



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

November 22, 2010

### NOTICE OF VIOLATION

Steven Kuehl  
Perfect Auto Body  
204 Bates Avenue  
St. Paul, MN 55106

RE: Auto Body Repair/Painting Shop license held by Perfect Auto Body, Inc. d/b/a Perfect Auto Body for the premises located at 204 Bates Avenue in Saint Paul  
License ID #20080000878

Dear Mr. Kuehl:

The Department of Safety and Inspections (DSI) has recommended adverse action against the Auto Body Repair/Painting Shop license held by Perfect Auto Body, Inc. d/b/a Perfect Auto Body for the premises located at 204 Bates Avenue in Saint Paul. The basis for this determination is as follows:

**On October 26, 2010, an inspector from the Department of Safety and Inspections (DSI) came to your establishment for an inspection and found you were in violation of the following license conditions:**

1. **A red car on a trailer and a boat on a trailer have been stored on your property since the last inspection on August 4, 2010. This is a violation of the St. Paul Zoning code § 60.220 (S), § 63.113 regarding exterior storage and license condition #10 which states: "Customer vehicles may not be parked longer than 10 days on the premises. It shall be the responsibility of the licensee to ensure that any vehicle not claimed by its owner is removed from the lot as permitted by law."**
2. **An empty trailer, car bumpers and miscellaneous trash was found outside along the back of the building in violation of license condition #3 which states: "There shall be no exterior storage of vehicle parts, tires, oil or any other similar materials associated with the business. Trash will be stored in a covered dumpster."**

On November 8, 2010, the same DSI inspector returned to your establishment for a re-inspection and found you were violation of the following license conditions:

1. There were unlicensed/inoperable vehicles parked on the lot in violation of license condition #5 which states: *"All vehicles parked outdoors must appear to be completely assembled with no major body parts missing."*
2. Trash and two empty trailers were piled up along the back of the building and in the front lot in violation of license condition #3 which states: *"There shall be no exterior storage of vehicle parts, tires, oil or any other similar materials associated with the business. Trash will be stored in a covered dumpster."*
3. The red car on the trailer and the boat on the trailer were on the lot since the last inspection on October 26, 2010 in violation of the St. Paul Zoning code § 60.220 (S), § 63.113 and license condition #10 which states: *"Customer vehicles may not be parked longer than 10 days on the premises. It shall be the responsibility of the licensee to ensure that any vehicle not claimed by its owner is removed from the lot as permitted by law."*

As a result of these multiple repeat violations, the licensing office will recommend a \$1,000.00 matrix penalty and suspension of your Auto Body Repair/Painting Shop license until you bring your establishment into compliance.

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

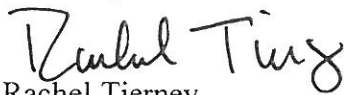
1. If you wish to admit to the violations and you do not contest the penalty you need to do two things:
  - 1) Pay the \$1,000.00 matrix penalty. You can send the payment to the Department of Safety and Inspections (DSI) located at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Wednesday, December 1, 2010**. A self-addressed envelope is enclosed for your convenience.
  - 2) You also need to contact Kristine Schweinler, Senior License Inspector at (651) 266-9110 by **Wednesday, December 1, 2010**, to schedule a re-inspection in order to verify that the license condition violations have been corrected. Payment of the \$1,000.00 matrix penalty and correction of all of the violations will be considered a waiver of the hearing to which you are entitled.
2. 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 by **Wednesday, December 1, 2010**. The matter will then be scheduled before the City Council for a public hearing to determine whether to impose the \$1,000.00 matrix penalty and license suspension. You will have an opportunity to appear before the Council and make a statement on your own behalf.

3. If you dispute the facts outlined above, you may request a hearing before an Administrative Law Judge (ALJ). 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. If this is your choice, please advise me no later than **Wednesday, December 1, 2010**, and I will take the necessary steps to schedule the administrative hearing.

**If you fail to respond to this letter by December 1, 2010, the matter will be placed on the City Council Consent Agenda for immediate imposition of the \$1,000.00 matrix penalty and suspension of your Auto Body Repair/Painting Shop license for non-compliance.**

If you have questions about these options, please feel free to contact me at 266-8710.

Sincerely,



Rachel Tierney  
Assistant City Attorney

cc: Christine Rozek, Deputy Director of DSI  
Steven Kuehl, 8035 Comstock Court, Inver Grove Heights, MN 55076  
Marco Martinez, 109 – 5<sup>th</sup> Avenue South, South St. Paul, MN 55075  
Karin DuPaul, Dayton's Bluff District 4 Community Council, 798 East Seventh Street,  
St. Paul, MN 55106-6625

STATE OF MINNESOTA

AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY )

Julie Kraus, being first duly sworn, deposes and says that on the 22nd day of November, she served the attached **NOTICE OF VIOLATION** by placing a true and correct copy thereof in an envelope addressed as follows:


Steven Kuehl  
Perfect Auto Body  
204 Bates Avenue  
St. Paul, MN 55106

Steven Kuehl  
8035 Comstock Court  
Inver Grove Heights, MN 55076

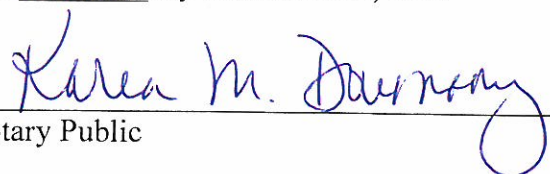
Marco Martinez  
109 – 5<sup>th</sup> Avenue South  
South St. Paul, MN 55075

Karin DuPaul  
Dayton's Bluff District 4 Community Council  
798 East Seventh Street,  
St. Paul, MN 55106-6625

(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 22nd day of November, 2010

  
Notary Public

