

STATE OF MINNESOTA)
) ss.

AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)

Shawn McDonald, being first duly sworn, deposes and says that on the 6th day of October, he served the attached **NOTICE OF VIOLATION RECOMMENDATION FOR IMPOSITION OF \$500 MATRIX PENALTY** and a correct copy thereof in an envelope addressed as follows:

Duke's Cars and Towing
977 Front Avenue
Saint Paul, MN 55103

Duqueiro Cano
3347 3rd Avenue South
Minneapolis, MN 55408

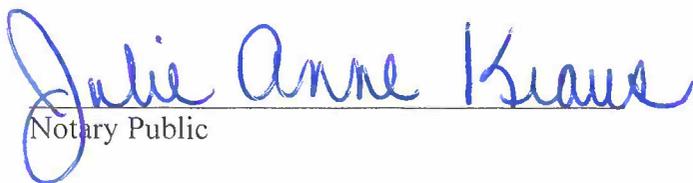
Shevek McKee, Executive Director
Como Community Council
1224 Lexington Parkway
Saint Paul, MN 55103

(which is the last known address of said person) depositing the same, with postage prepaid, in the United States mail at St. Paul, Minnesota.

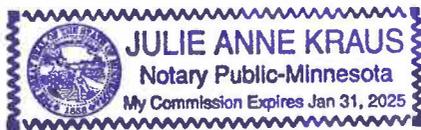


Shawn McDonald

Subscribed and sworn to before me
This 6th day of October 2021



Notary Public





October 6, 2021

**NOTICE OF VIOLATION
AND REQUEST FOR IMPOSITION OF
\$500 MATRIX PENALTY**

Duke's Cars and Towing
977 Front Avenue
Saint Paul, MN 55103

RE: Auto Repair Garage License held by Duke's Cars and Towing LLC d/b/a Duke's Cars and Towing for the premises located at 977 Front Avenue in Saint Paul.
License ID #: 20190000933

Dear Licensee:

The Department of Safety and Inspections ("Department") has recommended adverse action against the Auto Repair Garage License held by Duke's Cars and Towing LLC ("Licensee") herein for the premises known as Duke's Cars and Towing located at 977 Front Avenue ("Licensed Premises") based on violations of your license conditions.

Saint Paul Legislative Code Section 310.06 sets forth a variety of reasons under which adverse actions be based. Section 310.06(b)(5) says that adverse action can be pursued for failure to comply with a condition set forth in the license. In your case, the license conditions that the Department bases its request for adverse action on are license conditions #1, #2, #11, #13, and #18.

Synopsis of alleged facts:

On August 23, 2021, Inspector Ferrara from the Department of Safety and Inspections went to the Licensed Premises to conduct an inspection due to complaints received. During the inspection the inspector observed and documented violations of the license conditions. Inspector Ferrara spoke with Manager Jon Galvin and reviewed the license conditions and the violations he observed. Manager John Galvin was informed that a correction notice with a timeline to come in compliance with all license conditions would be sent to the Licensed Premises. The correction notice stated that a re-inspection of the premises would occur on or after September 2, 2021.



On September 12, 2021 and September 17, 2021, Inspector Ferrara conducted follow-up inspections of the Licensed Premises. During these inspections, he observed and documented with photos violations of license conditions #1, #2, #11, #13, and #18.

Violation #1 - Failure to follow approved parking plan in violation of Condition #1:

License condition #1 of the License for the Licensed Premises states that:

“All customer and employee vehicles must be parked in accordance with the approved parking plan on file with the Department of Safety and Inspections (DSI) dated 06/24/2019. A maximum of six (6) vehicles may be parked on the property at any time.”

Violation #1 Facts: On September 12, 2021, during a follow up inspection, Inspector Ferrara discovered a blue truck parked on the licensed premises in an area not approved on the parking plan on file with the Department. On September 17, 2021, a silver van was also discovered parked in an area that was not approved on the parking plan.

Violation #2 – Dumpster located in area not in accordance with parking plan in violation of Condition #2:

License condition #2 of the License for the Licensed Premises states that:

“The parking lot shall be maintained in good order and repair in accordance with the approved parking plan on file with DSI dated 06/24/2019 which includes striping of individual parking spaces, wheel stops in the southeast corner of the property (set-back four (4) feet from the east property line), fencing, etc.”

Violation #2 Facts: On September 17, 2021, during a follow up-inspection, Inspector Ferrara discovered that a dumpster was located in the rear of the building and not along the north side of the building as is required by the parking plan.



Violation #3 – Failure to maintain parking lot violation of Condition #11:

License condition #11 of the License for the Licensed Premises states that:

“Customer vehicles may not be parked longer than ten (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.”

Violation #3 Facts: On September 12, 2021, Inspector Ferrara observed 2 parked vehicles (MN Lic # DLD425, ESJ440) in unmarked spaces that he previously observed parked on the Licensed Premises on August 23, 2021. On September 17, 2021, the inspector observed 3 vehicles parked (MN Lic #232ULJ, FZB865, ESJ440) on the property that were also previously discovered parked on the premises on August 23, 2021.

Violation #4 – Vehicles parked on public right of way in violation of Condition #13:

License condition #13 of the License for the Licensed Premises states that:

“At no time shall customer, employee, and/or business vehicles be parked in the driveway or in the public right of way (e.g., street, alley, sidewalk, boulevard, etc.). This includes, but is not limited to vehicles awaiting repair, and/or that have been repaired and are awaiting pick-up by the owner of the vehicle.”

Violation #4 Facts: On September 12, 2021, during a follow-up inspection, Inspector Ferrara observed the same vehicle (Lic #447XPT) he discovered during the August 23, 2021 inspection parked outside of the property on the public street. Inspector Ferrara was informed that the vehicle was owned by Manager Jon Galvin. On September 17, 2021, the inspector discovered a red SUV parked in front of the property on the public street.

Violation #5 – Failure to provide maneuvering space for vehicles on the property in violation of Condition #18:

License condition #18 of the License for the Licensed Premises states that:



“Provide maneuvering space on the property to allow vehicles entering and exiting the site from the street to proceed forward. Backing from the street or on to the street is prohibited.”

Violation #5 Facts: On September 17, 2021 Inspector Ferrara observed a vehicle blocking the maneuvering space of a van that was parked on the property.

Under Saint Paul Legislative Code Section 310.05, these violations of your license conditions are first-time violations. The penalty matrix laid out in Section 310.05 prescribes a \$500 fine for a first-time violation.

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 **October 20, 2021**, I will presume that you have chosen not to contest the proposed adverse action and the matter will be placed on the City Council Consent Agenda for approval of the proposed remedy.
2. You can pay the \$500 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 **October 20, 2021**. A self-addressed envelope is enclosed for your convenience. Payment of the \$500.00 matrix penalty will be considered a waiver of the hearing to which you are entitled.
3. If you wish to admit the facts but you contest the \$500 matrix 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 no later than **October 20, 2021**. The matter will then be scheduled before the City Council to determine whether to impose the \$500 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 no later than **October 20, 2021**. 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 Section 310.05 (k).

If you have not contacted me by October 20, 2021, I will assume that you do not contest the imposition of the \$500 matrix penalty. 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 my Legal Assistant Shawn McDonald at (651) 266-8729.

