

STATE OF MINNESOTA)
) ss.

AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)

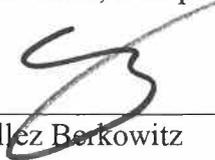
Alan Tellez Berkowitz, being first duly sworn, deposes and says that on the twelfth day of October he served the attached **NOTICE OF INTENT TO DENY LICENSE** and a correct copy thereof in an envelope addressed as follows:

Arban Inc.
d/b/a Arban Outdoor Services
3718 Sumter Avenue South
Saint Louis Park, MN 55426

Christopher Trom
3718 Sumter Avenue South,
Saint Louis Park, MN 55426

Uriah Ward, Executive Director
SunRay Shopping Center
2105 1/2 Old Hudson Road
Saint Paul, MN 55119

(which is the last known address of said person) depositing the same, with postage prepaid, in the United States mail at St. Paul, Minnesota.

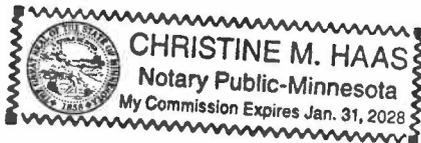


Alan Tellez Berkowitz

Subscribed and sworn to before me
This twelfth day of October 2023



Notary Public





October 12, 2023

NOTICE OF INTENT TO DENY LICENSE

Arban Inc.
d/b/a Arban Outdoor Services
Attn: Christopher Trom
3718 Sumter Avenue South
Saint Louis Park, MN 55426

RE: Tree Trimmer and Tree Trimmer Vehicle license applications submitted by Arban Inc. d/b/a Arban Outdoor Services for the premises located at 3718 Sumter Avenue South Saint Louis Park, MN 55426
License ID #: 20210000564

Dear Applicant:

The Department of Safety and Inspections will recommend denial of the Tree Trimmer and Tree Trimmer Vehicle license applications submitted by Arban Inc. d/b/a Arban Outdoor Services ("Licensee") located at 3718 Sumter Avenue South in Saint Louis Park.

Legal Basis for Adverse Action:

Saint Paul Legislative Code §310.01, defines Adverse Action as:

"the revocation or suspension of a license, the imposition of conditions upon a license, the denial of an application for the grant, issuance or renewal of a license, the imposition of a fine, the assessment of the costs of a contested hearing, and any other disciplinary or unfavorable action taken with respect to a license, licensee or applicant for a license. "Adverse action" includes any of the foregoing directed at one (1) or more licenses held by a licensee at any location in the city. "Adverse action" also includes disapproval of licenses issued by the state under statutory provisions which permit the governing body to disapprove the issuance of the license."



Saint Paul Legislative Code §310.03 requires that new license applications be investigated and reviewed stating:

“The inspector shall determine the sufficiency and accuracy of each new application and obtain such criminal history information as may be used under Minnesota Statutes, chapter 364, and is otherwise available by law.”

Saint Paul Legislative Code §310.04(a) states: “Where an application for the grant, issuance or renewal of a Class R license meets all the requirements of law, and there exists no ground for denial, revocation or suspension of, or the imposition of conditions upon, such license, the director shall grant, issue or renew said license in accordance with the application.”

Saint Paul Legislative Code § 362.01 states: “No person shall fell, cut, or trim any tree for hire in Saint Paul, or engage in the business of so doing without a license. This shall apply only to the felling, cutting, or trimming of trees, limbs and branches which are two (2) inches or more in diameter at the point of cutting or severance.”

Saint Paul Legislative Code § 362.03(a) states: “In addition to other required information, the application shall state the . . . make and style of trucks or vehicles to be used by the applicant in carrying on the business of tree trimmer.” Saint Paul Legislative Code § 362.03(c) goes on to state: “The department of safety and inspections shall furnish the licensee with a sticker for each vehicle licensed”.

Adverse Action Recommendation:

Because you have been notified several times that your license application needed to include a vehicle inspection and because you cannot be reached due to an incorrect or inactive email and your failure to respond to phone calls attempted by the Department, the Department of Safety and Inspections will recommend denial of the Tree Trimmer and Tree Trimmer Vehicle license applications based on violation to Saint Paul Legislative Code § 310.03 and § 310.04(a).

Factual basis for denial of Auto Repair Garage license:

On March 17, 2021, you submitted a Class “R” License Application for a tree trimming license.

