

OFFICE OF THE CITY ATTORNEY

Sara Grewing, City Attorney



CITY OF SAINT PAUL

Christopher B. Coleman, Mayor

Civil Division

400 City Hall

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Saint Paul, Minnesota 55102

Telephone: 651 266-8710

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December 24, 2014

NOTICE OF INTENT TO SUSPEND LICENSE

Marinporn Rachwat, Manager
Mango
610 Selby Avenue
Saint Paul, MN 55102

RE: Sidewalk Café license held by Mango, LLC d/b/a Mango for the premises located at 610 Selby Avenue in Saint Paul
License ID #20080001863

Dear Marinporn Rachwat:

The Department of Safety and Inspections (DSI) has recommended suspension of the Sidewalk Café license held by Mango, LLC d/b/a Mango for the premises located at 610 Selby Avenue in Saint Paul. The basis for the recommendation is as follows:

On November 14, 2014, you were sent a letter and RENEWAL INVOICE from the Department of Safety and Inspections (DSI) stating your Sidewalk Café license expired as of May 30, 2014 and you owe delinquent license and late fees.

You were also asked to submit a Certificate of Insurance demonstrating you have current General Liability insurance coverage including the following information: 1) specifically stating the coverage extends to the Sidewalk Café; 2) Specifically stating the City of Saint Paul is named as additional insured and 3) listing the City of Saint Paul, Department of Safety and Inspections as a certificate holder.

You were given until December 1, 2014, to pay the delinquent license and late fees and submit the required information. As of today's date, neither has been received.

In addition to the suspension of your Sidewalk Café license, per Saint Paul Legislative Code §310.05 (m) (2), the licensing office will also recommend a \$500.00 matrix penalty for failure to submit the required information in order to maintain your license.

At this time, you have four (4) options to proceed:

1. If you do not contest the imposition of the proposed adverse action, you may do nothing. If I have not heard from you by **Monday, January 5, 2015**, I will presume that you have chosen not to contest the proposed adverse action, and the matter will be placed on the City Council Agenda for approval of the proposed remedy.
2. You can pay the delinquent license and late fees and submit the required information. If this is your choice, you should contact the Department of Safety and Inspections (DSI) to determine the total amount due. You may then send in the payment and information directly to DSI at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, January 5, 2015**. A self-addressed envelope is enclosed for your convenience. Payment of the delinquent license and late fees and submission of the required information will be considered to be a waiver of the hearing to which you are entitled.
3. If you wish to admit the facts but contest the penalty, you may have a public hearing before the Saint Paul City Council, you will need to send me a letter with a statement admitting the facts and requesting a public hearing. I will need to receive your letter by **Monday, January 5, 2015**. The matter will then be scheduled before the City Council for a public hearing to determine whether to suspend your Sidewalk Café license and impose the \$500.00 matrix penalty. You will have an opportunity to appear before the Council and make a statement on your own behalf.
4. If you no longer wish to do business in the City of Saint Paul, you will need to send a written statement to that effect to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, January 5, 2015**. Information should be directed to the attention of Dan Niziolek.

If you have not contacted me or DSI by Monday, January 5, 2015, I will assume that you do not contest the suspension of your Sidewalk Café license and imposition of the \$500.00 matrix penalty. In that case, the matter will be placed on the City Council Consent Agenda for approval of the recommended penalty.

If you have questions about these options, please feel free to contact me at 266-8710.

Sincerely,


Geoffrey Karls
Assistant City Attorney

Cc: Dan Niziolek, DSI Deputy Director

STATE OF MINNESOTA)
) ss.

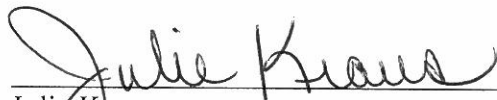
AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)

Julie Kraus, being first duly sworn, deposes and says that on the 24th day of December she served the attached **NOTICE OF INTENT TO SUSPEND LICENSE** and correct copy thereof in an envelope addressed as follows:

Marinporn Rachwat, Manager
Mango
610 Selby Avenue
Saint Paul, MN 55102

(which is the last known address of said person) depositing the same, with postage prepaid, in the United States mail at St. Paul, Minnesota.


Julie Kraus

Subscribed and sworn to before me
this 24th day of December, 2014


Notary Public