Sincerely,

Therese Skarda
Assistant City Attorney
License No. 0240989

Cc: Duqueiro Cano, 3347 3rd Avenue South, Minneapolis, MN 55408
Shevek McKee, Executive Director, Como Community Council, 1224 Lexington Parkway, Saint Paul, MN 55103

Attachments: Inspectors Report from Inspector Tom Ferrara
 Screenshots from Eclips system
 STAMP Ownership/Zoning Information
 August 25, 2021 Correction Notice
 Parking Plan Map
 Photos of Violations from 9/12/2021 & 9/17/2021
 Saint Paul Police Department Tag CN 21185531
 Saint Paul Police Department Tag CN 21190997



CITY OF SAINT PAUL

Business Licensing
375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-3989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

Inspector's Report

Inspectors Name: Thomas Ferrara

Date: 9/12/2021 & 9/17/2021

Business/Property Name: DBA: Dukes Car and Towing, License #: 20190000933

Property Address: 977 Front Avenue, Saint Paul, MN 55103

Reason for Visit: Complaint Inspection

Observations: License Condition Violations

Photos Taken: Yes No – Area(s) of where the Photo(s) where taken:

977 Front Avenue property & Chatsworth

Action Taken: Education / warning

Request for Adverse Action

Other: -

Details of Conversations (Statements to and by Person Responsible for Property):

During an inspection that was held on 8/23/2021, I spoke with the manager Jon Galvin, I introduced myself as a licensing inspector with DSI and that I was here today for an inspection due to DSI receiving complaints. I reviewed the license conditions and violations that I observed with the manager instructing him that he would receive a correction notice of the violations found with a timeline to come in compliance of all license condition violation and with city ordinances.

Upon the follow up inspections that were held on 9/12/2021 and on 9/17/2021, I observed the following violations: License condition #1 and 2 not parking according to the parking plan dated 6/24/2019 and trash/dumpster not in designated spot, license condition #11 multiple customer vehicles parked for over ten days, license condition #13 customer/employees vehicle's parking in the right of way on Chatsworth and license condition # 18 vehicle parked/blocking maneuverable space to allow other vehicle entering and exiting the property.

Properties For License 977 FRONT AVE

Pay Print Warn Hist Summ Licensee: DUKES CARS AND TOWING LLC
DBA: DUKES CAR AND TOWING

License Licensee Lic. Types Insurance Bond Requirements

Licensee Name: DUKES CARS AND TOWING LLC Browse...
 DBA: DUKES CAR AND TOWING
 Sales Tax Id: ***** Non-Profit: Worker's Comp: 00/00/0000 Properties...
 AA Contract Rec'd: 00/00/0000 AA Training Rec'd: 00/00/0000
 AA Fee Collected: 00/00/0000 Discount Rec'd:

Other Agency Licenses Financial Hold Reasons

Other Licensing Agency Name / License Type	License #	Expiration	Reason	Active	Date

Contacts for this Licensee

Last Name	First Name	Title	Bus. Phone	Home Phone	Contact Address
DUKES CAR AND T			(651) 489-8224		977 FRONT AVE
CANO	DUQUEIRO	() -			3347 3RD AVE S

Background Check Required Contact Properties...

License # 190000933 Save Changes to History OK Cancel Help

Properties For License 977 FRONT AVE

Pay Print Warn Hist Summ Licensee: DUKES CARS AND TOWING LLC
DBA: DUKES CAR AND TOWING

License Licensee Lic. Types Insurance Bond Requirements

Licensee Name: DUKES CARS AND TOWING LLC Browse...
 DBA: DUKES CAR AND TOWING
 Sales Tax Id: ***** Non-Profit: Worker's Comp: 00/00/0000 Properties...
 AA Contract Rec'd: 00/00/0000 AA Training Rec'd: 00/00/0000
 AA Fee Collected: 00/00/0000 Discount Rec'd:

Other Agency Licenses Financial Hold Reasons

Other Licensing Agency Name / License Type	License #	Expiration	Reason	Active	Date

Contacts for this Licensee

Contact Address	City	Zip	DOB	Last Check	Drp
977 FRONT AVE	ST PAUL	55103	00/00/0000	00/00/0000	
3347 3RD AVE S	MPLS	55408	05/24/1967	00/00/0000	S49914

Background Check Required Contact Properties...

License # 190000933 Save Changes to History OK Cancel Help

STAMP - Ownership / Zoning Information

[New Search](#)

[Help using this report](#)

Run Date: 09/28/21 12:17 PM

House#:

Last updated from Ramsey County data on:

Street Name:

Click on "Other Application" links below to access GISmo, MapIT, and Ramsey County Info

977 Front Ave - 55103-1351 - [Other Applications](#)

PIN: 262923240180

Census Tract: 31200 **Census Block:** 3022

Council Ward: 5 **District Council:** 10

Year Built:

Foundation Sq Feet: **Loan Company:**

Land

Building

Value: 30400

Value: 72300

Unverified Usage: 10- GENERAL RETAIL & SVC- B- Commercial

ISP:

Units: 0

Zoning: B2

Legal Desc: SAHLGAARD'S SUBDIVISION OF, LOT LOTS 10 AND LOT 11 BLK 55

Owner:

Dukes Cars And Towing
3347 3rd Ave S
Minneapolis MN 55408-3205

Certificate of Occupancy Responsible Party:

Duke's Towing
977 Front Ave
St Paul MN 55103-1351



SAINT PAUL
MINNESOTA

375 Jackson Street, Suite 220
St Paul, Minnesota 55101-1805

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

- Yog hais tias koj tsis to taub tsab nrawv no, hu rau tus rehais lus nrawm (651) 266-8989. Nws yuav pab dawb xab.
- Si necessita un traductor, por favor llamamos al (651)266-8989. No costo.

August 25, 2021

**Dukes Cars And Towing
Attn. Duqueiro Cano
3347 3rd Ave S
Minneapolis MN 55408-3205**

CORRECTION NOTICE

Date: August 25, 2021
RE: 977 FRONT AVE
File #: 21-290701
License Id: 20190000933

Responsible Parties:

The City of Saint Paul, Department of Safety and Inspections inspected the above referenced property on 8/23/2021 in response to public complaints and has determined that the following deficiencies exist in violation of the Saint Paul Legislative Code and/or associated license conditions (see enclosed). Additionally, a Correction Notice including the previously agreed upon business' license conditions was issued to the business on 1/13/2021 in response to same/similar violations observed at the address.

Violations observed on 8/23/2021 include, but are not limited to:

- Two automobiles with MN license plate numbers AHX898 and GLA195 parked in unmarked spaces near southwest corner of the lot in violation of the Parking Plan Approved 24 June 2019 (see enclosed).
- A third vehicle with MN license plate 679UEG was stopped between the Chatsworth curb cut and the north service bay in an unmarked space that blocked maneuvering space and raised the total number of vehicles outdoors on the lot to seven (7) in violation of the Parking Plan.
- The commercial waste container in the rear of the building was not located along the north side of the building in accordance with the Parking Plan and was blocking the parking space labeled "Tow Truck" on the Plan.
- The commercial waste container was open with refuse and debris spilling onto the ground. In addition, an office chair with other miscellaneous refuse and debris was present on the ground north of the building along with excessively tall grass and weeds on property.
- Automobile with MN license plate number AHX898 stored on lot for a stated "month" in an unapproved space was missing body parts and the driver side window plus the interior was filled with auto parts. This constitutes an abandoned and a salvage vehicle.