On March 21, 2021, an Inspector from the Department left a message with Chris Modell regarding the need to get vehicle inspections scheduled.

On April 13, 2021, an Inspector from the Department left a message with Chris Modell regarding the need to get vehicle inspections scheduled.



On March 29, 2023, an Inspector from the Department left a voicemail regarding the need to get vehicle inspections scheduled.

On October 3, 2023, DSI Licensing Inspector Vang sent an email to ctrom@arbanoutdoor.com and cc'd cmosel@arbanoutdoor.com stating that your application remains in pending status and the license had not been issued. The letter further stated that to continue processing your application you needed to complete the following action(s) by October 17, 2023:

1. Respond to the email regarding a vehicle inspection of all vehicles that would be operating in the City of Saint Paul.

On October 3, 2023, Microsoft Outlook emailed DSI inspector Vang informing him that the email sent to ctrom@arbanoutdoor.com and cmosel@arbanoutdoor.com could not be delivered. The email further stated that neither of the Domain Name Systems (DNS) existed. Since you have not responded or gotten the necessary inspections, DSI is recommending denial of your license applications.

The email stated that if you failed to take appropriate action in this matter, the Department of Safety and Inspections would recommend that adverse action be taken to deny your license applications.

As of today, the Department of Safety and Inspections has not been contacted with the information requested to continue processing your license applications.

You have five (5) options on how to proceed:

1. If I have not heard from you by **October 23, 2023**, I will presume that you have chosen not to contest the proposed adverse action and the matter will be placed on the City Council Agenda for approval of the proposed remedy and denial of you license application.
2. Submit the required information requested to the Department of Safety and Inspections (DSI) located at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **October 23, 2023**.



3. If you wish to admit the facts but you contest the penalty, you may have a 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 **October 23, 2023**. The matter will then be scheduled before the City Council to determine whether or not your Tree Trimmer and Tree Trimmer Vehicle license applications should be denied. You will have an opportunity to appear before the City Council and make a statement on your own behalf.

4. 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 **October 23, 2023**. 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 hearing will need to be scheduled before the City Council. 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 recommend that City Council impose the costs of the administrative hearing per Saint Paul Legislative Code §310.05 (k).

5. You can withdraw your Tree Trimmer and Tree Trimmer Vehicle license applications. 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 **October 23, 2023**.

If you have not contacted me by October 23, 2023, I will assume that you do not contest the denial of your Tree Trimmer and Tree Trimmer Vehicle license applications. In that case, the matter will be placed on the next available City Council Consent Agenda for approval of the recommended penalty.

If you have questions about these options, please contact my Law Clerk, Alan Tellez Berkowitz at (651) 266-8744 or alan.tellez@ci.stpaul.mn.us.

Sincerely,



Therese Skarda
Assistant City Attorney
License No. 0402652

Cc: Christopher Trom, 3718 Sumter Avenue South, Saint Louis Park, MN 55426
Uriah Ward, Executive Director, SunRay Shopping Center
2105 1/2 Old Hudson Road St. Paul, MN 55119

Attachment: Copy of Class R license Application dated 03/17/2021
Department of Agriculture Page – Licensing Information Search
Minnesota Secretary of the State webpage screenshot – Minnesota Business
Name Search for Arban Outdoor Services
Minnesota Secretary of the State webpage screenshot – Minnesota Business
Name Search for Arban Outdoor
Minnesota Secretary of the State webpage screenshot – Minnesota Business
Name Search for Arban Inc.
Email form DSI Inspector Vang to ctrom@arbanoutdoor.com and
cmsoel@arbanoutdoor.com
Email from Microsoft Outlook to DSI Inspector Vang
License Group Comments Text Screenshot
Licensing Group Conditions Text Screenshot
310.03 - St. Paul, MN Code of Ordinances
310.04 - St. Paul, MN Code of Ordinances
362.03 - St. Paul, MN Code of Ordinances



CITY OF SAINT PAUL
 Department of Safety and Inspections
 Ricardo X. Cervantes, Director
 375 Jackson Street, Suite 220
 Saint Paul, Minnesota 55101
 Phone: 651-266-8989
 Web: www.stpaul.gov/dsi

Class "R" License Application

LICENSES ARE NOT TRANSFERRABLE

Payment must be received with Each Application
 This application is subject to review by the public.

