



CITY OF SAINT PAUL

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1024

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

Dear Resident and/or Neighborhood Organization:

The Department of Safety and Inspections (DSI) has received an application for a license for a business in your area. You are being notified because this request requires neighborhood notification.

Details regarding this matter are given on the reverse side of this letter. You will have 45 days from the date this notice was mailed to express any objections. The response deadline is given on the reverse side of this document. If you have any objections to the application as described on the reverse side, **please send your objection(s) (with your telephone number) in writing to:**

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

Or email to: LH-Licensing@ci.stpaul.mn.us

If objections are received, a hearing will be scheduled before a legislative hearing officer. If you have sent in an objection, you will receive notice of the time, place and date of the scheduled hearing. At that hearing, the Legislative Hearing Officer will take testimony from all interested persons. At the end of this hearing, the Legislative Hearing Officer will make a recommendation to the City Council as to whether the license request should be approved or be referred to an administrative law judge for further review. The City Council will have the final authority to grant or deny the license.

If you have any questions regarding this matter, please contact Ross Haddow, DSI Inspector III, at 651-266-8989, or me at 651-266-9106.

Sincerely,

Jeff Fischbach
DSI Inspector III

NOTE: Due to the COVID-19 health pandemic it may not be practical, prudent and/or feasible to have an in-person hearing as described above in this letter. If you have responded to this letter you would be informed of any modifications to the hearing process and advised of any alternative methods for you to participate in such hearing.

LICENSE APPLICATION NOTIFICATION

License Number: 20180001270

Application for: **Add a Liquor-Outdoor Service Area (Patio) license to the existing** Liquor On Sale - 101-180 Seats, Liquor On Sale – Sunday, Liquor On Sale - 2 AM Closing, Liquor-Outdoor Service Area (Sidewalk), Entertainment (B), and Gambling Location licenses

License at: 1415 University Ave W

Licensee: Black Hart of Saint Paul LLC, doing business as The Black Hart Of Saint Paul
Wes Burdine, owner, 612-237-0345

Existing License Conditions:

1. Each year prior to the placement of table(s) and/or chair(s) in the public right-of-way (i.e., sidewalk), the licensee agrees to obtain a new Obstruction Permit from the Department of Public Works. Licensee agrees to maintain the sidewalk café in accordance with the conditions placed on an approved Obstruction Permit, acknowledges that an Obstruction Permit is effective on April 1 and expires on October 31 of each year, that table(s) and/or chair(s) may not be placed in the public right-of-way before or after the effective/expiration dates, and that a failure to comply with this condition will result in adverse action being taken against all of their licenses.
2. Licensee agrees to limit the placement of seating on the public sidewalk to the area and number of seats shown on the approved sidewalk seating plan on file with the Department of Safety and Inspections (DSI) and Public Works.
3. Licensee agrees to take appropriate action(s) to ensure that the sale, display, and/or consumption of alcoholic beverages is contained within the defined approved liquor service area on file with DSI.
4. Licensee will provide sufficient security to insure an orderly exit of patrons at bar close. Security will be clearly identifiable. Signage will be posted at the door reminding patrons to leave in an orderly fashion and not disturb the neighbors.
5. Staff will insure that the 48" clear walkway is maintained at all times.
6. Licensee will create a video surveillance camera and lighting placement plan (video surveillance plan) for the interior and exterior of the licensed premises. Licensee will submit the video surveillance plan to the Saint Paul Police Department (SPPD) liaison with the Department of Safety and Inspection (DSI) for review and approval. In accordance with the approved video surveillance plan, licensee will ensure that video surveillance camera system is in good working order, ensure it is recording 24 hours per day, ensure it can produce recorded surveillance video in a commonly used, up-to-date format, and ensure that accurate date and time of day are visible on all recorded video. Licensee will retain surveillance video for a minimum of thirty (30) days. If an incident is deemed serious by SPPD, licensee shall make surveillance video immediately available for viewing by SPPD. If a copy of the surveillance video for a serious incident is requested by SPPD, Licensee shall have the technology, materials and staff available to immediately make the copy. In all other cases, licensee shall provide a copy of the surveillance video to the requestor within 48 hours.

Recommended Additional License Conditions:

7. Any outdoor activities related to the outdoor seating/liquor-service areas on either public or private property shall comply with applicable State and Local rules and regulations, including but not limited to Chapter 293 Noise Regulations of the City of Saint Paul Legislative Code.

Deadline for Response Date: Friday, November 18, 2022 at 4:30 p.m.

If you have any objections to the license application, you must respond in writing by Friday, November 18, 2022 to:

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

Or email to: LH-Licensing@ci.stpaul.mn.us

If you have any questions, please contact DSI Inspectors Ross Haddow or Jeff Fischbach at 651-266-8989.
Notice Mailed: Thursday, September 29, 2022



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

September 29, 2022

The Black Hart Of Saint Paul
Attn: Wes Burdine
1251 Charles Ave
Saint Paul MN 55104

RE: License Application for Black Hart of Saint Paul LLC, doing business as The Black Hart Of Saint Paul, ID # 20180001270, Located at 1415 University Ave W / **Add a Liquor-Outdoor Service Area (Patio) license to the existing** Liquor On Sale - 101-180 Seats, Liquor On Sale – Sunday, Liquor On Sale - 2 AM Closing, Liquor-Outdoor Service Area (Sidewalk), Entertainment (B) and Gambling Location licenses

Dear Applicant:

Review of your application for a license is in process. Notification has been sent to the community organization and neighbors for the area you intend to operate in giving them until **Friday, November 18, 2022** to voice concerns to your application. Enclosed is an affidavit listing conditions DSI recommends be placed on this license. If you accept these conditions, please sign and return the affidavit. If you want to oppose placement of any of the conditions on the license, or have any questions, please contact DSI at one of the numbers referenced below so that we may explain your options.

If no objections are received, and you have returned a signed affidavit, your license will be forwarded to the City Council for review and if approved by Council could then be issued (pending any requirements not completely met). If objections are received a hearing will be scheduled before a legislative hearing officer. You will receive notice of the time, place and date of the scheduled hearing from the Legislative Hearing Officer. At that hearing, the hearing officer will take testimony from all interested persons and will make a recommendation to the City Council as to whether the license(s) should be approved or be referred to an administrative law judge for further review. The City Council will have the final authority to grant or deny this license application.

Requirements including the following must be met prior to the issuance of your licenses:

- Sign and return one copy of the enclosed license condition affidavit acknowledging the conditions that will be placed on your license(s). A return envelope has been included for your convenience.
- Submit a copy of a signed purchase agreement for the adjoining property.
- Provide a written explanation of what action(s) and/or property improvement(s) will be taken to ensure that any noise generated by activities taking place here will not adversely impact the surrounding neighborhood.
- Obtain all necessary building and/or trade permits related to any construction work associated with the establishment of this use, and all required inspection approval(s) related to these permit(s). Only licensed trade contractors authorized to perform work in that trade (e.g., plumbing, electrical, ventilation, etc.) may obtain permit(s) and/or perform work in such trade.

Finally, DSI has determined you're petition attempt obtained 15 of a possible 34 (44%) supportive signatures to extend liquor service to an outdoor patio. The City Council has final authority on making the determination if you've satisfied the petition of support requirements. If you have any questions, please contact DSI Inspector Ross Haddow at 651-266-9143. I may be contacted at 651-266-9106 in Mr. Haddow's absence.

Sincerely,

Jeff Fischbach
DSI Inspector
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Disclaimer: This letter is not an indication that your application will be granted. This letter is intended simply as notice of the ongoing process of your pending application.