- Automobile with MN license plate number 447XPT parked on Chatsworth St. in front of business along and front bumper/body panel missing. Vehicle stated to be business manager Jon Galvin's who was present at site.
- "...Certified Auto Repair..." temporary sign/banner along fence in rear of building with no evidence of Zoning Section (651-266-9008 or DSI-ZoningReview@stpaul.gov) approval in database.

You are hereby notified to correct these deficiencies in accordance with the appropriate codes. A DSI Licensing Inspector will re-inspect these premises on or after **Thursday 9/2/2021**, by which date the noted violations must be corrected and the property brought into full compliance with all license conditions. **Failure to correct these deficiencies and maintain compliance may result in adverse action against business licenses, the issuance of criminal charges and/or a civil lawsuit, and possible abatement/assessment by the City.**

Additionally, information was provided to DSI that the business was in operation on a Sunday(s) and often later than conditions. This is in violation of the conditions imposed on your business licenses and further grounds for adverse licensing action. **Sunday business operations and repair work later than 7:30 p.m. Monday through Saturday must cease and desist upon receipt of this notice.**

Further, complaints indicate that Dukes Cars And Towing ownership and operators may have changed. If validated this will be further grounds for adverse action against the business licenses including revocation. **It is necessary to provide DSI Licensing immediate written notice if there have been changes to the business' ownership and/or responsible parties as Dukes Cars And Towing LLC remains the party fully liable for all business activity.**

Finally, this order does not supersede or in any way delay the compliance date of **Summary Abatement orders issued by DSI Code Enforcement for same/similar violations**. Those violations at the address must be brought into compliance as Code Enforcement recently ordered or progressive enforcement may be initiated by that Division prior to the 9/2/2021 Licensing compliance date.

If you have any questions, please contact me at tom.ferrara@ci.stpaul.mn.us or 651-266-9087 and in my absence, you may contact Licensing Manager, Eric Hudak at 651-266-9132.

Respectfully,



Thomas Ferrara
DSI Licensing Inspector

Enc. Dukes Cars and Towing LLC, License #: 20190000933, License Group Conditions.
Parking Plan Approved 24 June 2019.

C: Dukes Cars and Towing LLC, 977 Front Ave, Saint Paul, MN 55103.

Licensee: Dukes Cars and Towing LLC
DBA: Dukes Cars and Towing
License #: 20190000933

License Group Conditions:

1. All customer and employee vehicles must be parked in accordance with the approved parking plan on file with the Department of Safety and Inspections (DSI) dated 06/24/2019. A maximum of six (6) vehicles may be parked on the property at any time.
2. The parking lot shall be maintained in good order and repair in accordance with the approved parking plan on file with DSI dated 06/24/2019 which includes striping of individual parking spaces, wheel stops in the southeast corner of the property (set-back four (4) feet from the east property line), fencing, etc.
3. No blockage of alley access by any vehicle at any time.
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 or inside the building. Storage of vehicle fluids, batteries, etc. shall be in accordance with the Ramsey County Hazardous Waste regulations.
5. No use of garage or driveway on adjacent lot for business purposes of any kind.
6. No repair of vehicles may occur on the exterior of the lot or in the public right-of-way (e.g., street, alley, sidewalk, boulevard, etc.). All repair work must occur within an enclosed building.
7. No auto painting or body work of any kind is permitted.
8. Vehicle sales is not permitted.
9. The storage of vehicles for the purpose of salvaging parts is expressly forbidden. Vehicle salvage is not permitted.
10. All vehicles parked outdoors must appear to be completely assembled with no major body parts missing.
11. Customer vehicles may not be parked longer than ten (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.
12. No cleaning of snow off property into alley or surrounding property, snow must be removed by other means.
13. At no time shall customer, employee, and/or business vehicles be parked in the driveway or in the public right of way (e.g., street, alley, sidewalk, boulevard, etc.). This includes, but is not limited to vehicles awaiting repair, and/or that have been repaired and are awaiting pick-up by the owner of the vehicle.
14. No cleaning, washing, or flushing of materials onto street or alley. If spillage occurs by accident, business must clean up in accordance with Ramsey County Hazardous Waste regulations.
15. No excessive noise is to be generated by the business; the business can be open from 7:00 a.m. to 9:00 p.m. Monday through Saturday, with repair work limited to the hours of 7:30 a.m. to 7:30 p.m. Monday through Saturday.
16. Area must be kept clean and free of garbage.
17. No driving down alleyway for purposes of vehicle testing (driving down alley frequently and at excessive speeds is a danger to residents and their children.)
18. Provide maneuvering space on the property to allow vehicles entering and exiting the site from the street to proceed forward. Backing from the street or on to the street is prohibited.
19. Licensee must comply with all federal, state and local laws.

**September 2021 DSI Licensing Condition Violations
10/5/2021 Supplement**

**Licensee: Dukes Cars and Towing LLC
DBA: Dukes Cars and Towing
License #: 20190000933**

License Group Condition Violation(s):

11. Customer vehicles may not be parked longer than ten (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.

*MN DLD425 longer than ten (10) days on the premises first observed 8/23/21 daytime inspection with partial of plate visible and 9/3/21 evening inspection full plate visible...

8/23/21



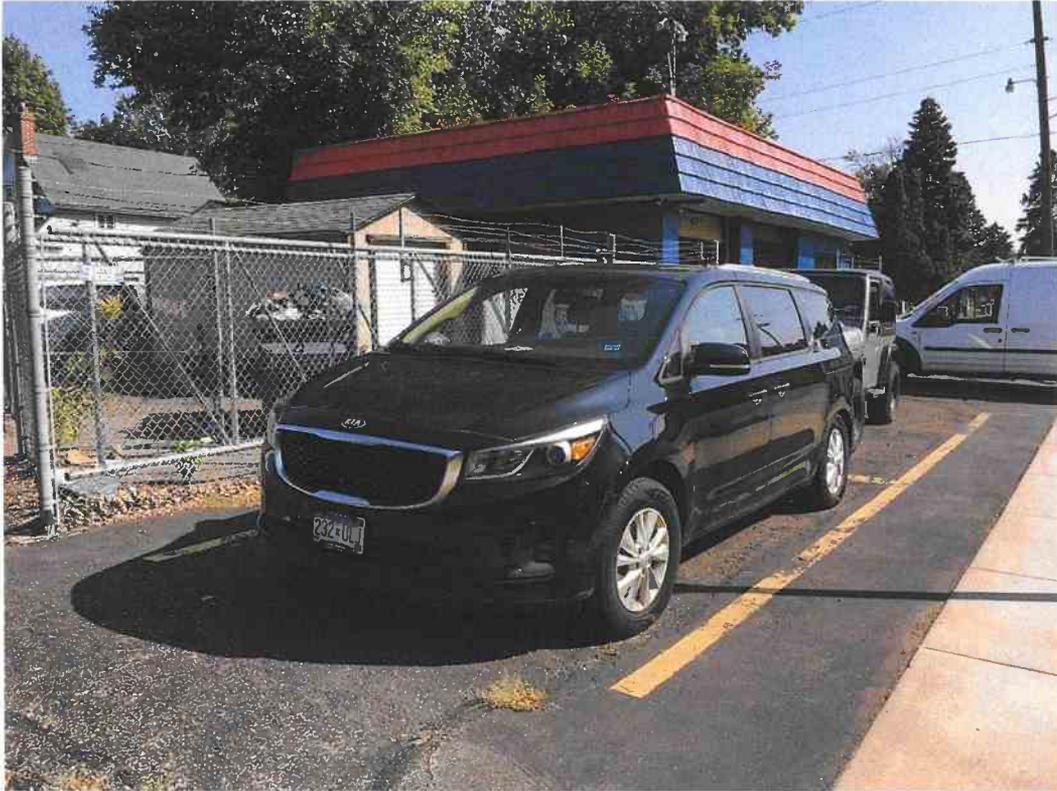
9/3/21



*MN EFH164 longer than ten (10) days on the premises first observed 9/3/21...

