

# CONDITIONAL USE PERMIT (ALCOHOL OUTSIDE CBA) APPLICATION



Updated: March, 2017

Case # CUP-\_\_\_\_-\_\_\_\_

## CONTACT INFORMATION

Applicant's Name	Chuy's Opco Inc.	Property Owner	Humpty Dumpty SSM, Ltd.
Applicant's Mailing Address	3345 Bee Cave Rd, Ste 105 Austin, TX 78746	Owner's Mailing Address	500 W. 5th Street, Ste 700 Austin, TX 78701
Applicant's Phone #	512-473-0300	Owner's Phone #	512-682-5532
Applicant's Email	tborrel@mfhliquorlaw.com	Owner's Email	llancashire@endeavor-re.com

## PROPERTY INFORMATION

Subject Property Address: 1121 N. Interstate 35

Zoning District: F1 - Commercial Tax ID #: R 12178

Legal Description: Lot A0017-2 Block \_\_\_\_\_ Subdivision Springtown Subdivision

Number of Parking Spaces: shared parking for shopping center

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

## DESCRIPTION OF REQUEST

Business Name: Chuy's  Restaurant  Bar  Other: \_\_\_\_\_

NEW  RENEWAL  Mixed Beverage  Beer & Wine  Late Hours

Hours of Operation: Mon 11am-10pm Tue 11am-10pm Wed 11am-10pm Thurs 11am-10pm Fri 11am-11pm Sat 11am-11pm Sun 11am-10pm  
(ex. Mon 12pm-1am)

Indoor Seating Capacity: 233 Outdoor Seating Capacity: 80 Gross Floor Area: approx 8,500

## AUTHORIZATION

All required application documents are attached. I understand the fees for and the process to obtain a Conditional Use Permit and understand my responsibility to be present at meetings regarding this application.

Initial Filing Fee \$750 Technology Fee \$11 **TOTAL COST \$761**

Renewal/Amendment Filing Fee \$400 Technology Fee \$11 **TOTAL COST \$411**

Applicant's Signature:  Date: 7/1/17

Printed Name: Kyle V. Hill

To be completed by Staff: Accepted By: \_\_\_\_\_ Date Accepted: \_\_\_\_\_

Proposed Meeting Date: \_\_\_\_\_ Application Deadline: \_\_\_\_\_

## APPLICATION PURPOSE

The Conditional Use Permit (Alcohol outside CBA) Application is used to request a permit for on premise consumption of Alcoholic Beverages for establishments outside of the Central Business Area

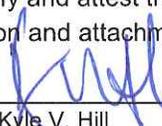
## CHECKLIST FOR CONDITIONAL USE PERMIT (ALCOHOL OUTSIDE CBA)

Items Required* for Complete Submittal		Staff Verification & Comments	
<input type="checkbox"/>	Pre-application conference with staff is recommended Please call 512-393-8230 to schedule	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Completed Application for Conditional Use Permit (Alcohol Outside CBA)	<input type="checkbox"/>	
<input type="checkbox"/>	Site Plan illustrating, where appropriate: location, square footage and height of existing and proposed structures, landscaping or fencing, setbacks, parking, ingress & egress, signs, etc. <i>on file</i>	<input type="checkbox"/>	
<input type="checkbox"/>	Interior Layout of all buildings illustrating indoor & outdoor seating, kitchen, bar, restrooms, fire exits, etc. <i>on file</i>	<input type="checkbox"/>	
<input type="checkbox"/>	Business Details including Business Trade Name, Type of Entity (Individual, Partnership, Corporation, Etc), Entity Contact Person, Address, Email, Phone Number <i>on file</i>	<input type="checkbox"/>	
<input type="checkbox"/>	Detail Entertainment Facilities (on site plan or in writing) including television locations, stages, dancing areas, live music, acoustic music, ambient speaker music, etc <i>on file</i>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Notification Authorization (see following pages)	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Authorization to represent the property owner, if the applicant is not the owner (see following pages)	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Copy of State TABC License Application	<input type="checkbox"/>	
<input type="checkbox"/>	Proposed Menu <i>on file</i>	<input type="checkbox"/>	
<input type="checkbox"/>	Initial Application Filing Fee \$750	<input type="checkbox"/>	<i>Staff, Please Note: New vs Renewal and any: Change in License Holder, Change in Business Name</i>
<input checked="" type="checkbox"/>	Renewal or Amendment Filing Fee \$400		
	Technology Fee \$11		

**Additional information may be required at the request of the Department**

\*For Renewals, staff *may* accept a written statement that no changes have been made if copies are available on file

I hereby certify and attest that this application and all required documentation is complete and accurate. I hereby submit this application and attachments for review by the City of San Marcos.

Signed:  Date: 7-17-17

Print Name: Kyle V. Hill

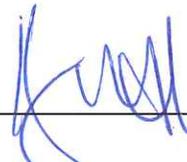
Engineer  Architect/Planner  Surveyor  Property Owner  Agent

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

The City of San Marcos Land 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 is the responsibility of the applicant to periodically check the sign locations to verify that the signs remain in place until final action is taken on the application and have not been vandalized or removed until after such final decision or when such application is withdrawn by the applicant. It is the responsibility of the applicant to immediately notify the Planning and Development Services Department of missing or defective signs.***
- 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 \$85 plus an \$11 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 \$85 plus an \$11 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: 7/17/17 \_\_\_\_\_

Print Name: Kyle V. Hill \_\_\_\_\_

To be completed by Staff: Case # \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_