

# CONDITIONAL USE PERMIT APPLICATION (ALCOHOL WITHIN CBA)



Updated: September, 2020

## CONTACT INFORMATION

Applicant's Name	Kyle Mylius	Property Owner	Brian Scofield
Company	Root Cellar Cafe LLC	Company	BL Scofield Inc
Applicant's Mailing Address	[REDACTED]	Owner's Mailing Address	[REDACTED]
Applicant's Phone #	[REDACTED]	Owner's Phone #	[REDACTED]
Applicant's Email	[REDACTED]	Owner's Email	[REDACTED]

## PROPERTY INFORMATION

Subject Property Address: 215 N LBJ Dr San Marcos, TX 78666

Zoning District: CD-5D

Tax ID #: R 41625

Legal Description: Lot E PT OF 5 Block 20

Subdivision Original Town of San Marcos

Number of Parking Spaces: 0

Is property more than 300' from church, school, hospital, or residential district?  Y  N

## DESCRIPTION OF REQUEST

Business Name: Root Cellar Cafe LLC  Restaurant  Bar  Other: \_\_\_\_\_

NEW  RENEWAL/AMENDMENT  Mixed Beverage  Beer & Wine  Late Hours

Hours of Operation(ex. Mon 12pm-1am): Mon CLOSED Tue 8am-9pm Wed 8am-9pm

Thurs 8am-9pm Fri 8am-9pm Sat 8am-9pm Sun 8am-9pm

Indoor Seating Capacity: 51 Outdoor Seating Capacity: 16 Gross Floor Area: 1400

## AUTHORIZATION

*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.*

Initial Filing Fee 793\*

Technology Fee \$13

TOTAL COST \$806

Renewal/Amendment Filing Fee \$423\*

Technology Fee \$13

TOTAL COST \$436

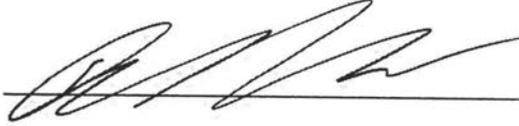
*\*Nonprofit Organization fees are 50% of the adopted fee listed for Conditional Use Permits*

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

**PROPERTY OWNER AUTHORIZATION**

I, Brian Scofield (owner name) on behalf of  
BL Scofield Inc (company, if applicable) acknowledge that I/we  
am/are the rightful owner of the property located at  
215 N LBJ Dr San Marcos, TX 78666 (address).

I hereby authorize Kyle Mylius (agent name) on behalf of  
Root Cellar Cafe LLC (agent company) to file this application for  
Conditional Use Permit (Alcohol within CBA) (application type), and, if necessary, to work with  
the Responsible Official / Department on my behalf throughout the process.

Signature of Owner:  Date: 10-30-21

Printed Name, Title: Brian Scofield President

Signature of Agent:  Date: 11/1/21

Printed Name, Title: Kyle Mylius

Form Updated October, 2019

**AGREEMENT TO THE PLACEMENT OF NOTIFICATION SIGNS  
AND ACKNOWLEDGEMENT OF NOTIFICATION REQUIREMENTS**

The City of San Marcos Development Code requires public notification in the form of notification signs on the subject property, published notice, and / or personal notice based on the type of application presented to the Planning Commission and / or City Council.

- Notification Signs: if required by code, staff shall place notification signs on each street adjacent to the subject property and must be placed in a visible, unobstructed location near the property line. It is unlawful for a person to alter any notification sign, or to remove it while the request is pending. However, any removal or alteration that is beyond the control of the applicant shall not constitute a failure to meet notification requirements. ***It shall be the responsibility of the applicant to periodically check sign locations to verify that the signs remain in place had have not been vandalized or removed. The applicant shall immediately notify the responsible official of any missing or defective signs. It is unlawful for a person to alter any notification sign, or to remove it while the case is pending; however, any removal or alteration that is beyond the control of the applicant shall not constitute a failure to meet notification requirements.***
- Published Notice: if required by code, staff shall publish a notice in a newspaper of general circulation in accordance with City Codes and the Texas Local Government Code. ***If, for any reason, more than one notice is required to be published it may be at the expense of the applicant. The renotification fee shall be \$150 plus a \$15 technology fee.***
- Personal Notice: if required by code, staff shall mail personal notice in accordance with City Codes and the Texas Local Government Code. ***If, for any reason, more than one notice is required to be mailed it may be at the expense of the applicant. The renotification fee shall be \$150 plus a \$15 technology fee.***

*I have read the above statements and agree to the required public notification, as required, based on the attached application. The City's Planning and Development Services Department staff has my permission to place signs, as required, on the property and I will notify City staff if the sign(s) is/are damaged, moved or removed. I understand the process of notification and public hearing and hereby submit the attached application for review by the City.*

Signature: 

Date: 02/24/2025

Print Name: Kyle Mylius