

Enivid Realty Corporation

Legislative Hearing Officer
310 City Hall
15 West Kellogg Blvd.
St. Paul, MN 55102

RECEIVED
NOV 06 2017
CITY CLERK

October 30, 2017

Re: License Application Notification
Walmart Inc, dba Tiffany's Lounge

Dear Sirs,

Enivid recently received a notice from the City of St. Paul regarding a license application from Tiffany's Sports Lounge to expand their business into the adjacent space that used to be Jimmy John's sandwich shop and to expand their outdoor service area to include the sidewalk in front of the added storefront. While we have no objections to the expansion that will add 1600 square feet to the interior of the tavern, we believe that the additional seating outside will only exacerbate the problems that already exist.

According to Sec. 106.01, *Sidewalk Café Exemptions*, (5) "the license holder shall...ensure that alcoholic beverages served to patrons remain on the licensed premises." The proprietor of this establishment allows open beer bottles to leave the premises and many of these open containers are left in the parking lot of our property next door. This constitutes an ongoing nuisance to our tenant.

Sec. 246.01, (b) states: "Notwithstanding the prohibitions of section 246.01, the sale and service of alcoholic beverages within a sidewalk café by a food establishment, which is in compliance with the provisions of section 106.01 of the Legislative Code, is permitted." Our position is that Tiffany's is not in compliance with section 106.01 of the Legislative Code and therefore should not be granted the additional license nor the obstruction permit that has been requested.

We look forward to attending the public hearing to present our case to the committee.

Respectfully,



Perry Divine
Enivid Realty Corporation

CC: Debi Brewer, VP
Ruben Divine, Director