



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

May 16, 2013

### NOTICE OF VIOLATION

Robert Coolidge, Owner  
Coolidge Trucking Systems  
829 Central Avenue West  
Saint Paul, MN 55104

RE: Solid Waste Hauler & Vehicle and Solid Waste Hauler (Each Additional Vehicle) licenses held by Robert Coolidge d/b/a Coolidge Trucking Systems for the premises located at 829 Central Avenue West in Saint Paul License ID #: 20010000787

Dear Mr. Coolidge:

The Department of Safety and Inspections will recommend adverse action against the Solid Waste Hauler & Vehicle and Solid Waste Hauler (Each Additional Vehicle) license held by Robert Coolidge d/b/a Coolidge Trucking Systems for the premises located at 829 Central Avenue West in Saint Paul. The basis for the recommendation is based on the following information:

**On May 7, 2013, J James Walsh, the owner of the property located at 560 Randolph Avenue, where you store your vehicles, was sent a written notice of legislative code violations by the DSI Zoning Inspector. The letter listed numerous Zoning Code violations one of which was "some of the roll-off containers observed on the site are full of waste." The owner was then instructed to ensure that all roll-off containers were empty and that a re-inspection would take place on May 10, 2013.**

**On May 10, 2013, a DSI License Inspector, a DSI Zoning Inspector, a Fire Prevention Inspector came to inspect the property located at 560 Randolph Avenue. During the course of the inspection, they took photographic evidence showing you have been using the property to store and/or sort waste collected under your hauler's license at 829 Central Avenue which is not permitted at this location.**

**This property is located in an I1 (Light Industrial Zoning District). A Solid Waste Transfer Station is first permitted in an I2 (General Industrial District) under the Zoning Code. Furthermore, this use requires a Solid Waste Transfer Station license which you do not currently hold at this location.**

**In addition, DSI records show that you have not had your vehicles inspected which is required to maintain your Solid Waste Hauler & Vehicle and Solid Waste Hauler (Each Additional Vehicle) licenses.**

**According to DSI records, there has been a long history documenting your non-compliance with the Zoning Code at 560 Randolph Avenue:**

- **Enforcement Notices dated October 15, 2007 and May 15, 2008**
- **Hand-delivered Cease and Desist Order for unlicensed activities at 560 Randolph Avenue Saint Paul, MN dated August 24, 2010**
- **Notice of Violation for storing or transferring solid waste without a license and in violation of the Zoning Code.**
- **Notice of Violation Storage of Solid Waster without Approval dated August 30, 2012**
- **Summary Abatement Order dated September 24, 2012**
- **Vehicle Abatement Order dated September 24, 2012**

As a result, per Saint Paul Legislative Code § 310.05 (m) (2), the licensing office will recommend a \$1,000.00 matrix penalty. DSI will also require that you bring your vehicles in for an inspection within fifteen (15) days and bring 560 Randolph Avenue into compliance with the zoning code within thirty (30) days or your licenses will be sent to City Council for suspension.

At this time, you have two options on how to proceed:

1. You can pay the recommended \$1,000.00 matrix penalty and bring your vehicles in for an inspection. If this is your choice, you should make payment directly to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, May 27, 2013**. A self-addressed envelope is enclosed for your convenience. Payment of the \$1,000.00 matrix penalty, bringing your vehicles in for an inspection and bringing 560 Randolph Avenue into compliance with Zoning Code will be considered to be a waiver of the hearing to which you are entitled.
2. If you wish to admit the facts but you 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 to the facts and requesting a public hearing. I will need to receive your letter by **Monday, May 27, 2013**. The matter will then be scheduled before the City Council for a public hearing to determine whether to impose the \$1,000.00 matrix penalty and suspension of your licenses. You will have an opportunity to appear before the Council and make a statement on your own behalf.
3. If you dispute the facts outlined above, you may request a hearing before an Administrative Law Judge (ALJ). You will need to send me a letter disputing the facts and requesting an administrative hearing no later than **Monday, May 27, 2013**. At that hearing both you and the City will appear and present witnesses, evidence and cross-examine each other's witnesses. After receipt of the ALJ's report (usually within 30 days), a public hearing will need to be scheduled. At that time, the City Council will decide whether to adopt, modify or reject the ALJ's report and recommendation.

Please note: If you choose an administrative hearing, the Department of Safety and Inspections reserves the right to request that City Council impose the costs of the administrative hearing per Saint Paul Legislative Code § 310.05 (k).

Coolidge Trucking Systems

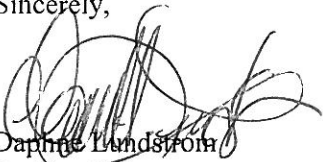
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**If you have not contacted me or DSI by Monday, May 27, 2013, I will assume that you do not contest the imposition of the \$1,000.00 matrix penalty and suspension of your licenses. In that case, the matter will be placed on the City Council Consent Agenda for approval of the recommended penalty.**

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

Sincerely,



Daphne Lundstrom  
Assistant City Attorney

cc: Christine Rozek, Deputy Director of DSI  
J James Walsh Trustee/Rose M. Walsh Trustee, 1805 Eagle Ridge Drive, Mendota Heights, MN 55118-4217  
J James Walsh, Owner of 560 Randolph Avenue, 626 Armstrong Avenue, Saint Paul, MN 55102  
Thomas Finn Company, Attn: Mary Langevin, 626 Armstrong Avenue, Saint Paul, MN 55102

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 16<sup>th</sup> day of May she served the attached **NOTICE OF VIOLATION** and a correct copy thereof in an envelope addressed as follows:

Robert Coolidge, Owner  
Coolidge Trucking Systems  
829 Central Avenue West  
Saint Paul, MN 55104

J James Walsh Trustee  
Rose M. Walsh Trustee  
1805 Eagle Ridge Drive  
Mendota Heights, MN 55118-4217

J James Walsh  
626 Armstrong Avenue  
Saint Paul, MN 55102

Thomas Finn Company  
Attn: Mary Langevin  
626 Armstrong 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  
Julie Kraus

Subscribed and sworn to before me  
this 16<sup>th</sup> day of May, 2013

Rita M. Bossard  
Notary Public

