



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

March 11, 2011

NOTICE OF COUNCIL HEARING

Nicole Cherry
The Cherry Pit
735 White Bear Avenue
St. Paul, MN 55102

RE: All licenses held by Cherry's Minnehaha Tavern, Inc. d/b/a The Cherry Pit for the premises located at 735 White Bear Avenue North in Saint Paul
License ID #20040000032

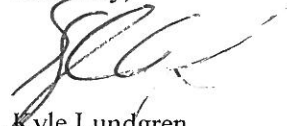
Dear Ms. Cherry:

Please take notice that this matter has been set on the Public Hearing Agenda for the City Council meeting has been scheduled for **Wednesday, April 20, 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 during a proactive visit to your establishment on January 9, 2011, Saint Paul Police observed an employee drinking an alcoholic beverage after 2:30 a.m. in violation Saint Paul Legislative Code § 409.26 (b) (6). You offered to provide the videotape concerning the incident, but were unable to because the DVR was not plugged in that night in violation of license condition #1. This matter has been placed on the public hearing agenda portion of the City Council meeting during which public discussion is allowed. The licensing office will recommend a \$500.00 matrix penalty for the two violations and a modification to license condition #1.

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 Monday, March 28, 2011.

Sincerely,



Kyle Lundgren
Assistant City Attorney

cc: Christine Rozek, Deputy Director of DSI
Nicole Cherry, 1701 Olene Avenue North, Stillwater, MN 55082
Lisa Heilman, Community Organizer, District 2 Community Council Greater East Side
1961 Sherwood Avenue, St. Paul, MN 55119-3230

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 11th day of March, she served the attached **NOTICE OF COUNCIL HEARING** true and correct copy thereof in an envelope addressed as follows:

Nicole Cherry
The Cherry Pit
735 White Bear Avenue
St. Paul, MN 55102

Nicole Cherry
1701 Olene Avenue North
Stillwater, MN 55082

Lisa Heilman, Community Organizer
District 2 Community Council Greater East Side
1961 Sherwood Avenue
St. Paul, MN 55119-3230

(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 11th day of March, 2011



Notary Public

