

**Subject:**

Overcrowding and Safety Violations at The Rooftop – 126 S. Guadalupe St.

**Summary:**

On November 1, 2025, at approximately 2340 hours, I responded to a complaint regarding overcrowding at The Rooftop. Upon arrival, I observed significant public safety concerns, including overcrowding, blocked egress, and obstruction of the public way. The establishment was shut down for the remainder of the night due to multiple violations.

**Details:**

- Time of Arrival: 2348 hours
- Location: The Rooftop, 126 S. Guadalupe Street
- Initial Observations:
- Approximately 200 individuals were lined up outside the establishment.
- The line extended to the intersection of San Antonio St. and Guadalupe St., blocking the public way and egress paths.

**Occupancy Check:**

- Manager Mr. Prasad Dalvi stated the occupant load was 230.
- Upon inspection, the venue was over capacity with patrons standing shoulder to shoulder, limiting movement and safe evacuation.

**Actions Taken:**

- I instructed Mr. Dalvi to clear the establishment and restart the occupancy count or face shutdown.
- I advised that the public way and egress paths must remain unobstructed.
- Observed the crowd growing and spilling into the street, impeding traffic and creating a bottleneck at the exit.

**Decision:**

- Due to unsafe conditions, I ordered the closure of both levels of the establishment.

**Violations cited:**

- Unsafe Conditions – IFC 114.1.1
- Overcrowding – IFC 109.6

- Obstruction of Public Way – Municode Sec. 74.122
- Blocked Path of Egress
- Crowd Impeding Traffic

**Follow-Up:**

- Mr. Dalvi complied with all directives.
- Requested two additional officers for crowd control.
- Later, San Marcos Police Department command staff ordered the closure of all downtown bars due to ongoing public safety concerns and interference with an active crime scene.

**Deputy Marshal David Fernandez**  
**San Marcos Fire Department**