



April 5, 2023

NOTICE OF INTENT TO SUSPEND LICENSE

Pronto Auto Repair
d/b/a Pronto Auto Repair
1054 Payne Avenue
Saint Paul, MN 55130

RE: Auto Repair Garage license held by Pronto Auto Repair Inc. d/b/a Pronto Auto Repair for the premises located at 1054 Payne Avenue in Saint Paul.
License ID #: 20130001947

The Department of Safety and Inspections (DSI) has recommended suspension of the Auto Repair Garage license held by Pronto Auto Repair Inc. d/b/a Pronto Auto Repair for the premises located at 1054 Payne Avenue in Saint Paul. The basis for the recommendation is as follows:

On February 27, 2023, you were sent a NOTICE OF CITY COUNCIL ACTION from the Department of Safety and Inspections requesting payment of the \$500.00 matrix penalty imposed by City Council on February 22, 2023 (RES PH #23-267).

The penalty was imposed because an inspector from the Department of Safety and Inspections documented five (5) violations to your license conditions during re-inspection of the licensed premises on November 17, 2022.

You were given until Friday, March 24, 2023, to pay the \$500.00 matrix penalty. As of today, that penalty has not been paid.

You have three (3) 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 **April 14, 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.



2. You can pay the \$500.00 Council imposed matrix penalty. If this is your choice, you should make payment directly to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **April 14, 2023**. A self-addressed envelope is enclosed for your convenience. Payment of the \$500.00 matrix penalty will be considered a waiver of the hearing of which you are entitled.
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 hearing no later than **April 14, 2023**. The matter will then be scheduled before the City Council to determine whether to suspend your Auto Repair Garage license. You will have an opportunity to appear before the Council and make a statement on your own behalf.

If you have not contacted me by April 14, 2023, I will assume that you do not contest the suspension of your Auto Repair Garage 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 Julie Kraus, my Legal Assistant at (651) 266-8776.

Sincerely,

Therese Skarda
Assistant City Attorney
License No. 0240989

CC: Enrique Estrada, 914 Earl Street, Saint Paul, MN 55106
Eric Hudak, Licensing Manager
Joseph Voyda, License Inspector

Enclosure: Notice of City Council Action dated February 27, 2023
Signature Copy of RES PH #23-267

STATE OF MINNESOTA)
) ss.

AFFIDAVIT OF SERVICE BY U.S. MAIL

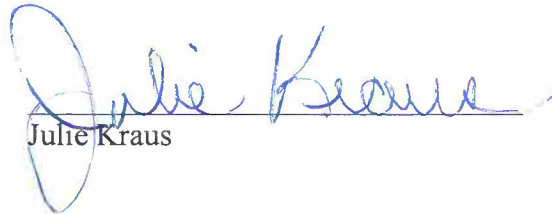
COUNTY OF RAMSEY)

Julie Kraus, being first duly sworn, deposes and says that on the 5th day of April she served the attached **NOTICE OF INTENT TO SUSPEND LICENSE** and a correct copy thereof in an envelope addressed as follows:

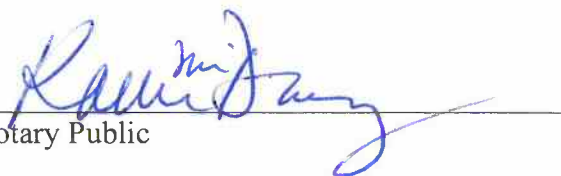
Pronto Auto Repair
d/b/a Pronto Auto Repair
1054 Payne Avenue
Saint Paul, MN 55130

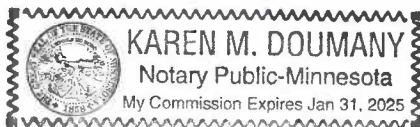
Enrique Estrada
914 Earl Street
Saint Paul, MN 55106

(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 5th day of April 2023


Notary Public





SAINT PAUL
SAFETY & INSPECTIONS

DEPARTMENT OF SAFETY & INSPECTIONS (DSI)
ANGIE WIESE, PE(MN), CBO, DIRECTOR

375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806
Tel: 651-266-8989 | Fax: 651-266-9124

February 27, 2023

NOTICE OF CITY COUNCIL ACTION

Pronto Auto Repair
1054 Payne Avenue
St. Paul, MN 55130

Enrique Estrada:

Enclosed is a copy of City Council Resolution RES PH 23-267 which imposes a fine against the Auto Repair Garage license issued to you by the City of Saint Paul for the following:

Violation of five (5) license conditions found during an inspection on November 17, 2022.

