

# CONDITIONAL USE PERMIT APPLICATION (ALCOHOL OUTSIDE CBA)

Updated: September, 2020

## CONTACT INFORMATION

Applicant's Name	Wei Min He	Property Owner	Carson Diversified Land 1, LLC
Company	Qing & Min LLC	Company	
Applicant's Mailing Address	407 S Stagecoach Trail Ste 101 San Marcos, TX 78666	Owner's Mailing Address	407 S STAGECOACH TRL STE 203 SAN MARCOS, TX 78666-5063
Applicant's Phone #	901-490-1012	Owner's Phone #	(512) 392 - 3322
Applicant's Email	faith_he@outlook.com	Owner's Email	johnndavid@carsonproperties.net

## PROPERTY INFORMATION

Subject Property Address: SOUTH END SAN MARCOS SEC ONE, Lot 2, ACRES 0.37  
 Zoning District: Commercial Tax ID #: R 137994  
 Legal Description: Lot 2 Block Acres 0.37 Subdivision South End San Marcos Sec One  
 Number of Parking Spaces: 83  
 Is property more than 300' from church, school, hospital, or residential district? ☒ Y ☐ N

## DESCRIPTION OF REQUEST

Business Name: Otsu Japanese Cuisine ☒ Restaurant ☐ Bar ☐ Other: \_\_\_\_\_  
☒ NEW ☐ RENEWAL/AMENDMENT ☒ Mixed Beverage ☐ Beer & Wine ☐ Late Hours  
 Hours of Operation(ex. Mon 12pm-1am): Mon 11am-9pm Tue 11am-9pm Wed 11am-9pm  
 Thurs 11am-9pm Fri 11am-10pm Sat 4pm-10pm Sun 12pm-9pm  
 Indoor Seating Capacity: 66 Outdoor Seating Capacity: 24 Gross Floor Area: 0

## 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	<b>TOTAL COST \$806</b>
Renewal/Amendment Filing Fee \$423*	Technology Fee \$13	<b>TOTAL COST \$436</b>

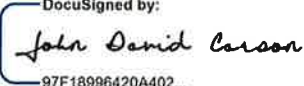
\*Nonprofit Organization fees are 50% of the adopted fee listed for Conditional Use Permits

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

# PROPERTY OWNER AUTHORIZATION

I, John David Carson (owner name) on behalf of  
Carson Diversified Land 1, LLC (company, if applicable) acknowledge that I/we  
 am/are the rightful owner of the property located at  
407 S Stagecoach Trail Ste 101, San Marcos, TX 78666 (address).

I hereby authorize Wei Min He (agent name) on behalf of  
Qing & Min LLC (agent company) to file this application for  
Food Establishment (application type), and, if necessary, to work with  
 the Responsible Official / Department on my behalf throughout the process.

Signature of Owner:  Date: 10/27/2020  
DocuSigned by: John David Carson 97F18996420A402...

Printed Name, Title: COO of the General Partner of Sole Member

Signature of Agent:  Date: 10/27/20

Printed Name, Title: Wei Min He

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 \$91 plus a \$13 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 \$91 plus a \$13 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: 10/27/20

Print Name: Wei Min He

Form Updated October, 2019

OTSU Japanese cuisine

407 S Stagecoach Trail#101

San Marcos , TX 78666

To whom it may concern:

This letter is to state that Roxann Lasky, ABLIS, as a agent to assist OTSU Japanese cuisine to apply the liquid license. Roxann Lasky is representing OTSU Japanese cuisine to process all the documents through the city of San Marcos license department to get the license.

Please let me know if you have any other questions.

Huiqing He/ Wei Min He

Two handwritten signatures in black ink. The signature on the left is more complex and stylized, while the signature on the right is simpler and more linear.