Types of License(s) being applied for:

Fee(s):

- a. Tree Trimmer & Tree Trimmer Vehicle License \$191.00
- b. _____
- c. _____
- d. _____

Total: \$ 191.00 -

Business/Applicant Information

Business Address: 3718 Sumter Avenue South Saint Louis Park MN 55426
Street City State Zip

Mail To Address: _____
Street City State Zip

Company Name: Arban Inc. Doing Business As: Arban Outdoor Services

Company Type: Corporation Partnership _____ Sole Proprietorship _____

Licensee/Owner Name: Christopher Trom
(Responsible Party) First Middle Last

Title: CEO Driver's License: [REDACTED]
State License #

Date of Birth: [REDACTED]

Applicant Home Address: [REDACTED]
Street City State Zip

Home Phone #: _____ Business Phone #: 612-605-7536 x1

Fax #: _____ Email: ctrom@arbanoutdoor.com

Supplemental Required Information

Business Manager, if different from Applicant

Manager's Name: _____
First Middle Last

Home Address: _____
Street City State Zip

Date of Birth: / / Phone #: _____

Email Address: _____

Please list all other Person(s) to Appear on the Business License (Attach another sheet if applicable.)

Select Type: Officer _____ Partner _____ Shareholder X

Officer Name: Christopher Mosel
First Middle Last

Home Address: _____
Street City State Zip

Date of Birth: _____ Phone #: 612-605-7536 x2

Email Address: cmosel@arbanoutdoor.com

Select Type: Officer _____ Partner _____ Shareholder _____

Officer Name: _____
First Middle Last

Home Address: _____
Street City State Zip

Date of Birth: ____ / ____ / ____ Phone #: _____

Email Address: _____

Select Type: Officer _____ Partner _____ Shareholder _____

Officer Name: _____
First Middle Last

Home Address: _____
Street City State Zip

Date of Birth: ____ / ____ / ____ Phone #: _____

Email Address: _____

Select Type: Officer _____ Partner _____ Shareholder _____

Officer Name: _____
First Middle Last

Home Address: _____
Street City State Zip

Date of Birth: ____ / ____ / ____ Phone #: _____

Email Address: _____

FALSIFICATION OF ANSWERS GIVEN OR MATERIAL SUBMITTED WILL RESULT IN DENIAL OF APPLICATION

I hereby state that I have answered all of the preceding questions and that the information contained herein is true and correct to the best of my knowledge and belief. I hereby state further that I have received no money or other consideration by way of loan, gift, contribution, or otherwise, other than already disclosed in the application which I herewith submitted. I also understand this premise may be inspected by police, fire, health and other city officials at any time when the business is in operation.

Applicant Signature

CEO, Arban Inc.
Title

2021-03-17
Date

Licensing Information Search

[New Search \(default.jsp\)](#)

License Number: 20220217

License Type: [TREE CARE REGISTRY \(https://www.mda.state.mn.us/licenses?tid=116\)](https://www.mda.state.mn.us/licenses?tid=116)

[Hiring a Tree Care Company.](#)

[\(http://www.mda.state.mn.us/hiringatreecarecompany.aspx\)](http://www.mda.state.mn.us/hiringatreecarecompany.aspx)

NAME	ADDRESS1	ADDRESS2	CITY	STATE	ZIP	COUNTY	PHONE	RELATIONSHIP
ARBAN INC	3718 SUMTER AVE S		SAINT LOUIS PARK	MN	55426	HENNEPIN	--	REGISTRANT

License Period

INITIAL DATE	STARTS	ENDS
01/01/2021	01/01/2021	12/31/2021

Categories

CATEGORY
ANOKA
BENTON
CARVER
DAKOTA
GOODHUE
HENNEPIN
ISANTI
LESUEUR
MCLEOD
RAMSEY
SCOTT
SHERBURNE
SIBLEY
STEARNS
WASHINGTON
WRIGHT

The data within this site is public information as defined in [Minnesota Statutes, Chapter 13 \(http://www.revisor.leg.state.mn.us/stats/13/\)](#) (Minnesota Government Data Practices Act). Information provided lists all individuals or companies who hold licenses, certificates, and/or permits required by state law and regulated by the Department. Additionally, LIS lists all companies who must register products with the Department before being used or sold in commercial channels within the state. Note: The data on this site is real time and therefore constantly changing.