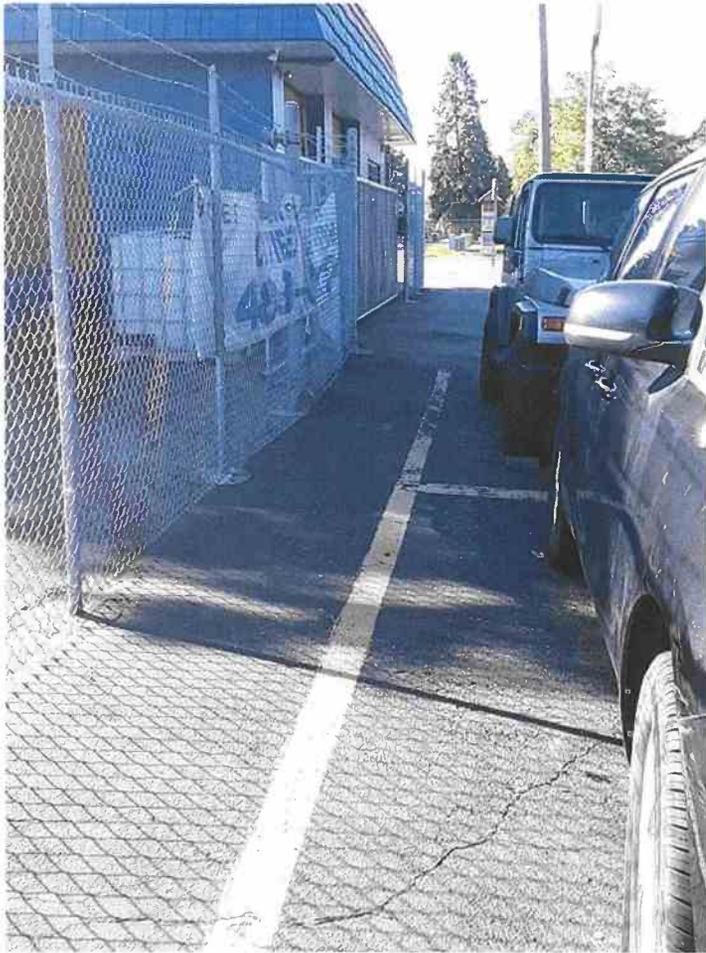


*MN 232ULJ longer than ten (10) days on the premises first observed 8/23/21...



19. Licensee must comply with all federal, state and local laws.

*See Zoning orders 10/4/2021 977 Front Ave – Temporary Sign



Saint Paul Police Department

CN Details for 21-185531

Incident:	4701	ABANDONED VEHICLE		
Location:	977 Front Avenue			
Locale:	Certified Auto Repair [977]			
	Sector/Grid:	I	47	
Call Date:	09/05/2021, 17:37:15	Disposition:	Tag	
Occur Date:	09/05/2021	Priority:	5	Time Received: 17:37:15
Occur Time:	17:37:15	Source:	Phone	Time Sent: 22:36:59
Caller Information:	Fire/Amb:			Time Arrived: 22:42:22
Name:	EDP:			Time Cleared: 22:49:17
Address:	Alarm:			ECC Console: 23
Phone:				

Saint Paul Police Department

CN Details for 21-190997

Incident:	4600	TRAFFIC VIOLATION-OTHER PARKING VIOLATIONS		
Location:	977 Front Avenue			
Locale:	Certified Auto Repair [977]			
	Sector/Grid:	1	47	
Call Date:	09/12/2021, 13:52:34	Disposition:	Tag	
Occur Date:	09/12/2021	Priority:	5	Time Received: 13:52:34
Occur Time:	13:52:34	Source:	Phone	Time Sent: 16:59:54
Caller Information:	Fire/Amb:		Time Arrived:	17:07:27
Name:	EDP:		Time Cleared:	17:11:05
Address:	Alarm:		ECC Console:	24
Phone:				



License Condition Violation #11 – 9/12/2021

1. All customer and employee vehicles must be parked in accordance with the approved parking plan on file with the Department of Safety and Inspections (DSI) dated 06/24/2019. A maximum of six (6) vehicles may be parked on the property at any time.