# TEXAS ALCOHOLIC BEVERAGE COMMISSION

*Texans Helping Businesses & Protecting Communities*

ABLS  
8556 Katy Freeway, Ste 102  
Houston, TX 77024  
713-682-2100 cell 832-794-8800  
judy@ablstx.com abls@ablstx.com

## ON-PREMISE PERMIT REQUALIFICATION PACKET

L-ON (9/2019)

**Submit this packet to the proper governmental entities to obtain certification for the type of license/permit for which you are applying as required by Sections 11.37, 11.39, 11.46(b), 61.37, 61.38, 61.42 and Rule §33.13**  
**Contact your local TABC office to verify requirements of Sections 11.391 and 61.381 as you may be required to post a sign at your proposed location 60-days prior to the issuance of your license/permit.**

*All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website. [www.tabc.texas.gov/laws/code\\_and\\_rules.asp](http://www.tabc.texas.gov/laws/code_and_rules.asp)*

### LOCATION INFORMATION

1. Application for: ☒ Original ☐ Add Late Hours Only License/Permit Number \_\_\_\_\_

☐ Reinstatement ☐ Reinstatement and Change of Trade Name License/Permit Number \_\_\_\_\_

☐ Change of Location ☐ Change of Location and Trade Name License/Permit Number \_\_\_\_\_

#### 2. Type of On-Premise License/Permit

- |   |   |
|---|---|
| <input type="checkbox"/> <b>BG</b> Wine and Beer Retailer's Permit                              | <input type="checkbox"/> <b>LB</b> Mixed Beverage Late Hours Permit                           |
| <input type="checkbox"/> <b>BE</b> Beer Retail Dealer's On-Premise License                      | <input type="checkbox"/> <b>MI</b> Minibar Permit   |
| <input type="checkbox"/> <b>BL</b> Retail Dealer's On-Premise Late Hours License                | <input type="checkbox"/> <b>CB</b> Caterer's Permit   |
| <input type="checkbox"/> <b>BP</b> Brewpub License  | <input checked="" type="checkbox"/> <b>FB</b> Food and Beverage Certificate                   |
| <input type="checkbox"/> <b>V</b> Wine & Beer Retailer's Permit for Excursion Boats             | <input type="checkbox"/> <b>PE</b> Beverage Cartage Permit                                    |
| <input checked="" type="checkbox"/> <b>MB</b> Mixed Beverage Permit                             | <input type="checkbox"/> <b>RM</b> Mixed Beverage Restaurant Permit with FB                   |
| <input type="checkbox"/> <b>O</b> Private Carrier's Permit <b>-Brewpubs (BP) with a BG only</b> | <input type="checkbox"/> <b>E</b> Local Cartage Permit - <b>Wine/Beer retailers (BG) Only</b> |

#### 3. Indicate Primary Business at this Location

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Restaurant | <input type="checkbox"/> Sporting Arena, Civic Center, Hotel | <input type="checkbox"/> Bar                 |
| <input type="checkbox"/> Grocery/Market        | <input type="checkbox"/> Sexually Oriented                   | <input type="checkbox"/> Miscellaneous _____ |

#### 4. Trade Name of Location (Name of restaurant, bar, store, etc.)

Otsu Japanese Cuisine

#### 5. Location Address

407 S.Stagecoach Trail Ste 101

City	County	State	Zip Code
San Marcos	SF Hays	TX	78666

#### 6. Mailing Address

City	State	Zip Code
San Marcos	TX	78666

#### 7. Business Phone No.

pending

#### Alternate Phone No.

901-490-1012

#### E-mail Address

faith\_he@outlook.com

### OWNER INFORMATION

#### 8. Type of Owner

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Individual                    | <input type="checkbox"/> Corporation                          | <input type="checkbox"/> City/County/University |
| <input type="checkbox"/> Partnership                   | <input checked="" type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Other _____            |
| <input type="checkbox"/> Limited Partnership           | <input type="checkbox"/> Joint Venture                        |   |
| <input type="checkbox"/> Limited Liability Partnership | <input type="checkbox"/> Trust                                |   |

#### 9. Owner of Business/Applicant (Name of Corporation, LLC, etc.)

Qing & Min LLC

### PRIMARY CONTACT PERSON

The primary contact person should be a person who can answer questions TABC may have about the application. The contact **phone and email are mandatory and must be active and updated regularly**. If additional information is needed, it will be requested from this contact person. **Delays in responding to requests may delay the processing and approval of your license/permit.**

10. Contact Person: Wei Min He

Relation to Business: Managing Member

Phone (mandatory): 901-490-1012

Email (mandatory): faith\_he@outlook.com

TABC DATESTAMP