



CITY OF SAINT PAUL  
*Christopher B. Coleman, Mayor*

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

**Telephone:** 651-266-8989  
**Facsimile:** 651-266-9124  
**Web:** [www.stpaul.gov/dsi](http://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](mailto: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 Kris Schweinler, DSI Inspector III, at 651-266-8989, or me at 651-266-9106.

Sincerely,

Jeff Fischbach  
DSI Inspector III

## LICENSE APPLICATION NOTIFICATION

License Number: 20170004483  
Application for: Liquor On Sale - 101-180 Seats, Liquor On Sale - Sunday  
License at: 2700 University Ave W Suite 100  
Licensee: HBCL LLC, doing business as Hodges Bend  
Noah Bush, manager, 918-671-5537

### **Recommended License Conditions:**

1. Licensee agrees to operate the establishment in compliance with Section 409.02 of the City of Saint Paul Legislative Code as a "Restaurant".
2. Licensee agrees to close the establishment at 12:00 a.m. midnight. All patron/customers shall vacate the premises by 12:30 a.m. each day of the week as per Section 409.02 of the City of Saint Paul Legislative Code
3. No liquor sales, service, display and/or consumption is allowed outdoors without prior written approval and additional licensing from DSI.
4. No tables/chairs may be placed outdoors, nor any food service provided and/or consumption allowed outdoors until a SAC determination for outdoor seating has been obtained from the Metropolitan Council Environmental Services (MCES), and payment of any SAC fee owed has been submitted to DSI.

**Deadline for Response Date: Friday, January 26, 2018 at 4:30 p.m.**

If you have any objections to the license application, you must respond in writing by Friday, January 26, 2018 to:

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

Or email to: [LH-Licensing@ci.stpaul.mn.us](mailto:LH-Licensing@ci.stpaul.mn.us)

If you have any questions, please contact DSI Inspectors Kris Schweinler or Jeff Fischbach at 651-266-8989.

Notice Mailed: Monday, December 11, 2017



CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

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

Telephone: 651-266-8989  
Facsimile: 651-266-9040  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

December 11, 2017

Hodges Bend  
Attn: Noah Bush  
1229 Admiral Blvd E  
Tulsa OK 74120

RE: License Application for HBCL LLC, doing business as Hodges Bend, ID # 20170004483, Located at 2700 University Ave W Suite 100 / **Liquor On Sale - 101-180 Seats, and Liquor On Sale - Sunday**

Dear Applicant:

Our review of your application for a license is in process. Notification for the licenses associated with the proposed *indoor liquor service area* has been sent to the community organization and neighbors for the location in which you intend to operate giving them until **Friday, January 26, 2018** to voice any objections to your license application. If no objections are received, your license could be issued (pending any requirements not completely met) approximately one week past the date given above.

Please note, no tables/chairs may be placed outside, nor may there be any outdoor liquor sale, service, display and/or consumption outside unless prior written approval has been obtained from DSI. At the end of this letter is information on how to obtain this approval.

If objections to this notification 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. Please note, this condition affidavit specifically states No outdoor liquor sales/service/consumption/display is permitted.
- 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.
- Provide proof of having obtained a restaurant license from the Minnesota Department of Health (MDH), who may be contacted at 651-201-4500 for information about their licensing process if you have not already done so.
- Contact Kris Schweinler, DSI Senior License Inspector, at 651-266-9110 to schedule the required in-house review of DSI's Liquor License Manual.
- Submit a copy of your menu. You referenced "see attached" menu on the submitted Business Plan Addendum, but a copy of the menu was not included with your application.

Finally, on the enclosed Business Plan Addendum you stated there would be an outdoor patio service area. However, neither Building Permit #2017-074407 (which authorized interior construction work), the SAC determination letter/plans from MCES associated with this Building Permit, nor your construction plans submitted with the Building



Permit application included a seating layout showing the placement of outdoor seating. If you want to place tables/chairs outdoors you must complete actions including the following:

**A. FOR OUTDOOR FOOD AND NON-ALCHOLIC BEVERAGE SERVICE ONLY:**

1. Obtain a Sewer Availability Charge (SAC) determination from the Metropolitan Council Environmental Services (MCES) for the placement of tables/chairs outdoors. Information about the SAC program may be found at the following website <http://www.metrocouncil.org/Wastewater-Water/Funding-Finance/Rates-Charges/Sewer-Availability-Charge.aspx> Any SAC application must include an outdoor seating plan that is drawn to scale, fully dimensioned, clearly describes any proposed construction work, and shows the individual table/chair/seating layout.
2. Submit to DSI Plan Review/Construction Services Division a copy of your plans to the attention of Kevin Benshoof, DSI Plan Examiner.
3. If a determination is made that a SAC fee is owed:
  - a. Submit a completed Building Permit application.
  - b. Once the review of the Building Permit application is completed, submit payment of any SAC fee owed (Mr. Benshoof will inform you of the amount owed).

**NOTE:** For questions about the process to obtain approval to place tables and chairs outdoors for food and non-alcoholic beverage service you may contact Kevin Benshoof, DSI Plan Examiner, at 651-266-9073 or via email at [Kevin.Benshoof@ci.stpaul.mn.us](mailto:Kevin.Benshoof@ci.stpaul.mn.us)

**B. FOR OUTDOOR ALCOHOLIC BEVERAGE SERVICE:**

1. Complete the above referenced actions under "A".
2. Fulfill the consent petition of support requirements as stated under item #2 in the enclosed Liquor Outdoor Service Area (Patio) license application requirements handout. Please let me know if you would like a list of property owners to obtain signatures from.
3. Submit to DSI Licensing Division:
  - a. A letter requesting to add a Liquor Outdoor Service Area (Patio) license. Please include specific details on how you will operate the outdoor service area including information such as: the hours the patio would be open, how you will ensure liquor stays in the defined service area, what actions you will take to ensure the patio area use will not adversely affect neighboring uses, etc.
  - b. A plan showing the proposed outdoor liquor service seating area.
  - c. Your petition of support material.
  - d. Payment of the license application fee.

**NOTE:** Application for a Liquor Outdoor Service Area (Patio) license will require a separate 45-day public notice be sent, and City Council approval of the license request.

If you have any questions, please contact DSI Senior License Inspector Kris Schweinler at 651-266-9110 or me at 651-266-9106.

Sincerely,



Jeff Fischbach  
DSI Inspector III  
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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.