Business Record Details »

Minnesota Business Name

Arban Outdoor Services

Business Type

Assumed Name

MN Statute

333

File Number

1181217700022

Home Jurisdiction

Minnesota

Filing Date

9/28/2020

Status

Inactive

Renewal Due Date

12/31/2021

Principal Place of Business Address

3718 Sumter Avenue South
Saint Louis Park, MN 55426
USA

Nameholder

Nameholder Address

Arban Inc.

3718 Sumter Avenue South, Saint Louis Park, MN 55426

Filing History

Filing History

Select the item(s) you would like to order:

<input type="checkbox"/>	Filing Date	Filing	Effective Date
<input type="checkbox"/>	9/28/2020	Original Filing - Assumed Name (Business Name: Arban Outdoor Services)	
	1/28/2022	Administrative Expiration - Assumed Name	

Business Record Details »

Minnesota Business Name

Arban Outdoor

Business Type

Assumed Name

MN Statute

333

File Number

1176547000025

Home Jurisdiction

Minnesota

Filing Date

9/10/2020

Status

Inactive

Renewal Due Date

12/31/2021

Principal Place of Business Address

3718 Sumter Avenue South
Saint Louis Park, MN 55426
USA

Nameholder

Nameholder Address

Arban Inc.

3718 Sumter Avenue South, Saint Louis Park, MN 55426

Filing History

Filing History

Select the item(s) you would like to order:

<input type="checkbox"/>	Filing Date	Filing	Effective Date
<input type="checkbox"/>	9/10/2020	Original Filing - Assumed Name (Business Name: Arban Outdoor)	
	1/28/2022	Administrative Expiration - Assumed Name	

Business Record Details »

Minnesota Business Name

Arban Inc.

Business Type

Business Corporation (Domestic)

MN Statute

302A

File Number

1176485200027

Home Jurisdiction

Minnesota

Filing Date

9/10/2020

Status

Inactive

Renewal Due Date

12/31/2021

Registered Office Address

3718 Sumter Avenue South
Saint Louis Park, MN 55426
USA

Number of Shares

100000

Registered Agent(s)

(Optional) Currently No Agent

Filing History

Filing History

Select the item(s) you would like to order:

<input type="checkbox"/>	Filing Date	Filing	Effective Date
<input type="checkbox"/>	9/10/2020	Original Filing - Business Corporation (Domestic) (Business Name: Arban Inc.)	
<input type="checkbox"/>	1/26/2022	Administrative Dissolution - Business Corporation (Domestic)	

Allan Vang

From: Allan Vang
Sent: Tuesday, October 3, 2023 1:40 PM
To: CTROM@ARBANOUTDOOR.COM
Cc: CMOSEL@ARBANOUTDOOR.COM
Subject: Pending Application for Tree Trimmer & 1 vehicle for the City of Saint Paul- Vehicle Inspection Require

Hi Christopher ,

I am contacting you regarding your pending application for Tree Trimmer & 1 vehicle for the City of Saint Paul. To continue with the application process we would need vehicle inspection done to all vehicle that will be operating in the City of Saint Paul.

Arban Outdoor Services, have until October 17, 2023, to respond regarding vehicle inspection. If fail to respond by October 17, 2023, the application will be forward to the City Attorney's Office for denial. If you have any questions I may be reach at 651-266-1915 or allan.vang@ci.stpaul.mn.us

Respectfully,

Allan Vang

Inspector I

Department of Safety and Inspections (DSI)

375 Jackson Street, Suite 220

Saint Paul, MN 55101-1806

Tel: 651-266-1915 Fax: 651-266-9124

General Information & Complaints 651-266-8989

[Business Licenses And Permits | Saint Paul Minnesota \(stpaul.gov\)](https://www.stpaul.gov/business/licenses-and-permits)



SAINT PAUL
MINNESOTA

Allan Vang

From: Microsoft Outlook
To: CTROM@ARBANOUTDOOR.COM; CMOSEL@ARBANOUTDOOR.COM
Sent: Tuesday, October 3, 2023 1:40 PM
Subject: Undeliverable: Pending Application for Tree Trimmer & 1 vehicle for the City of Saint Paul- Vehicle Inspection Require

Delivery has failed to these recipients or groups:

[CTROM@ARBANOUTDOOR.COM \(CTROM@ARBANOUTDOOR.COM\)](mailto:CTROM@ARBANOUTDOOR.COM)

Your message couldn't be delivered. The Domain Name System (DNS) reported that the recipient's domain does not exist.