11. Customer vehicles may not be parked longer than ten (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.



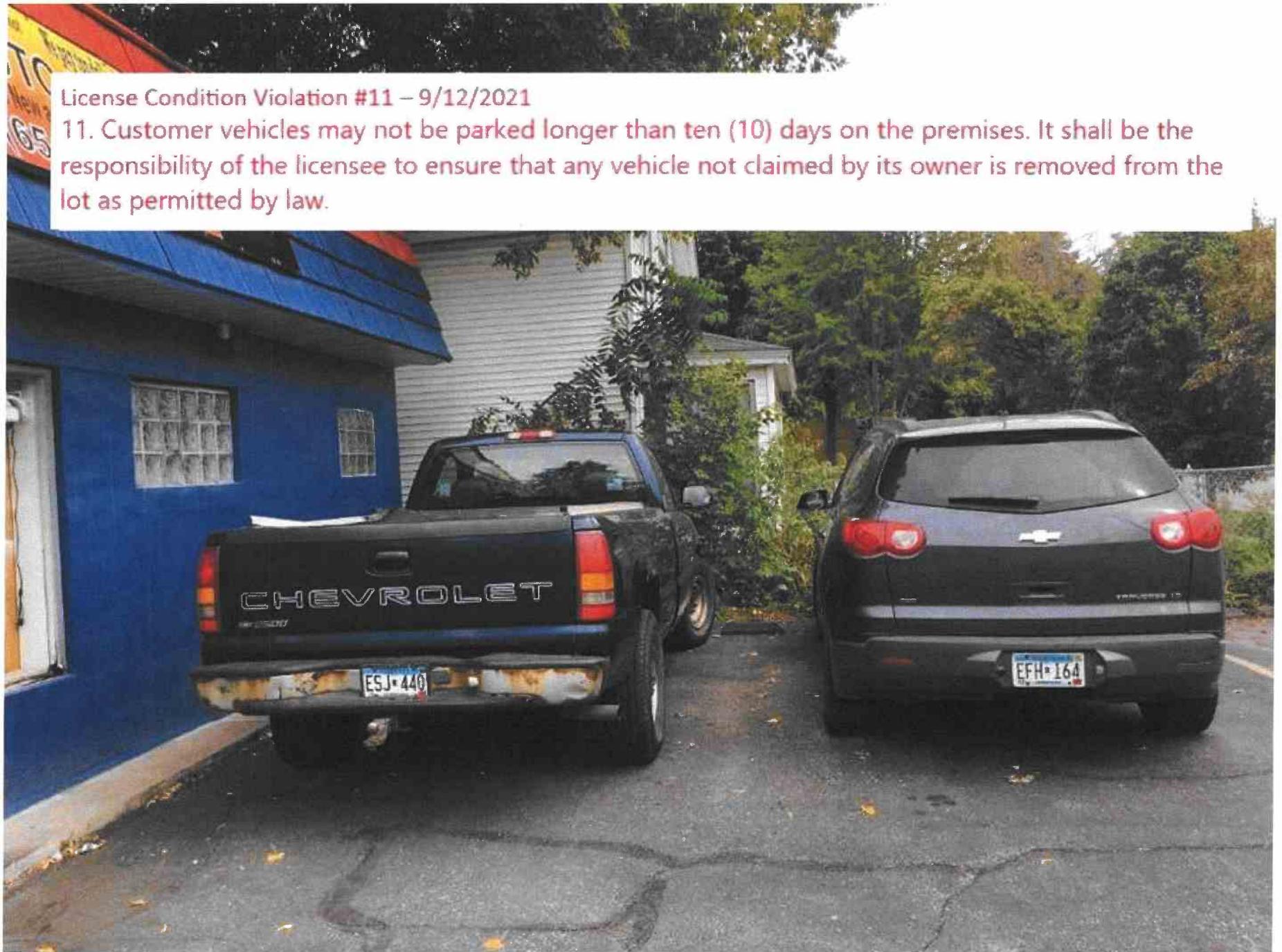


License Condition Violation #1 – 9/17/2021 Dumpster

2. The parking lot shall be maintained in good order and repair in accordance with the approved parking plan on file with DSI dated 06/24/2019 which includes striping of individual parking spaces, wheel stops in the southeast corner of the property (set-back four (4) feet from the east property line), fencing, etc.

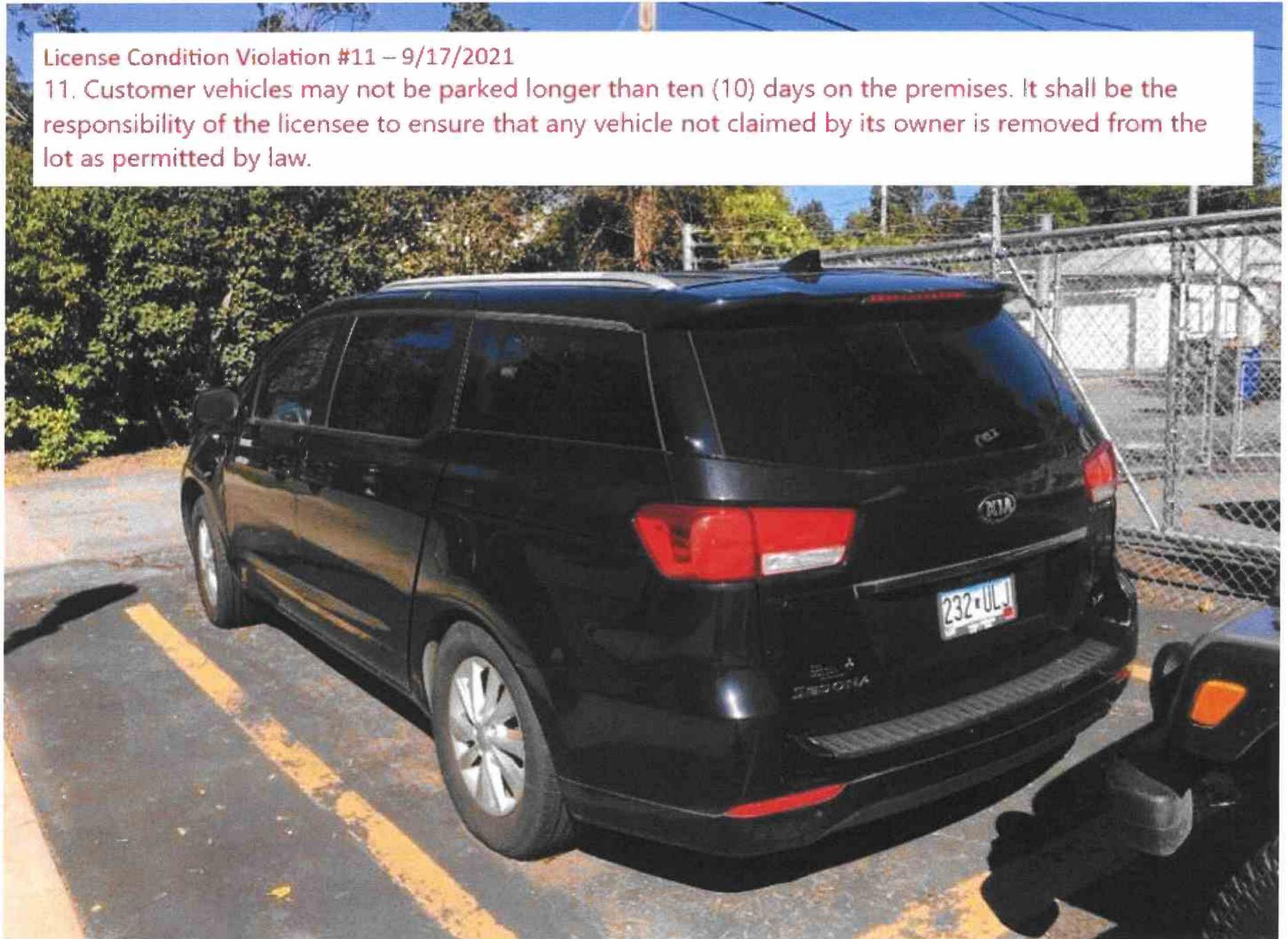
License Condition Violation #11 – 9/12/2021

