



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

December 19, 2013

NOTICE OF INTENT TO DENY LICENSE

William Chevre
255 Summit Avenue
Saint Paul, MN 55102

RE: Taxicab Driver (Provisional) license application submitted by William Chevre for the City of Saint Paul
License ID #: 19980000214

Dear Mr. Chevre:

The Department of Safety and Inspections will recommend denial of the Taxicab Driver (Provisional) license application submitted by William Chevre for the City of Saint Paul. The basis for the recommendation is based on the following information:

On November 20, 2013, you submitted an application for a Taxicab Driver (Provisional) with the Department of Safety and Inspections (DSI). During a routine criminal history check as part of the application process, DSI discovered that on February 9, 2007, you were convicted in Pine County of Felony Drugs – 1st Degree – Possess 25 Grams or More-Cocaine/Heroin/Meth (Minn. Stat. § 152.021.2(1)) and again on November 5, 2007 you were convicted in Itasca County of Felony Drugs – 1st- Sale- 10 Grams or More-Cocaine/Heroin/Meth w/in 90-day period (Minn. Stat. § 152.021.1 (1)).

According to Ramsey County Probation records you are currently on Supervised Release for the Pine County conviction until July 18, 2015 and the Itasca County conviction until April 18, 2017.

Saint Paul Legislative Code § 376.16 (e) (4) provides the following eligibility requirement for taxicab operator licensure: “Not be under sentence or have been discharged from sentence for a felony conviction within the ten (10) years immediately preceding application for a license for the following offenses: Murder (Minn. Stat. §§ 609.185 to 609.195), manslaughter (§§ 609.20 to 609.205), criminal vehicular homicide and injury (§ 609.21), assault I-III (§§ 609.221 to 609.223), criminal sexual conduct (§§ 609.342 to 609.3451), indecent conduct (§ 617.23, subd. 2 or 3); or any violation of the controlled substance law (§ 152 et al) which is punishable by a maximum sentence of fifteen (15) years or more; as allowed under Minn. Stat. § 364.09.”

At this time, you have three (3) options on how to proceed:

1. If you wish to admit the facts but you contest the penalty, you may have a public 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. I will need to receive your letter no later than **Monday, December 30, 2013**. The matter will then be scheduled before the City Council for a public hearing to determine whether to deny your Taxicab Driver (Provisional) license. You will have an opportunity to appear before the Council and make a statement on your own behalf.
2. If you dispute the facts outlined above, or wish to present evidence that the conviction is not related to your license as a taxicab driver, or that you have been rehabilitated pursuant to Minn. Stat. §364.01 et seq, you may request a hearing before an Administrative Law Judge (ALJ). I will need to receive your letter no later than **Monday, December 30, 2013**. 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 public hearing will need to be scheduled. 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 request that City Council impose the costs of the administrative hearing per Saint Paul Legislative Code § 310.05 (k).

3. You may withdraw your license application. Send a written statement to that effect to the Department of Safety and Inspections (DSI), 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, December 30, 2013**. Information should be directed to the attention of Kristina Schweinler. Any request for a refund of the license application fee must also be made in writing to the Department of Safety and Inspections.

If you have not contacted me or DSI by Monday, December 30, 2013, I will assume that you do not contest the denial of your Taxicab Driver (Provisional) 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 feel free to contact me at 266-8710.

Sincerely,



Geoffrey Karls
Assistant City Attorney

cc: Kristina Schweinler, Senior License Inspector, DSI
Tom Ferrara, DSI

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 19th day of December she served the attached **NOTICE OF INTENT TO DENY LICENSE** and correct copy thereof in an envelope addressed as follows:

William Chevre
255 Summit Avenue
Saint Paul, MN 55102

(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
Julie Kraus

Subscribed and sworn to before me
this 19th day of December 2013

Rita M. Bossard
Notary Public