Contact the recipient by some other means (by phone, for example) and ask them to tell their email admin that it appears that their domain isn't properly registered at their domain registrar. Give them the error details shown below. It's likely that the recipient's email admin is the only one who can fix this problem.

For more information and tips to fix this issue see this article:
<https://go.microsoft.com/fwlink/?LinkId=389361>.

[CMOSEL@ARBANOUTDOOR.COM \(CMOSEL@ARBANOUTDOOR.COM\)](mailto:CMOSEL@ARBANOUTDOOR.COM)

Your message couldn't be delivered. The Domain Name System (DNS) reported that the recipient's domain does not exist.

Contact the recipient by some other means (by phone, for example) and ask them to tell their email admin that it appears that their domain isn't properly registered at their domain registrar. Give them the error details shown below. It's likely that the recipient's email admin is the only one who can fix this problem.

For more information and tips to fix this issue see this article:
<https://go.microsoft.com/fwlink/?LinkId=389361>.

Diagnostic information for administrators:

Generating server: DS0PR09MB10978.namprd09.prod.outlook.com

CTROM@ARBANOUTDOOR.COM

Remote server returned '550 5.4.310 DNS domain arbanoutdoor.com does not exist [Message=InfoDomainNonexistent]

[LastAttemptedServerName=arbanoutdoor.com] [DM3GCC02FT008.eop-gcc02.prod.protection.outlook.com 2023-10-03T18:40:09.403Z 08DBC4375B74E82A]'

CMOSEL@ARBANOUTDOOR.COM

Remote server returned '550 5.4.310 DNS domain arbanoutdoor.com does not exist [Message=InfoDomainNonexistent] [LastAttemptedServerName=arbanoutdoor.com] [DM3GCC02FT008.eop-gcc02.prod.protection.outlook.com 2023-10-03T18:40:09.403Z 08DBC4375B74E82A]'

Original message headers:

ARC-Seal: i=1; a=rsa-sha256; s=arcselector9901; d=microsoft.com; cv=none;

b=HXqsFbp3ejGCNqZ1D8a9kscnbDsRRwgXFqdjPHW++dfmynPbkHyAG2WjBQZRSQSafHl5mRZ7bpz4Qv77VYUWBX1uBYQLa7LG/nqi/PwHcQ5M2asaXBjftsqWbvIDlRG9lF4sYsLVC4sD5LSzH5U3HDL17BcbAZBqZumabzW5rj4FnejnwgdisU595E2fTpCEPhwugqtr09sZ4WeBHOCKAT+m660DCrCtgxvuHn6yfy0dzP8yH7Lw0+tp68X691CVncy3+azlFNCNhIce+TAonvpGHqkT6vfC8a9T32VKelozdIBCuh4Xef84Ium5jQzjhRq8QFyRuVOWfJok8TjwA==

ARC-Message-Signature: i=1; a=rsa-sha256; c=relaxed/relaxed; d=microsoft.com; s=arcselector9901;

h=From:Date:Subject:Message-ID:Content-Type:MIME-Version:X-MS-Exchange-AntiSpam-MessageData-ChunkCount:X-MS-Exchange-AntiSpam-MessageData-0:X-MS-Exchange-AntiSpam-MessageData-1;

bh=UD4dw7c098sqmyuhtgi5pQXm+2hC7rc0qK5/qWhAZJg=;

b=R2PAMGjwa4yjI5+yBf7xEXfi4fgnGgieLrYHgAJc96MzG1WcUpTgY+wZRUC5Lid6SsZc8xxxAdVtyOpJjOuOUd+644k+/ftHiJ6ewUrjuelOJVLxvkiu6DnATJrYfegVBnAXgLCz7TTb4LRvSNbZ/9KPygA136jtt0xs8RoddyScw+cVFAfWLVaiArCzKYJpP30kz4SRXYMvMcJsebmAqkd8C6jhitowatqTEbl2xBdji5opza0eg9ohMOMHPYvSHQI4yDkvStyQ96HTwfx4bqv19uvHcajeJCUC65g6C2k+sf9bgqIQIDRH+1+m3DbWtMuImSjvrqPON54LQwoKfg==

