



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

November 6, 2013

NOTICE OF INTENT TO DENY LICENSE

David LaChapelle, Proprietor
Greenbody
328 – 9th Street East, Ste. #1
St. Paul, MN 55101

RE: Health/Sport Club license application submitted by Greenbody, LLC d/b/a Greenbody for the premises located at 328 – 9th Street East, Ste. #1 in Saint Paul
License ID #20130003664

Dear Mr. LaChapelle:

The Department of Safety and Inspections (DSI) has recommended denial of the Health/Sport Club license application submitted by Greenbody, LLC d/b/a Greenbody for the premises located at 328 – 9th Street East, Ste. #1 in Saint Paul. The basis for the recommendation is as follows:

On September 16, 2013, you were sent a letter from the Department of Safety and Inspections stating that your license application has been in “pending” status since July 31, 2013. In order to continue processing your application the following requirements must be met:

- 1) **Obtain DSI Zoning Section approval. Contact Karen Zacho (651) 266-9084 to arrange the required inspection approval.**
- 2) **Obtain all necessary building and/or trade permit(s) for the change in use of the space and any construction work associated with the establishment of this use.**
 - **Submit sufficiently detailed plans demonstrating the space(s) you intend to occupy within the building. Contact John Skradski at (651) 266-9075 with any questions.**
 - **Submit sufficiently detail plans demonstrating your mechanical/ventilation system is or will be made compliant with applicable code discipline requirements to permit the use of the space for your proposed use. Contact Gary Reinsberg (651) 266-9064 with any questions.**
 - **Obtain a Sewer Availability Charge (SAC) determination from the Metropolitan Council Environmental Services (MCES) for this change in the use of the space.**

- 3) **Obtain DSI Environmental Health plan review and inspection approval. Contact Barbara McMonigal-St. Dennis at (651) 266-9137 to arrange the required inspection approval.**
- 4) **Obtain City of Saint Paul Fire Inspection approval (Certificate of Occupancy). Contact Sean Westenhofer at (651) 266-8982 to arrange the required inspection approval.**
- 5) **Provide a detailed business plan explaining how you intend to operate at this location (i.e. hours of operation, types of activities taking place, if there will be group instructional classes or only one-on-one training provided etc....)**

You were asked to submit the information listed above and schedule the required inspections by October 2, 2013. As of today's date, you have not responded to DSI's written request for information or arranged for any of the required inspections.


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

1. You can submit the required information listed above and contact the appropriate DSI inspectors to schedule the required inspections no later than **Monday, November 18, 2013**.
2. 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, November 18, 2013**. The matter will then be scheduled before the City Council for a public hearing to determine whether to deny your license. You will have an opportunity to appear before the Council and make a statement on your own behalf.
3. 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, November 18, 2013**. Information should be directed to the attention of Christine Rozek.

If you have not contacted me or DSI by Monday, November 18, 2013, I will assume that you do not contest the denial of your license. 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: Christine Rozek, Deputy Director of DSI
David LaChapelle, 255 Earl Street, Saint Paul, MN 55106

STATE OF MINNESOTA)
) ss.)

AFFIDAVIT OF SERVICE BY U.S. MAIL

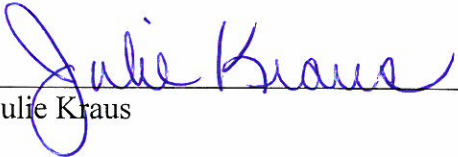
COUNTY OF RAMSEY)

Julie Kraus, being first duly sworn, deposes and says that on the 6th day of November she served the attached **NOTICE OF INTENT TO DENY LICENSE** and a Correct copy thereof in an envelope addressed as follows:

David LaChapelle, Proprietor
Greenbody
328 – 9th Street East, Ste. #1
St. Paul, MN 55101

David LaChapelle
255 Earl Street
Saint Paul, MN 55106

(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 6th day of November, 2013



Notary Public