The fine was approved and ordered by the Saint Paul City Council at the Council's public hearing meeting on February 22, 2023. The fine in the amount of \$500 is due no later than on **Friday, March 24, 2023.**

If you have any questions regarding this matter, you may contact me at 651-266-9132.

Sincerely,

Eric Hudak, Licensing Manager
Department of Safety and Inspections

Enclosure

c: Shawn McDonald, Legal Assistant-CAO
Angie Wiese, Director-DSI
Dan Niziolek, Deputy Director-DSI
Joseph Voyda, License Inspector-DSI
Enrique Estrada, 914 Earl St., St. Paul, MN 55106
Ashima S. Hasnudeen Trust, 4965 Roman Rd. NE, Mpls., MN 55421



City of Saint Paul

Signature Copy

Resolution: RES 23-267

City Hall and Court
House
15 West Kellogg
Boulevard
Phone: 651-266-8560

File Number: RES 23-267

Approving the adverse action against the Auto Repair Garage license held by Pronto Auto Repair for the premises located at 1054 Payne Avenue.

WHEREAS, the Auto Repair Garage license ("License") held by Pronto Auto Repair (Licensee), under License ID #20130001947 for the premises located at 1054 Payne Avenue in Saint Paul (Licensed Premises) was the subject of a Notice of Violation ("Notice") dated January 9, 2023; and

WHEREAS, the Notice stated that, during a complaint-based inspection of the Licensed Premises on October 24, 2022, an inspector from the Department of Safety and Inspections (DSI) observed and documented eight (8) license condition violations; and

WHEREAS, on October 27, 2022, DSI sent the Licensee a Correction Notice detailing these violations and giving the Licensee until November 11, 2022, to bring the Licensed Premises into compliance with their license conditions; and

WHEREAS, on November 17, 2022, the inspector returned to the Licensed Premises for a re-inspection and observed and documented with photographs five (5) license condition violations; and

WHEREAS, under the penalty matrix contained in section 310.05 (m) of the Saint Paul Legislative Code, the presumptive penalty for a first-time violation of license conditions within a period of twelve (12) months is a fine of \$500.00; and

WHEREAS, because this is the Licensee's first violation of their license conditions within a period of twelve (12) months, the licensing office recommended a \$500.00 penalty be imposed against the Licensee; and

WHEREAS, the Notice stated that if the Licensee failed to pay the \$500.00 penalty or request a public or administrative hearing by January 24, 2023, that the matter would be placed on the next available consent agenda to impose the recommended penalty; and

WHEREAS, the Licensee did not respond to the Notice by January 24, 2023, to pay the \$500.00 penalty or request a public or administrative hearing; now, therefore, be it

RESOLVED, the Auto Repair Garage license held by Pronto Auto Repair under License ID #20130001947 for the premises located at 1054 Payne Avenue in Saint Paul is hereby ordered to

pay a matrix penalty of \$500.00 for five (5) license condition violations observed and documented by a DSI inspector during a complaint-based inspection of the licensed premises on November 17, 2022.

Payment of such penalty shall be made within thirty (30) days of the date of the adoption of this resolution.

At a meeting of the City Council on 2/22/2023, this Resolution was Passed.

Yea: 6 Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali, Councilmember Yang, and Councilmember Balenger

Nay: 0

Absent: 1 Councilmember Prince

Vote Attested by Shari Moore **Date** 2/22/2023
Council Secretary Shari Moore

Approved by the Mayor Melvin Carter III **Date** 2/24/2023
Melvin Carter III

Clerk Shari Moore **Date** _____
Shari Moore

Test Signature Shari Moore **Date** _____
Shari Moore