11. Customer vehicles may not be parked longer than ten (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.



License Condition Violation #11 – 9/17/2021

11. Customer vehicles may not be parked longer than ten (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.



License Condition Violation #11 – 9/17/2021

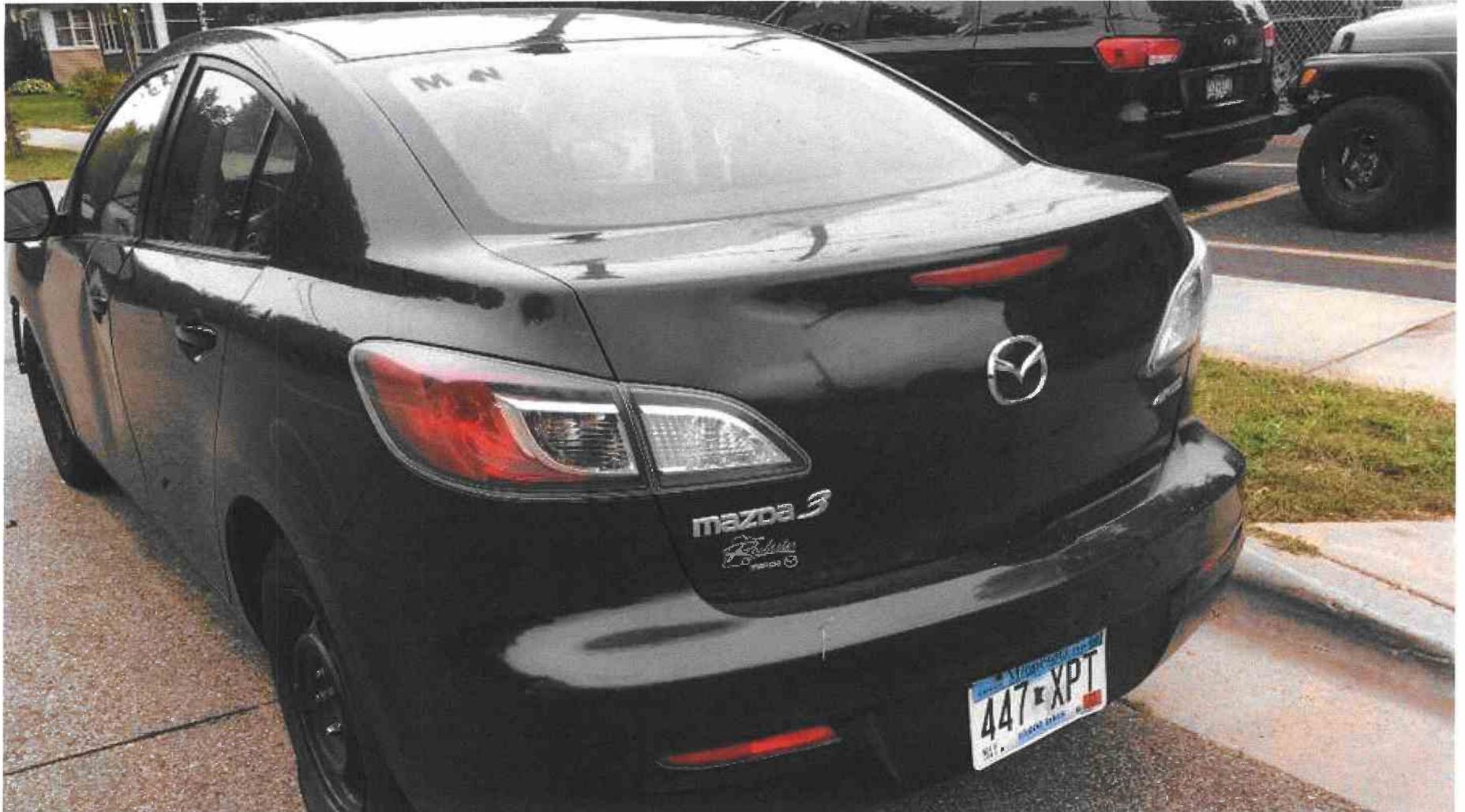
11. Customer vehicles may not be parked longer than ten (10) days on the premises. It shall be the responsibility of the licensee to ensure that any vehicle not claimed by its owner is removed from the lot as permitted by law.



License Condition Violation #11 – 9/17/2021

11. Customer vehicles may not be parked longer than ten (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.





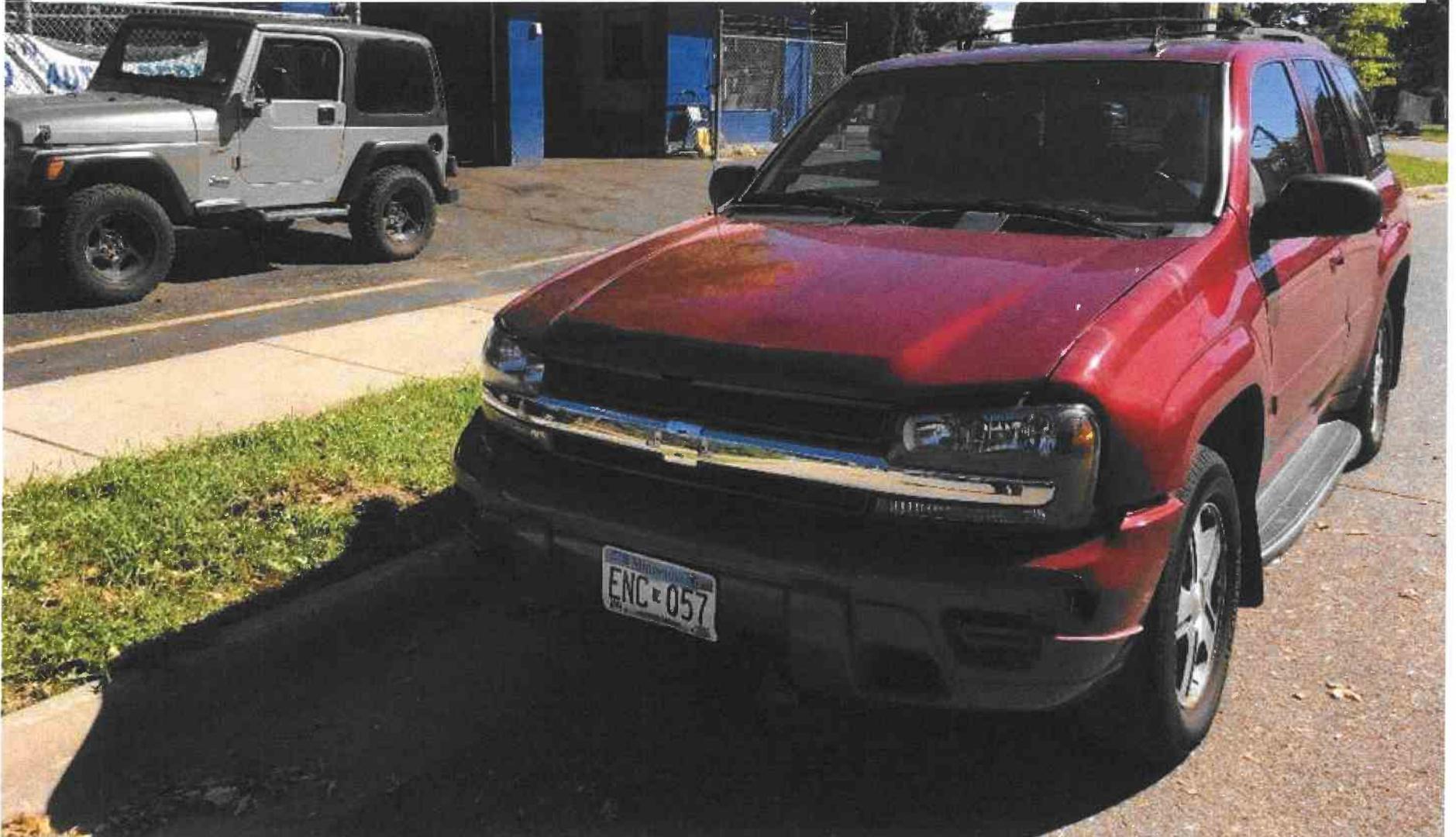
License Condition Violation #13 – 9/12/2021

13. At no time shall customer, employee, and/or business vehicles be parked in the driveway or in the public right of way (e.g., street, alley, sidewalk, boulevard, etc.). This includes, but is not limited to vehicles awaiting repair, and/or that have been repaired and are awaiting pick-up by the owner of the vehicle.



License Condition Violation #13 – 9/17/2021

13. At no time shall customer, employee, and/or business vehicles be parked in the driveway or in the public right of way (e.g., street, alley, sidewalk, boulevard, etc.). This includes, but is not limited to vehicles awaiting repair, and/or that have been repaired and are awaiting pick-up by the owner of the vehicle.