ARC-Authentication-Results: i=1; mx.microsoft.com 1; spf=pass

smtp.mailfrom=ci.stpaul.mn.us; dmarc=pass action=none

header.from=ci.stpaul.mn.us; dkim=pass header.d=ci.stpaul.mn.us; arc=none

DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=ci.stpaul.mn.us; s=selector2;

h=From:Date:Subject:Message-ID:Content-Type:MIME-Version:X-MS-Exchange-SenderADCheck;

bh=UD4dw7c098sqmyuhtgi5pQXm+2hC7rc0qK5/qWhAZJg=;

b=c3NMoYUQ0ZxqIpJJGgn9PwCDo+BVVmK5AJV9/GAD0qozPpBGZmKZcP8rFSApy7kU7//QzW+rDWolgtgFSWujuI1vHYjfwghO0WBhY+twE+MRPY1nKt4B2/YN8ObGQyH0958MI2JDmy8xfLqu4BOb+gJulsiVWvhl8P9c14M35b21U9gvP2o+1+LLBqxf/tAzqjbZzmTzlpwyaB3blsHhM2Fb034JAdq1Z23GvxmBoqIiGb4miMoVis3kB0+MIDmVU+viFonV3zpxzbn+5bg9kq4J4c/Gp55HHGileI46fradMRKRkTa8ZPaokt9krjUdpYbziXn001kbzAdVONoya==

Received: from SJ0PR09MB6957.namprd09.prod.outlook.com (2603:10b6:a03:25a::24)

by DS0PR09MB10978.namprd09.prod.outlook.com (2603:10b6:8:171::22) with

Microsoft SMTP Server (version=TLS1_2,

cipher=TLS_ECDHE_RSA_WITH_AES_256_GCM_SHA384) id 15.20.6838.35; Tue, 3 Oct

2023 18:40:08 +0000

Received: from SJ0PR09MB6957.namprd09.prod.outlook.com

([fe80::6310:56b0:d513:8997]) by SJ0PR09MB6957.namprd09.prod.outlook.com

([fe80::6310:56b0:d513:8997%6]) with mapi id 15.20.6838.029; Tue, 3 Oct 2023

18:40:07 +0000

From: Allan Vang <Allan.Vang@ci.stpaul.mn.us>

To: "CTROM@ARBANOUTDOOR.COM" <CTROM@ARBANOUTDOOR.COM>

CC: "CMOSEL@ARBANOUTDOOR.COM" <CMOSEL@ARBANOUTDOOR.COM>

Subject: Pending Application for Tree Trimmer & 1 vehicle for the City of Saint Paul- Vehicle Inspection Require

Thread-Topic: Pending Application for Tree Trimmer & 1 vehicle for the City of Saint Paul- Vehicle Inspection Require

Thread-Index: Adn2KHsKhbEyPQJ9TfKqRCsdqtaG7Q==

Date: Tue, 3 Oct 2023 18:40:07 +0000

Message-ID:

<SJ0PR09MB695771D7FC58E9A677ABF4F28AC4A@SJ0PR09MB6957.namprd09.prod.outlook.com>

Accept-Language: en-US

Content-Language: en-US

X-MS-Has-Attach: yes
X-MS-TNEF-Correlator:
authentication-results: dkim=none (message not signed)
header.d=none;dmarc=none action=none header.from=ci.stpaul.mn.us;
x-ms-publictraffictype: Email
x-ms-trafficdiagnostictype: SJ0PR09MB6957:EE_|DS0PR09MB10978:EE_
x-ms-office365-filtering-correlation-id: 52e2b5fe-def5-4680-d87f-08dbc4402ac0
x-ms-exchange-senderadcheck: 1
x-ms-exchange-antispam-relay: 0
x-microsoft-antispam: BCL:0;
x-microsoft-antispam-message-info:
urCzq/LBbrYjVGG+WdPA8E+kfukT3AsXbAeCKsxB4MXJtMn91aPfUSDdDm7HvIaHuUJAikvkfcxXFos9Ho0KzM1vC
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ms+l4IgdZkBodI4Lvo6zS/vQBhqrV7DZjdMLkHGKVGQRol/kXRvUwH/emIQs0FBfe/MTqhRdYz3hj/ZKZ4Mg7Ai1a
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x-forefront-antispam-report:
CIP:255.255.255.255;CTRY:;LANG:en;SCL:1;SRV:;IPV:NLI;SFV:NSPM;H:SJ0PR09MB6957.namprd09.pr
od.outlook.com;PTR:;CAT:NONE;SFS:(13230031)(366004)(230922051799003)(451199024)(180079900
9)(186009)(40140700001)(99936003)(33656002)(86362001)(9686003)(166002)(38070700005)(71200
400001)(38100700002)(6506007)(7696005)(508600001)(122000001)(66946007)(66476007)(66446008
) (64756008)(6916009)(66556008)(76116006)(9326002)(26005)(450100002)(8936002)(4326008)(525
36014)(8676002)(5660300002)(83380400001)(4744005)(2906002)(55016003);DIR:OUT;SFP:1102;
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Licensee: ARBAN INC

