



CITY OF SAINT PAUL  
Mayor Melvin Carter

Civil Division  
400 City Hall  
15 West Kellogg Blvd.  
Saint Paul, Minnesota 55102

Telephone: 651 266-8710  
Facsimile: 651 298-5619

February 7, 2019

## NOTICE OF INTENT TO DENY LICENSES

Urban Tree Service, LLC - Licensee  
d/b/a Urban Tree & Landscape  
23712 Cooper Avenue NW  
Bethel, MN 55005  
Attn: Gabriel Tschida - President

RE: Tree Trimmer & 1 Vehicle and Tree Trimmer – Each Additional Vehicle licenses held by Urban Tree Service, LLC d/b/a Urban Tree & Landscape located at 23712 Cooper Avenue NW, Bethel, MN 55055  
License ID #: 20180002413

Dear Licensee:

The Department of Safety and Inspections (“Department”) will recommend denial of the Tree Trimmer & 1 Vehicle and Tree Trimmer–Each Additional Vehicle licenses held by Urban Tree Service, LLC (“Licensee”) d/b/a Urban Tree & Landscape located at 23712 Cooper Avenue NW, Bethel, MN 55055.

The Department asserts the following facts along with attachments herein constitute proof of a violation of Saint Paul Legislative Code §310.05 (m) (8) by a preponderance of the evidence.

**On December 26, 2018, a LETTER and RENEWAL INVOICE were sent to you by U.S. Mail and by electronic mail to [gabe@utrees.com](mailto:gabe@utrees.com) from the Department of Safety and Inspections. The letter and email stated that your application for a Tree Trimmer & 1 Vehicle and a Tree Trimmer – Each Additional Vehicle licenses were pending until you completed the following actions:**

- **Submit payment of the outstanding \$157.00 license fee for July 30, 2018 to July 30, 2019**
- **Obtain inspection approval for two vehicles used in the operation of your business listed below:**

**2000 Ford F-750                      VIN #3FDXF75A6YMA02413**  
**1988 International S2600 VIN #1HTZVGZT8JH585876**

**Plate#YBD7153**  
**Plate#YBJ5756**

**You were told to complete these two actions by January 31, 2019 or adverse action would be taken. As of today, we have not heard from you.**

Saint Paul Legislative Code § 310.02 (a) states: “.....Such applications shall not be received by the inspector until completely filled out, accompanied by all fees, insurance policies, bonds, deposits, sureties and indemnifications or certificates required by these chapters.....”

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, February 18, 2019**, I will presume that you have chosen not to contest the proposed adverse action and the matter will be placed on the **Wednesday, March 6, 2019** City Council Consent Agenda for approval of the proposed remedy.
2. You can pay the outstanding Tree Trimmer & 1 Vehicle and Tree Trimmer–Each Additional Vehicle license fees. **If this is your choice, you need to contact the Department of Safety and Inspections (651) 266-8989 to determine the total amount now due.** You may then send the payment directly to DSI at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, February 18, 2019**. A self-addressed envelope is enclosed for your convenience.

You also need to contact DSI Inspector Akbar Muhammad at (651) 266-9139 or via email at [akbar.muhammad@ci.stpaul.mn.us](mailto:akbar.muhammad@ci.stpaul.mn.us) to obtain inspection approval of the two vehicles listed above no later than **Monday, February 18, 2019**. Payment of the outstanding Tree Trimmer & 1 Vehicle and Tree Trimmer– Each Additional Vehicle license fees and obtaining inspection approval for the two vehicles listed above will be considered 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 a letter with a statement admitting the facts and requesting a public hearing no later than **Monday, February 18, 2019**. The matter will then be scheduled before the City Council to determine whether to deny the Tree Trimmer & 1 Vehicle and Tree Trimmer–Each Additional Vehicle licenses. 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 complete and return the enclosed REQUEST TO WITHDRAW/REQUEST FOR REFUND form to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, February 18, 2019**.

**If you have not contacted me by Monday, February 18, 2019, I will assume that you do not contest the denial of the Tree Trimmer & 1 Vehicle and Tree Trimmer–Each Additional Vehicle licenses. In that case, the matter will be placed on the Wednesday, March 6, 2019 City Council Consent Agenda for approval of the recommended penalty.**

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If you have questions about these options, please contact Julie Kraus my Legal Assistant at (651) 266-8776.

Sincerely,



Therese Skarda  
Assistant City Attorney  
License No.: 0240989

Attachments Class R License Application dated July 9, 2018 with attachments  
MN Department of Agriculture Registered Product Search with a run date of February 4, 2019  
Verify an ISA Credential with a run date of February 4, 2019  
December 26, 2018 email with letter and Renewal Invoice dated November 27, 2018  
LIEP Customer Transaction Detail Report dated February 4, 2019  
Screenshots from DSI ECLIPS System dated February 4, 2019  
REQUEST TO WITHDRAW/REQUEST FOR REFUND  
Saint Paul Legislative Code § 310.02 and § 310.05(m)

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 8<sup>TH</sup> day of February, she served the attached **NOTICE OF INTENT TO DENY LICENSES** a correct copy thereof in an envelope addressed as follows:

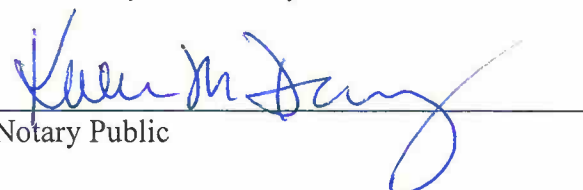
Urban Tree Service, LLC - Licensee  
d/b/a Urban Tree & Landscape  
23712 Cooper Avenue NW  
Bethel, MN 55005

Attn: Gabriel Tschida - President

(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 8<sup>TH</sup> day of February 2019

  
Notary Public