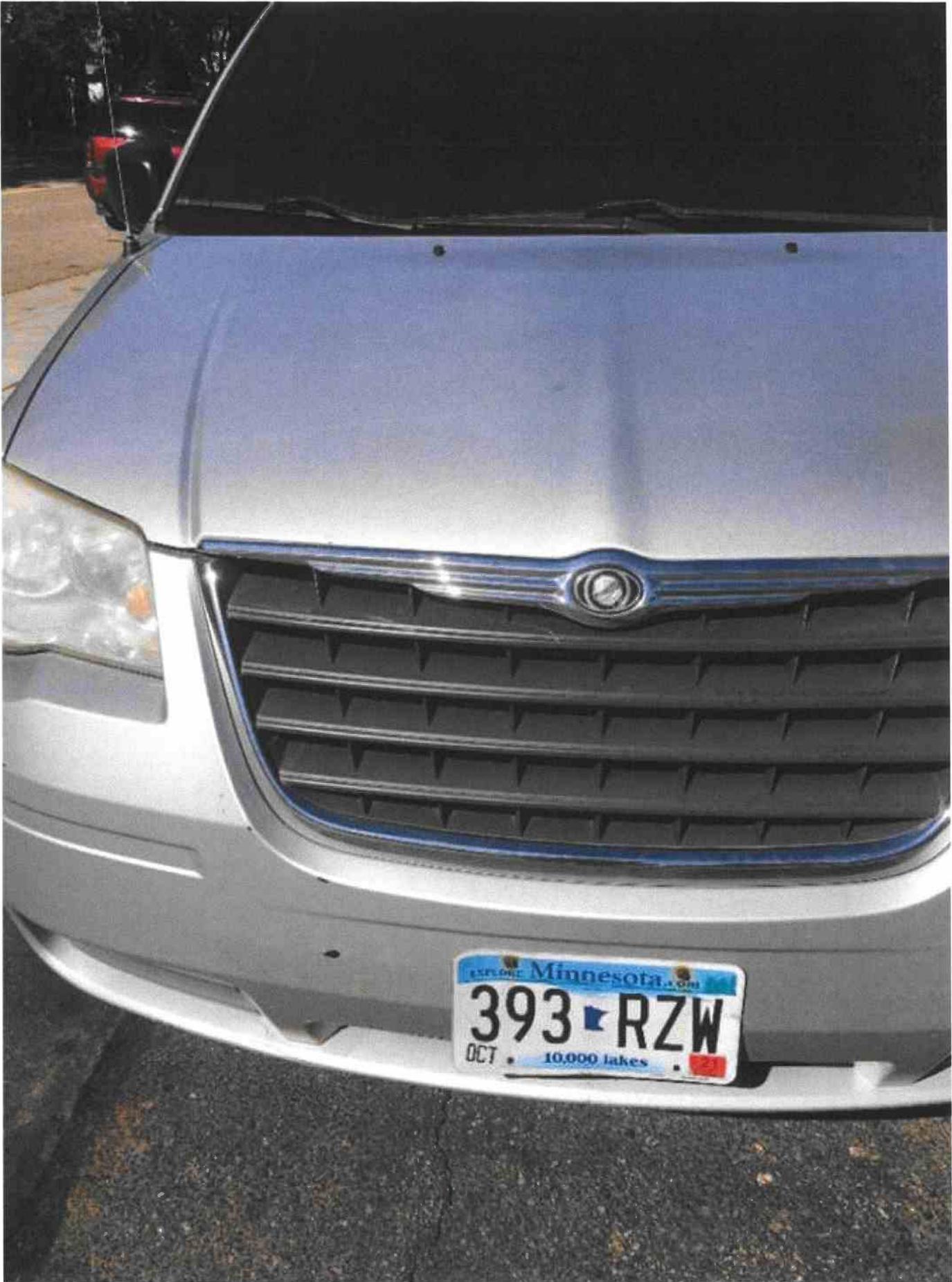


License Condition Violation #1 and 18 – 9/17/2021

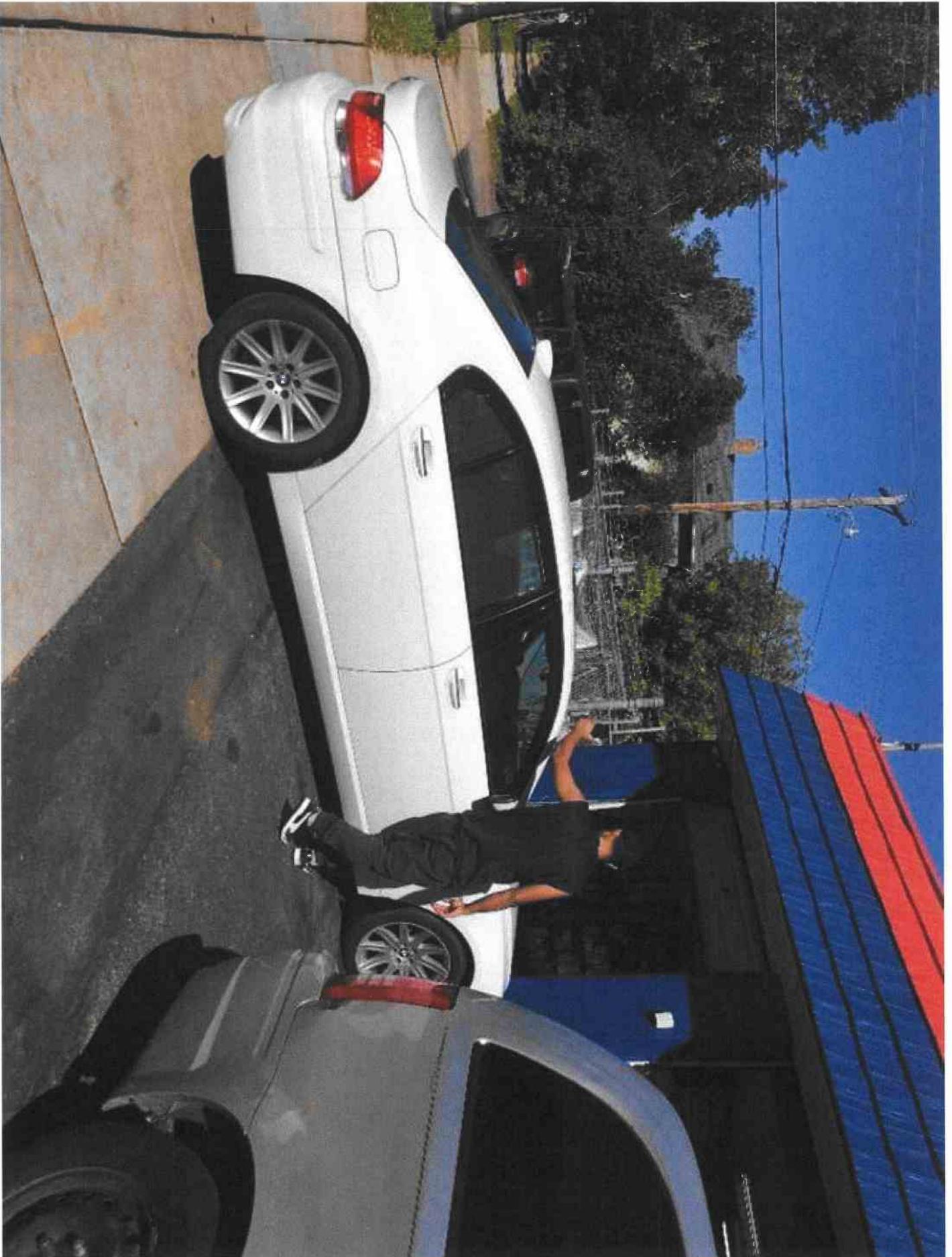
1. All customer and employee vehicles must be parked in accordance with the approved parking plan on file with the Department of Safety and Inspections (DSI) dated 06/24/2019. A maximum of six (6) vehicles may be parked on the property at any time.

