

STATE OF MINNESOTA)
) ss.

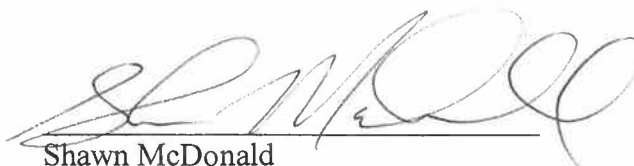
AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)

Shawn McDonald, being first duly sworn, deposes and says that on the 4th day of March, he served the attached **NOTICE OF INTENT TO DENY LICENSE** and a correct copy thereof in an envelope addressed as follows:

YTS Companies, LLC – Licensee
d/b/a Yetzer’s Tree Service
13355 George Weber Drive Ste N
Rogers, MN 55374
Attn: Keith Yetzer

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



Shawn McDonald

Subscribed and sworn to before me
This 4th day of March 2020



Notary Public





CITY OF SAINT PAUL
Mayor Melvin Carter

Civil Division
400 City Hall
15 West Kellogg Blvd.
Saint Paul, Minnesota 55102

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

March 4, 2020

NOTICE OF INTENT TO DENY LICENSES

YTS Companies, LLC – Licensee
d/b/a Yetzer's Tree Service
13355 George Weber Drive Ste N
Rogers, MN 55374
Attn: Keith Yetzer

RE: Tree Trimmer & 1 Vehicle license held by YTS Companies, LLC d/b/a Yetzer's Tree Service located at 13355 George Weber Drive Ste N., Rogers, MN 55374
License ID #: 20130003380

Dear Licensee:

The Department of Safety and Inspections ("Department") will recommend denial of the Tree Trimmer & 1 Vehicle license held by YTS Companies, LLC d/b/a Yetzer's Tree Service ("Licensee") located at 13355 George Weber Drive Ste N., Rogers, MN 55374.

The Department asserts the following facts along with attachments herein constitute proof of a violation of Saint Paul Legislative Code §310.05 (m) (8) by a preponderance of the evidence.

On January 15, 2020, a LETTER and RECEIPT FOR LICENSE APPLICATION were sent by U.S. Mail from the Department of Safety and Inspections. Also, emails were sent to customercare@ytSCO.com from DSI on July 17, 2019 and October 8, 2019. The email stated the application for a Tree Trimmer & 1 Vehicle license were pending until you completed the following actions:

- **Obtain inspection approval for vehicles used in the operation of your business**
- **Provide a Certification of Insurance showing 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 (\$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.**

You were told to complete this action by February 13, 2020 or adverse action would be taken. As of today, we have not heard from you.

Saint Paul Legislative Code § 310.06 (b) (5) sets forth the basis for adverse action: "The licensee or applicant has failed to comply with any condition set forth in the license or set forth in the resolution granting or renewing the license."

You have four (4) options to proceed:

1. If you do not contest the imposition of the proposed adverse action, you may do nothing. If I have not heard from you by **March 18, 2020**, I will presume that you have chosen not to contest the proposed adverse action and the matter will be placed on the City Council Consent Agenda for approval of the proposed remedy.
2. You can pay the delinquent Tree Trimmer & 1 Vehicle license fees. **If this is your choice, you need to contact the Department of Safety and Inspections (651) 266-8989 to determine the total amount now due.** You may then send the payment directly to DSI at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **March 18, 2020**. A self-addressed envelope is enclosed for your convenience.

You also need to contact DSI Inspector Akbar Muhammad at (651) 266-9139 or via email at akbar.muhammad@ci.stpaul.mn.us to obtain inspection approval of the two vehicles listed above no later than **March 18, 2020**. Payment of the delinquent Tree Trimmer & 1 Vehicle license fees and obtaining inspection approval for the two vehicles will be considered a waiver of the hearing to which you are entitled.

3. 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 a letter with a statement admitting the facts and requesting a public hearing no later than **March 18, 2020**. The matter will then be scheduled before the City Council to determine whether to deny the Tree Trimmer & 1 Vehicle license. You will have an opportunity to appear before the Council and make a statement on your own behalf.
4. If you no longer wish to do business in the City of Saint Paul, you will need to complete and return the enclosed REQUEST TO WITHDRAW/REQUEST FOR REFUND form to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **March 18, 2020**.

If you have not contacted me by March 18, 2020, I will assume that you do not contest the denial of the Tree Trimmer & 1 Vehicle 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 contact Shawn McDonald my Legal Assistant at (651) 266-8729.

Sincerely,



Therese Skarda
Assistant City Attorney
License No.: 0240989

Attachments: Copy of Emails from Laura Benton to licensee from July 17, 2019 and October 8, 2019
Copy of Receipt for License Application
REQUEST TO WITHDRAW/REQUEST FOR REFUND



CITY OF SAINT PAUL

375 Jackson Street, Suite 220
St Paul, Minnesota 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-9040
Web: www.stpaul.gov/dsi

January 15, 2020

Yetzer's Tree Service
Attn: Keith Yetzer
13355 George Weber Drive Ste N
Rogers MN 55374

RE: Yetzer's Tree Service Renewal of Tree Trimmer License ID # 20130003380

Dear Licensee:

The Department of Safety and Inspections (DSI) has been unable to complete the renewal of your above referenced City license because you failed to provide all required information to maintain your license in an active status. So that the Department of Safety and Inspections (DSI) may continue processing the renewal of this expired license, **you must complete the following actions by 02/13/2020:**

- Obtain inspection approval of the vehicle(s) used in the operation of your business. You may contact DSI Inspector Akbar Muhammad at 651-266-9139 or via email at akbar.muhammad@ci.stpaul.mn.us to arrange for this approval.
NOTE: New vehicle(s) require a visual inspection conducted by a DSI Inspector with the initial licensing of the vehicle(s). A current MN DOT inspection report may be submitted with future renewals of a previously DSI inspected & licensed vehicle (unless changes have been made to the vehicle or is otherwise required by DSI).
- Provide a Certification of Insurance showing 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.

