

APPEAL APPLICATION FORM

Updated: March, 2023

Associated Case # _____ - _____ - _____



CONTACT INFORMATION

Appellate Name		Appellate Mailing Address	
Company		Company	
Appellate Phone #		Appellate Email	

ORIGINAL APPLICATION INFORMATION

Subject Property Address: _____

Original Application Type: _____

REASON FOR APPEAL

I am: The applicant Owner of Property within the Notification Area

Briefly describe the reason for appeal (attach additional pages if needed):

AUTHORIZATION

By submitting this digital application, 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.

Appeal, if property is located within 400ft of the subject property:

Filing Fee \$150

Technology Fee \$15

TOTAL COST \$165

All other appeals:

Filing Fee \$750

Technology Fee \$15

TOTAL COST \$765

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

Submit Appeal Application to: planninginfo@sanmarcostx.gov

To whom it may concern:

I am appealing the decision due to unnecessarily restrictive decibel limits. The ambient noise read from the property line can go between 59 Db to 74Db. These readings have been taken with no one in the yard or any outdoor amplified music.

I am aware that this property has had issues with noise complaints in the past. I would like for it to be known that I had no association with Tantra until I bought the business and began the remodel of the property in late 2022. I am new ownership.

I am the owner of the property as well. If the renewed CUP would have been in place when I started the remodel, I would have never taken this project on, as it would be too restrictive.

The management team and myself have adhered to the decibel limits, and have been proactive in constantly checking to make sure we are in compliance with the city ordinance for excessive noise.

We have yet to receive either a warning or citation for excessive noise.

I am requesting that we maintain our current Conditional Use Permit.

The restraints placed on the business with the disputed CUP would decimate this business.

We constantly strive to provide a wonderful gathering space for the community, and music is an absolute cornerstone of that. With the decibel limit of 60 decibels we would suffer immensely, and so would the community.

Thank you,

Jeff Colasurd

Hernandez, Amanda

From: Pantalion, Joe
Sent: Tuesday, November 12, 2024 10:27 AM
To: Hernandez, Amanda; Villalobos, Andrea
Subject: FW: [EXTERNAL] Tantra Conditional Use Permit appeal

Please advise and communicate with Mr. Colasurd. Thanks, Joe

-----Original Message-----

From: Jeff Colasurd <info@tantrasanmarcos.com>
Sent: Tuesday, November 12, 2024 10:25 AM
To: Council Members Mail Group <CouncilMembers@sanmarcostx.gov>; Hughson, Jane <JHughson@sanmarcostx.gov>
Subject: [EXTERNAL] Tantra Conditional Use Permit appeal

Good morning,

This is in regards to the CUP appeal that is supposed to be in front of council on 11/19.

My name is Jeff Colasurd, and I am the owner of Tantra since October of 2021.

When I took over then, the building was in incredible disrepair by previous ownership. There was loitering and drug paraphernalia all over the place due to the property being vacant.

I ended up getting my commercial general contractors license to complete the renovations, which was pretty much a full renovation. It took an incredible amount of work and money to get the building and business to where it is today.

If the Conditional Use Permit that was established last month by P and Z had been what was initially been in place, I would not have wasted my time and money on rebuilding this.

The outside amplified noise restriction that was placed on Tantra last month of 60 decibels would destroy my business.

I just took a decibel reading at 10:10AM on 11/12/2024. Using the same standard the police use, which takes the highest decibel reading in a 30 second period at the property line, and that number was 76 decibels.

In regards to the appeal, I am incredibly disappointed in the process of the appeal. I am expected to put out \$750.00, which is a lot of money for a food and beverage business that operates on very tight margins.

Second, the permit center told me they would reach out closer to the appeal will be heard(11/19), and as of 11/12, I have received absolutely nothing. How am I supposed to prepare for something this important when I have received absolutely zero details about the process?

If anyone has any more questions for me do not hesitate to reach out. I will also be including my phone number here as well.

Thank you for your time,

Jeff Colasurd
(614)406-7191