



CITY OF SAINT PAUL
Mayor Melvin Carter

Civil Division
400 City Hall
15 West Kellogg Blvd.
Saint Paul, Minnesota 55102

Telephone: 651 266-8710
Facsimile: 651 298-5619

December 3, 2018

NOTICE OF VIOLATION

John Warren Vojtech, Owner
Twin City Fleet Repair
290 Larch Street
St. Paul, MN 55117

RE: Auto Repair Garage license held by Afterhours Mobile Service, Inc. d/b/a Twin City Fleet Repair for the premises located at 290 Larch Street in Saint Paul
License ID #20070003991

Dear Licensee:

The Department of Safety and Inspections (DSI) will recommend adverse action against the Auto Repair Garage license held by Afterhours Mobile Service, Inc. d/b/a Twin City Fleet Repair for the premises located at 290 Larch Street in Saint Paul. The basis for the recommendation is as follows:

On October 23, 2018 an inspector from the Department of Safety and Inspections conducted an inspection of the licensed premises based on a complaint received. During the inspection, three (3) license condition violations were observed and documented with photographs:

- 1. Eighteen (18) vehicles were parked in front of the building blocking the entrance and parked in the loading zone and grass in violation of the approved site plan and license condition #1: *"The number of vehicles stored outdoors shall not exceed fourteen (14). All long term vehicle storage on site must be parked as shown on the approved site plan on file with DSI dated 11/05/07. (Any changes to the site plan must be approved by the Zoning Administrator."***
- 2. Exterior storage of parts and trash throughout the property in violation of license condition #4: *"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. A car hood and grill assembly found in the bed of a truck in violation of license condition #7: *"Vehicle salvage is not permitted."***

Pursuant to Saint Paul Legislative Code § 310.05 (m) (1), the licensing office will recommend a \$1,000.00 matrix penalty.

You have four (4) 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 **Thursday, December 13, 2018**, I will presume that you have chosen not to contest the proposed adverse action and the matter will be placed on the **January 2, 2019** City Council Consent Agenda for approval of the proposed remedy.
2. You can pay the \$1,000.00 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 **Thursday, December 13, 2018**. A self-addressed envelope is enclosed for your convenience. Payment of the \$1,000.00 matrix penalty will be considered a waiver of the hearing to which you are entitled.
3. If you wish to admit the facts but 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 the facts and requesting a public hearing no later than **Thursday, December 13, 2018**. The matter will then be scheduled before the City Council to determine whether to impose the \$1,000.00 matrix penalty. You will have an opportunity to appear before the Council and make a statement on your own behalf.
4. If you dispute the facts outlined above, you may request a hearing before an Administrative Law Judge (ALJ). You will need to send me a letter disputing the facts and requesting an administrative hearing by **Thursday, December 13, 2018**. 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 you have not contacted me by Thursday, December 13, 2018, I will assume that you do not contest the imposition of the \$1,000.00 matrix penalty. In that case, the matter will be placed on the January 2, 2019 City Council Consent Agenda for approval of the recommended penalty.

If you have questions about these options, please contact my Legal Assistant, Julie Kraus at (651) 266-8776.

Sincerely,



Therese Skarda
Assistant City Attorney
License No. 0240989

cc: John Warren Vojtech, 2205 Foxtail Court, White Bear Lake, MN 55110-1038
Kerry Antrim, Executive Director, North End Neighborhood Organization, 171 Front Avenue, St. Paul, MN 55117
Jme Transit, Inc., 3140 Irving Avenue South, Minneapolis, MN 55408-2515

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 3rd day of December she served the attached **NOTICE OF VIOLATION** and a correct copy thereof in an envelope addressed as follows:


John Warren Vojtech, Owner
Twin City Fleet Repair
290 Larch Street
St. Paul, MN 55117

John Warren Vojtech
2205 Foxtail Court
White Bear Lake, MN 55110-1038

Kerry Antrim, Executive Director
North End Neighborhood Organization
171 Front Avenue
St. Paul, MN 55117

Jme Transit, Inc.
3140 Irving Avenue South
Minneapolis, MN 55408-2515

(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 3rd day of December 2018



Notary Public