DBA: ARBAN OUTDOOR SERVICES

License #: 20210000564

10/3/2023 Email sent to LH regarding vehicle inspection--email return unable to delivery. AYV
3/29/2023 Left VM to LH regarding vehicle inspection. AYV
5/13/2021 Working on getting company name affixed to vehicle will send photos when complete. ARM
4/13/2021 Left message for Chris about scheduling inspections called 612-605-7536 ext. 2. ARM
3/31/2021 Left message with Chris Modell about getting vehicle inspections scheduled.ARM

Licensee: ARBAN INC

DBA: ARBAN OUTDOOR SERVICES

License #: 20210000564

03/29/2021 VEHICLE STORED AT 3718 SUMTER AVE S, ST LOUIS PARK, MN 55426

Sec. 310.03. - Investigation and review of new applications, etc.

The inspector shall determine the sufficiency and accuracy of each new application and obtain such criminal history information as may be used under Minnesota Statutes, chapter 364, and is otherwise available by law. The inspector shall make reasonable and appropriate investigation of the premises or personal property, vehicles or facilities, as may be involved in or related to the licensed activity, and shall request, where appropriate, the assistance of other city divisions or departments in making additional investigations for the purpose of determining whether the applicant is or will be in compliance with all applicable ordinances and statutes. The approval of such other divisions or departments is not required for issuance of a license unless otherwise required by specific sections in these chapters. All new applications shall be reviewed by the zoning administrator or his designee for compliance with all requirements of the Saint Paul Zoning Code, and no new license shall be granted without full compliance with said requirements. All new applications involving a premises, location, building or structure shall be referred to the department of safety and inspections for investigation and recommendation.

(Code 1956, § 510.03; Ord. No. 17361, § 1, 6-5-86; C.F. No. 07-149, § 72, 3-28-07)

Sec. 310.04. - Levels of approval; recommendations.

- (a) *Class R licenses.* Where an application for the grant, issuance or renewal of a Class R license meets all the requirements of law, and there exists no ground for denial, revocation or suspension of, or the imposition of conditions upon, such license, the director shall grant, issue or renew said license in accordance with the application.
- (b) *Class T licenses.* Where an application for the grant, issuance or renewal of a Class T license meets all the requirements of law, and there exists no ground for denial, revocation or suspension of, or the imposition of conditions upon, such license, the director shall grant, issue or renew said license in accordance with the application.
- (c) *Class R and Class T licenses, if denied by director.* In the event the director, in the case of both Class R and Class T licenses, determines that the application for grant, issuance or renewal of the license does not meet all the requirements of law or that there exist grounds for denial, revocation, suspension or other adverse action against the license or the licensee, the director shall recommend denial of the application and follow the procedures for notice and hearing as set forth in section 310.05.
- (d) *Class N licenses.*
 - (1) *Grant, issuance or transfer.* Upon receipt of a fully completed application and required fees for a Class N license, the director shall conduct such investigation as is required to determine whether the application meets all the requirements of law or whether there exist grounds for denial or imposition of conditions on the license. The director shall, in writing, notify the council, and the affected neighborhood organization(s) established for citizen participation purposes, of the existence of the application for all Class N licenses. In any case where the director recommends denial of the grant, issuance or renewal of a Class N license, the director on his or her own initiative, or at the direction of the council, shall follow the procedures for notice and hearing as set forth in section 310.05. If the director is recommending issuance of the license, but the affected neighborhood organization(s) or other interested persons give notice within thirty (30) days of receipt of notice of the existence of the application (or within forty-five (45) days if the application involves a liquor license) of objection to issuance of the license, the matter shall be referred for a hearing before the legislative hearing officer, who shall give notice of the time, place and date of the hearing to the affected neighborhood organization(s) and the applicant. The legislative hearing officer shall take testimony from all interested persons and shall make a recommendation to the council as to whether the matter should be referred for a hearing before an independent hearing examiner in accordance with the procedures set forth in

section 310.05. Where the application for the grant, issuance or renewal of a Class N license meets all the requirements of law, and where there exists no ground for adverse action, the director shall issue such license in accordance with law.