You should be advised that, at this time your licenses have expired. If you are operating within the limits of the City of Saint Paul, you are doing so with the required City license and may be subject to adverse action.

If you are no longer working in the City of St Paul, you may submit a written request to withdraw your application to the attention of Eric Hudak, DSI Licensing Division Manager, to the address stated at the top of this letter.

If you have not completed the above referenced actions by 02/13/2020 this matter will be referred to the City Attorney for adverse action, which may result in the revocation of your license. Failure to take appropriate action in this matter may affect your ability to obtain a license in the future.

Sincerely,

Jeffrey Fischbach,
DSI Inspector

c. Akbar Muhammad, DSI Inspector

Benton, Laura (CI-StPaul)

From: Benton, Laura (CI-StPaul)
Sent: Tuesday, October 08, 2019 12:53 PM
To: 'customercare@ytsco.com'
Cc: deb@ytsco.com; keith@ytsco.com
Subject: Tree Trimmer License

October 8, 2019

SECOND REQUEST

YTS Companies LLC
13355 George Weber Drive, Suite N
Rogers, MN 55374

License #20130003380

Dear License Holder,

Payment to renew your Tree Trimmer License with 1 vehicle has been received.

However, the license will not be renewed until the following renewal requirements have been received:

- General Liability certificate with coverage dates of 05/01/2019 to 05/01/2020
- Copy of the current DOT inspection forms for the vehicle you license in Saint Paul

Please submit the required documents as soon as possible so your license and sticker may be issued. The certificate and inspection form can be faxed to 651-266-9124, e-mailed to laura.benton@ci.stpaul.mn.us, or mailed to our office. Thank you for your prompt attention to this matter.



Laura Benton

License Clerk

Department of Safety & Inspections

375 Jackson St, Suite 220

Saint Paul, MN 55101

Phone: 651-266-9102

Fax: 651-266-9124

laura.benton@ci.stpaul.mn.us

The Most Livable
City in America



Making Saint Paul the Most Livable City in America

"DSI's Mission: To preserve and improve the quality of life in Saint Paul by protecting and promoting public health and safety for all."

Benton, Laura (CI-StPaul)

From: Benton, Laura (CI-StPaul)
Sent: Wednesday, July 17, 2019 10:47 AM
To: 'customercare@ytsco.com'
Subject: Tree Trimmer License

July 17, 2019

YTS Companies LLC
13355 George Weber Drive, Suite N
Rogers, MN 55374

License #20130003380

Dear License Holder,

Payment to renew your Tree Trimmer License with 1 vehicle has been received.

However, the license will not be renewed until the following renewal requirements have been received:

- General Liability certificate with coverage dates of 05/01/2019 to 05/01/2020
- Copy of the current DOT inspection forms for the vehicle you license in Saint Paul

Please submit the required documents as soon as possible so your license and sticker may be issued. The certificate and form can be faxed to 651-266-9124, e-mailed to laura.benton@ci.stpaul.mn.us, or mailed to our office. Thank you for your prompt attention to this matter.



Laura Benton

License Clerk

Department of Safety & Inspections

375 Jackson St, Suite 220

Saint Paul, MN 55101

Phone: 651-266-9102

Fax: 651-266-9124

laura.benton@ci.stpaul.mn.us

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City in America



Making Saint Paul the Most Livable City in America

"DSI's Mission: To preserve and improve the quality of life in Saint Paul by protecting and promoting public health and safety for all."



RECEIPT FOR LICENSE APPLICATION

CITY OF SAINT PAUL

Department of Safety & Inspections

375 Jackson Street, Suite 220

Saint Paul, MN 55101-1806

Phone: 651-266-8989 Fax: 651-266-9124

www.stpaul.gov/dsl

Date Receipt Printed: Feb 14, 2020

License ID: 20130003380

Received From: YTS COMPANIES LLC
YETZER'S TREE SERVICE
13355 GEORGE WEBER DRIVE STE N
ROGERS MN 55374

Total Due on this application \$187.00
Other Fees Owed \$0.00
Account Total Amount Due \$187.00
Amount Paid \$187.00
Outstanding Account Balance Due \$0.00

In application for:

Tree Trimmer & 1 Vehicle (1)

Application Date	License Status	License Fee	Amount Paid	Balance on This License
Aug 27, 2015	Active Pending Ren	\$187.00	\$187.00	\$0.00

Conditions:

There are no conditions placed on this license at this time.

Project Facilitator:

LAWRENCE (LARRY) Z. (651) 266-9083

Inspector(s):

TOM F. (651) 266-9087

KRISTINA (KRIS) S. License Inspector (651) 266-9110

Unmet Requirements:

Vehicle Inspection

General Liability Insurance

Submit current vehicle info

This is not a License to operate

NOTICE - The license(s) you have applied for may require you to pay an additional Environmental Health Change of Ownership fee or Environmental Health Plan Review/Remodeling fee. If any of these fees are required, a separate invoice for the amount due will be sent to you.

REQUEST TO CANCEL LICENSE with the CITY OF SAINT PAUL

I/We, _____, respectfully request to withdraw
the following license(s):

Application/Business address: _____

Reason(s) for request: _____

Applicant(s) Printed Name, Signature and Title Date

Please return this completed request by any of the following:

Mail Dept. of Safety and Inspections
Attn: D. LaCasse
375 Jackson St, Ste 220
Saint Paul MN 55101

E-Mail diane.lacasse@ci.stpaul.mn.us

FAX 651-266-9124

Thank you