



CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

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

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

December 1, 2010

NOTICE OF COUNCIL HEARING

David Povolny  
Super Day, Inc.  
281 Snelling Avenue North  
St. Paul, MN 55104

RE: Cigarette/Tobacco license held by Super Day, Inc. d/b/a Super Day, Inc. for the premises located at  
281 Snelling Avenue North in Saint Paul  
License ID #20070002366

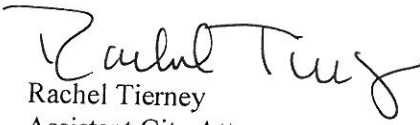
Dear Mr. Povolny:

Please take notice that this matter has been set on the Public Hearing Agenda for the City Council meeting has been scheduled for **Wednesday, January 5, 2011, at 5:30 p.m.**, in the City Council Chambers, Third Floor, Saint Paul City Hall and Ramsey County Courthouse.

Enclosed are copies of the proposed resolution and other documents which will be presented to the City Council for their consideration. This is an uncontested matter concerning the fact that on October 22, 2010, a clerk in your establishment sold tobacco to an underage person in violation of Minn. Stat. § 609.685 and Saint Paul Legislative Code § 324.07 (c). This is the third (3<sup>rd</sup>) violation within a year for the sale of cigarettes to an underage person; therefore, per Saint Paul Legislative Code § 324.11 (b) (1), licensing office will recommend a thirty (30) day suspension of your Cigarette/Tobacco license.

This matter has been placed on the public hearing agenda portion of the City Council meeting during which public discussion is allowed. **If there is any information you would like City Council to review prior to the public hearing, I will need to receive it no later than Friday, December 17, 2010.**

Sincerely,

  
Rachel Tierney  
Assistant City Attorney

cc: Christine Rozek, Deputy Director of DSI  
Super Day, Inc. c/o 295 Snelling Avenue North, St. Paul, MN 55104  
Sarah Kidwell, Exec. Director, Union Park District Council, 1570 Concordia Avenue, #LL100, St. Paul, MN 55104

STATE OF MINNESOTA)  
 ) ss.

**AFFIDAVIT OF SERVICE BY U.S. MAIL**

COUNTY OF RAMSEY )

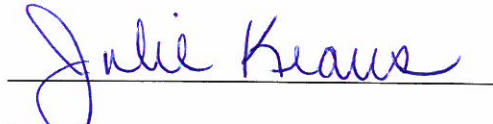
Julie Kraus, being first duly sworn, deposes and says that on the 1<sup>st</sup> day of December, she served the attached **NOTICE OF COUNCIL HEARING** by placing a true and correct copy thereof in an envelope addressed as follows:

David Povolny  
Super Day, Inc.  
281 Snelling Avenue North  
St. Paul, MN 55104

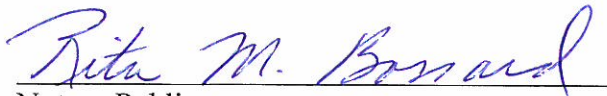
Super Day, Inc.  
c/o 295 Snelling Avenue North  
St. Paul, MN 55104

Sarah Kidwell, Exec. Director  
Union Park District Council  
1570 Concordia Avenue, #LL100  
St. Paul, MN 55104

(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 1<sup>st</sup> day of December, 2010

  
Notary Public