(2) *Renewal*. The director shall in writing notify the council, and the affected neighborhood organization(s) established for citizen participation purposes, at least sixty (60) days before the expiration date of all Class N licenses. A public hearing on the renewal of any such license shall not be held except on the request of a councilmember, which request shall be incorporated in the form of a council resolution. Upon the passage of such resolution, the director shall give written notice of such hearing to the affected neighborhood organizations. Such public hearing does not replace or amend any of the procedures set forth in section 310.05 of the Legislative Code. If no request for a public hearing is made before the expiration of any such license, and where there exists no ground for adverse action, the director shall issue the license in accordance with law.

(e) *Appeal; Class R or Class T licenses*. An appeal to the city council may be taken by any person aggrieved by the grant, issuance or renewal of a Class R or Class T license; provided, however, that the appeal shall have been filed with the city clerk within thirty (30) days after the action by the director. The only grounds for appeal shall be that there has been an error of law in the grant, issuance or renewal of the license. The appeal shall be in writing and shall set forth in particular the alleged errors of law. The council shall conduct a hearing on the appeal within thirty (30) days of the date of filing and shall notify the licensee and the appellant at least ten (10) days prior to the hearing date. The procedures set forth in section 310.05, insofar as is practicable, shall apply to this hearing. Following the hearing, the council may affirm or remand the matter to the inspector or director, or may reverse or place conditions upon the license based on the council's determination that the decision was based on an error of law. The filing of an appeal shall not stay the issuance of the license.

(f) *No waiver by renewal*. The renewal of any license, whether Class R, T or N, shall not be deemed to be a waiver of any past violations or of any grounds for imposition of adverse action against such license.

(Code 1956, § 510.04; Ord. No. 17455, § 1, 5-21-87; Ord. No. 17551, § 1, 4-19-88; C.F. No. 94-500, § 1, 7-6-94; C.F. No. 95-473, § 3, 5-31-95; C.F. No. 95-1517, 1-31-96; C.F. No. 97-1446, § 1, 12-30-97; C.F. No. 99-500, § 2, 7-7-99)

Sec. 362.03. - Licensing requirements.

- (a) *Application.* In addition to other required information, the application shall state the name and address of the applicant; whether the applicant is an individual, partnership, firm or corporation; the number, and make and style of trucks or vehicles to be used by the applicant in carrying on the business of tree trimmer.
- (b) *Insurance.* An applicant must submit evidence of insurance issued by an insurance company authorized to do business in the State of Minnesota, insuring said applicant in a sum of at least one hundred thousand dollars (\$100,000.00) for bodily injuries to or death of any person or persons not covered by the workers' compensation law, and in a sum of at least one hundred thousand dollars (\$100,000.00) for damage to or destruction of property.
- (c) *License plates and register.* The department of safety and inspections shall furnish the licensee with a sticker for each vehicle licensed, which shall be displayed on the licensed vehicle and which shall indicate the month and date of the license expiration. The name of the company, the license number, and a telephone contact number must be displayed permanently on the vehicles.
- (d) *Registration with the commissioner of agriculture.* Any individual or company licensed under this chapter shall be registered with the commissioner of agriculture as required by Minn. Stat. § 18G.07, and proof thereof shall be provided to the department of safety and inspections with all license applications and renewals.
- (e) *Compliance with recognized industry standards.* All licensees performing work under this chapter must comply with the American National Standards Institute (ANSI) Standard A300. Effective within one (1) year from the date of the adoption of these amendments, any new or renewal license applications shall require that the licensee employ an individual who possesses current certification as an arborist from the International Society of Arboriculture (ISA).
- (f) *Advertising.* The license number of a licensee under this chapter must appear in any advertising by that licensee including but not limited to signs, vehicles, business cards, published display ads, flyers, brochures, web sites, and internet ads.

(Code 1956, §§ 263.02—263.04; Ord. No. 11-107, § 1, 11-9-11)