your company will be opening a new restaurant at 1701 South IH-35, San Marcos, Texas 78666 and wishes to install a new sign cabinet upon an existing sign pole that is within a public utility easement. Such an encroachment requires a license to encroach for which there is an application fee of \$1,265.00.

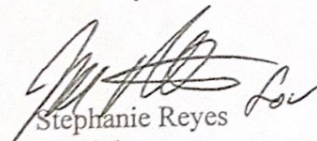
Your company has requested that the city waive this application fee. Having considered your request, pursuant to Section 4 of the City of San Marcos Economic Development Policy, the City Manager has evaluated the circumstances, and the economic benefits created by the location of a Bird Dog restaurant at the above address and, by this letter, approves your requested fee waiver.

This fee waiver does not run with the land and will expire if a License to Encroach Application is not initiated within one year from the date of this letter.

As a next step, the company must file an application for a license to encroach. If the encroachment is approved by City Council, staff may issue the required sign permit. This fee waiver does not imply or guarantee that the encroachment will be approved by the City Council.

Please do not hesitate to contact Christian Smith at 512-393-8059 or csmith@sanmarcostx.gov if you have any further questions.

Sincerely,


Stephanie Reyes
City Manager