

Sand and Gravel Individual Permit Application

Section I. Applicant Information

1. Applicant Name: City of San Marcos
2. Mailing Address: 630 E Hopkins St, San Marcos, TX 78666
3. Telephone Numbers:
 Voice: (512) 393-8100 Cell: () Fax: ()
4. Comptroller's ID Number or Federal Employer's Identification Number (FEIN): _____
5. Previous or current Permit Number: N/A
6. Agent or other person acting on behalf of Applicant: Mike Montagne (USFWS)
7. Mailing address if different from Applicant: 500 E. McCarty Lane, San Marcos, TX 78666
8. Telephone numbers if different from Applicant:
 Voice: (512) 353-0011 ext 236 Cell: (512) 745-1750 Fax: (512) 392-0270

Section II. Location of Proposed Activity

9. Name of water body: San Marcos River
10. County of proposed activity: Hays
11. Nearest city or town with a post office: San Marcos
12. Nearest upstream state highway crossing: I-35 North frontage road
 Distance from proposed activity: 950 feet
13. Nearest downstream state highway crossing: Cape Street
 Distance from proposed activity: 2200 feet
14. USGS 7½ Minute Quad Map number: San Marcos South Quadrangle

Section III: Description of Proposed Activity

15. Description of proposed activity:
Removal of the failing dam
restoration of riverbank
16. Volume of sedimentary material to be disturbed monthly (Cubic yards per month): 1060 (one time only)
17. Volume of sedimentary material to be disturbed annually (Cubic yards per year): One time event
18. Intended final disposal area for removed materials: Riverbank and fill in old millrace
19. Surface area of bottom to be disturbed (in square feet): 0.1 Acres
20. Date that project is proposed to begin: 10/01/2016
21. Duration of disturbance period: 1 week

(Section III, continued)

22. Description of measures proposed to minimize harm to aquatic and riparian habitat:

The project will remove an unnatural man made concrete barrier from the river. The removed material will be used to armor the shoreline to reduce erosion into the river. The project will have a longterm beneficial effect on the endangered fountain darter (Etheostoma fonticola) and the endangered Texas wild rice (Zizania texana). No compensatory mitigation should be required as the project will have a net positive effect on the habitat and the native aquatic species.

Endangered Texas wild-rice will be removed from the work area and immediately downstream and transplanted in a suitable location.

The old mill race will be seined and all fish captured therein will be returned to the main channel.

23. U.S. Army Corps of Engineers (COE) Permit Number, Individual, General, or Nationwide:

In process of obtaining permit.

24. If COE permit application is pending, state application date and COE office reviewing application:

Application date: 5/9/2016 COE office: Fort Worth

Section IV: Public Notice and Requirements for Individual Permits [31 TAC § 69.105]

25. Name of daily newspaper of greatest circulation in the county or counties to be affected by issuance of the permit with address and telefax number to be used for public notification:

Newspaper name: San Marcos Record Telefax number: (512) 392-6483

Newspaper telephone number: (512) 392-2458

Newspaper Web site: http://www.sanmarcosrecord.com/

Address: P.O. Box 1109, San Marcos, TX 78666

- 25a. Name of daily or weekly local newspaper in the community nearest the proposed location:

Newspaper name: Same Telefax number: ()

Newspaper telephone number: ()

Newspaper Web site: _____

Address: _____

26. Attach a list (or mailing labels) for alongshore property owners for one-half river mile above and below the proposed area of disturbance.

27. If this is a new application, attach the Sedimentation Impact Assessment conducted pursuant to 31 TAC § 69.108(c).

28. Is the applicant a corporation subject to the Texas Business Corporation Act? Yes No

a. If so, attach a statement provided by the Comptroller of Public Accounts that the applicant is not delinquent in any tax owed pursuant to Tax Code chapter 171 (Certificate of Account Status / Certificate of Good Standing).

29. If the applicant is not a corporation, and is a sole proprietorship or partnership, list the full name(s) of the proprietor(s) and/or general partners.

The City of San Marcos

(Section III, continued)

30. If this is an application for the renewal of an existing permit, are there any amendments requested to the current permit? Yes No

N/A



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Signature Page

Signature on Application: The person who signs the application form should be the Applicant. When another person signs on behalf of the applicant his/her title or relationship to the Applicant should be stated. In all cases the person who signs the form must be authorized to do so by the Applicant. A person who signs an application must provide proof of authorization. A copy of the authorization letter must be included in the application package. An application submitted by a corporation must be signed by a principal executive officer of at least the level of vice-president or by a duly authorized representative, if such representative is responsible for the overall operation of the facility that will conduct the activities authorized by the permit requested. In the case of a partnership or sole proprietorship, the application must be signed by a general partner or the proprietor, respectively. In the case of a municipal, state, federal or other public facility, the application must be signed by a principal executive officer, a ranking elected official or another duly authorized employee.

I, Jared Miller certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to ensure that qualified personnel gathered and evaluated the information submitted. Based on my inquiry of the person or persons who managed the system, or those persons directly responsible for gathering the information, this information is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of a fine and imprisonment for known violations.

05/03/2016 Date [Signature] Signature City Manager Title

Subscribed and sworn to before me by the said Jared Miller on this 3rd day of May, 20 16.

My commission expires on the 28 day of April, 20 16.



[Signature]
Notary Public

Texas Parks and Wildlife Department maintains the information collected through this form. With few exceptions, you are entitled to be informed about the information we collect. Under Sections 552.021 and 552.023 of the Texas Government Code, you are also entitled to receive and review the information. Under Section 559.004, you are also entitled to have this information corrected.

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Supplement A

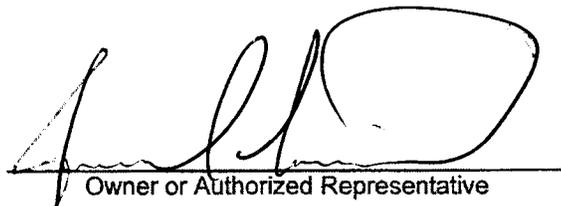
Permission to Enter and Cross

Applicant's Name: _____

My name is _____ and I am over the age of 18 years.

I am the owner or otherwise have the authority to control access to the property described in this document. I hereby grant permission to employees of the Texas Parks and Wildlife Department to enter and/or cross my property for the purposes of inspecting the bed and banks of public waters, in conjunction with, and for the purposes of, reviewing the Applicant's request for a Sand and Gravel Permit from the Department. I understand that Department employees may take photographs and make drawings or maps of my property where it has a common boundary with public waters and that such photographs, drawings or maps will become public records.

Date



Owner or Authorized Representative

Cape's Dam Removal Project Adjacent Property Owners List

1. Woodlands of San Marcos LLC

1550 Timothy Road

Athens, GA 30606

2. Cape Family

708 River Road

San Marcos, TX 78666

3. TPWD AE Woods Fish Hatchery

4200 Smith School Road

Austin, TX 78744

4. Benjamin Kvanli

602 NIH 35

San Marcos, TX 78666



Hays Central Appraisal District Interactive Map

By: BIS Consulting - version 3.6.1

