

OFFICE OF THE CITY ATTORNEY

Lyndsey M. Olson, City Attorney



CITY OF SAINT PAUL

Mayor Melvin Carter

Civil Division
400 City Hall and Court House
15 West Kellogg Boulevard
Saint Paul, Minnesota 55102

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

August 20, 2018

NOTICE OF INTENT TO DENY LICENSE

Bruce Lee, Owner
Monkon Sushi Corp.
394 University Avenue West
St. Paul, MN 55103

RE: Liquor Outdoor Service Area (Patio) license application submitted by Monkon Sushi Corp. d/b/a Monkon Sushi for the premises located at 394 University Avenue West in Saint Paul
License ID #: 20170004042

Dear Applicant:

The Department of Safety and Inspections will recommend denial of the Massage Practitioner license application submitted by Tamara Jean Hillis for the premises located at 762 Cleveland Avenue South in Saint Paul. The recommendation is based on the following information:

On October 20, 2017, you were sent a letter from the Department of Safety and Inspections (DSI) regarding your application for a Liquor Outdoor Service Area (Patio) license. The letter stated that if you wanted DSI to continue the review of your Liquor Outdoor Service Area (Patio) license, you must submit supportive signatures from an enclosed list of neighboring property owners to satisfy the petition of support requirements.

On December 20, 2017 an email was sent to bruceleedu@hotmail.com stating that you still needed to submit the required petition of support signatures and if you did not fulfill the petition of support requirements within a reasonable period of time, they would take action to deny your license application.

On June 19, 2018, you were sent a second letter from the Department of Safety and Inspections stating that your Liquor Outdoor Service Area (Patio) license was still "pending" because you had not submitted signatures of support from property owners and residents within 300 feet of your establishment.

You were given until July 24, 2018 to submit that information. As of today, DSI has not received the signatures of support required to complete the application process.

You have four (4) options on how to proceed:

1. If I have not heard from you by **Thursday, August 30, 2018**, I will presume that you have chosen not to contest the proposed adverse action and the matter will be placed on the **September 12, 2018** City Council Agenda for approval of the proposed remedy.
2. Submit signatures of support from property owners and residents within three hundred (300) feet of your establishment to the Department of Safety and Inspections (DSI) located at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Thursday, August 30, 2018**. A self-addressed envelope is enclosed for your convenience. Submission of the required forms will be considered a waiver of the hearing to which you are entitled.
3. 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 no later than **Thursday, August 30, 2018**. The matter will then be scheduled before the City Council to determine whether to deny your Liquor Outdoor Service Area (Patio) license. You will have an opportunity to appear before the City Council and make a statement on your own behalf.
4. You can withdraw your Liquor Outdoor Service Area (Patio) license application. Complete and return the attached REQUEST TO WITHDRAW REQUEST FOR REFUND form to the Department of Safety and Inspections (DSI), located at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Thursday, August 30, 2018**.

If you have not contacted me by Thursday, August 30, 2018, I will assume that you do not contest the denial of your Liquor Outdoor Service Area (Patio) license. In that case, the matter will be placed on the September 12, 2018 City Council Consent Agenda for approval of the recommended penalty.

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

Sincerely,



Therese Skarda
Assistant City Attorney
License No. 0240989

Cc: Bruce Lee, 1518-7th Street East, St. Paul, MN 55106

Attachment: 300 FOOT PROPERTY OWNERSHIP LIST
300 FOOT RADIUS MAPS
APPLICATION REQUIREMENTS
REQUEST TO WITHDRAW REQUEST FOR REFUND

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 20th day of August, she served the attached **NOTICE OF INTENT TO DENY LICENSE** and a correct copy thereof in an envelope addressed as follows:

Bruce Lee, Owner
Monkon Sushi Corp.
394 University Avenue West
St. Paul, MN 55103

Bruce Lee
1518-7th Street East
St. 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 20th day of August, 2018


Notary Public