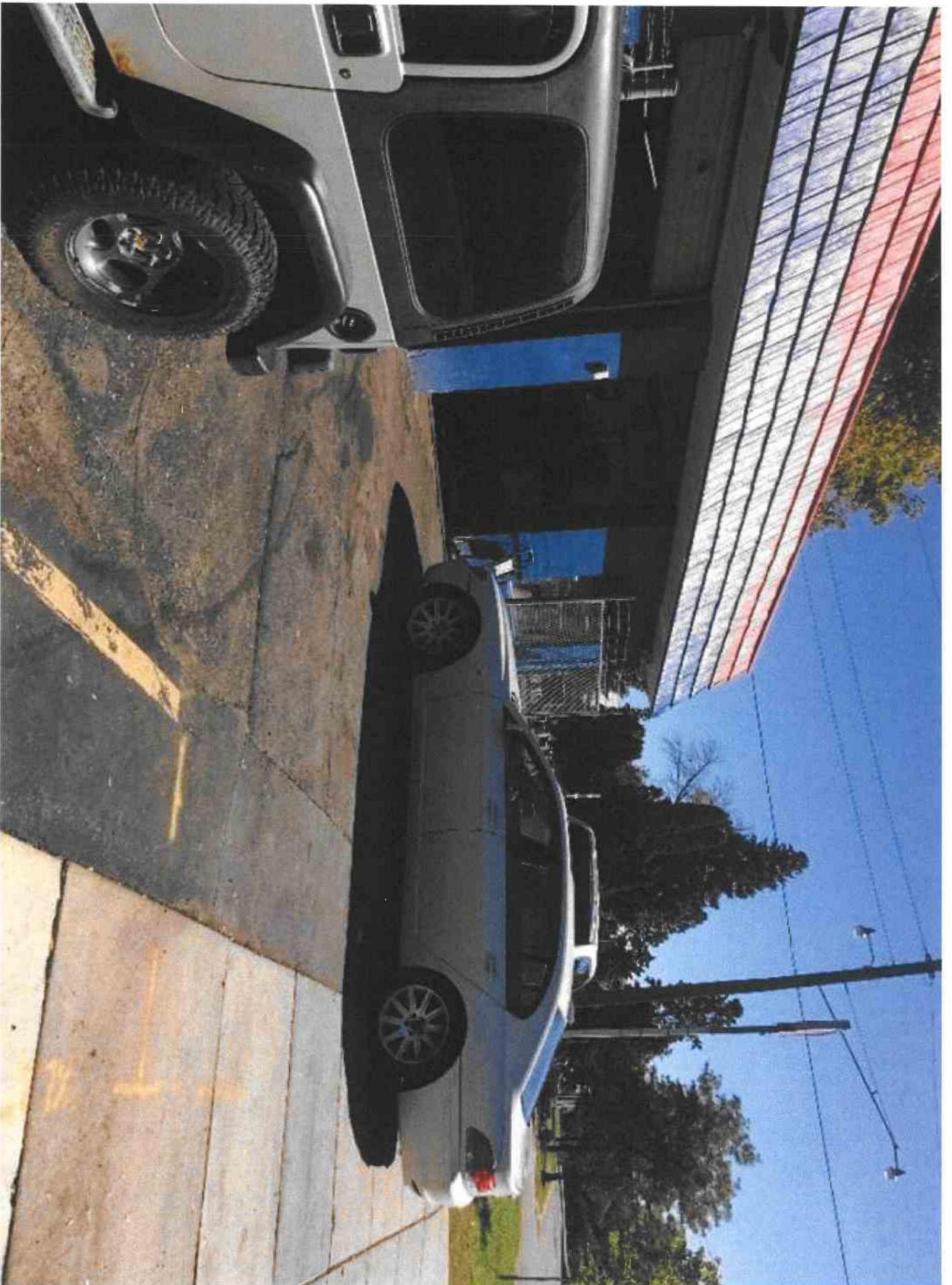
18. Provide maneuvering space on the property to allow vehicles entering and exiting the site from the street to proceed forward. Backing from the street or on to the street is prohibited.





EXPLORE Minnesota .com
393 RZW
OCT • 10,000 lakes •







CITY OF SAINT PAUL

375 Jackson Street, Suite 220
St Paul, Minnesota 55101-1806Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

October 4, 2021

Dukes Cars And Towing
3347 3rd Ave S
Minneapolis Mn 55408-3205

Re: 977 Front Ave – Temporary Sign

Dear Property Owner:

We have recently received a complaint regarding the display of temporary business signs at the above referenced location. This property is located in a B2 zoning district, and the North End special sign district.

Inspection Observations:

The following temporary signs were on display during a recent inspection of this property: A temporary banner was mounted to the fence that states “Brakes Suspension Exhaust Steering Certified Auto Repair 489-8224”

Pertinent Code Sections:

Under Chapter 64 of the City of Saint Paul Legislative Code commercial property with this zoning classification is permitted to have temporary freestanding or wall signs provided certain conditions are met, which include but are not limited to the following:

1. A temporary sign permit must be obtained from this office prior to the installation of such sign(s).
2. Total cumulative area of such sign(s) shall not exceed thirty-two (32) square feet in size.
3. Temporary signs may only be displayed for up to 3 nonconsecutive times per year for a period of not more than 30 days per time or once per year for a period of not more than 90 days.
4. Cloth signs and banners shall be perforated over at least ten (10) percent of their surface area to reduce wind resistance.
5. They shall not be located in the public right-of-way.
6. Their position shall not interfere with, mislead or confuse traffic.

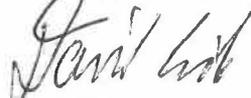
Orders:

There's no record of this office approving, or having received a request to approve, the installation of these temporary signs. Therefore, **you must remove from this location all temporary signs placed on the outside of these premises, including but not limited to the sign(s) specifically referenced above, within 10 days of the date of this letter.**

If you want to have temporary sign(s) for this business in the future, you must first obtain the required temporary sign permit. Among the items you should note regarding a request for temporary sign permit include, but are not limited to the following: You must submit a copy of what the sign(s) will look like (including their content and dimensions), a site plan showing where the sign(s) will be located, and the fee of \$78 must be included with a completed request form.

I have included a copy of the pertinent sections of the legislative code relating to the display of temporary signs, a picture of the sign(s) referenced above, and a temporary sign permit request form. Any person affected by this decision who believes it to have been made in error, may appeal the matter in writing to the Board of Zoning Appeals within 10 days of the date of this letter. Any appeal shall include the appropriate filing fee of \$547. If you have any questions regarding this matter, or would like to request the appeal application form, I may be contacted at 651-266-9088 or via email at david.eide@stpaul.gov.

Sincerely,



Inspector

Enclosure(s)



BRAKES

SUSPENSION

EXHAUST

STEERING

CERTIFIED AUTO REPAIR

489-8224



SAINT PAUL
SAFETY & INSPECTIONS

DEPARTMENT OF SAFETY & INSPECTIONS (DSI)
RICARDO X. CERVANTES, DIRECTOR

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

Effective April 3, 2021, a 2.49% service fee will be charged for all credit or debit card transactions and will appear as a separate transaction on your card statement. This fee is charged by the service provider the Department of Safety and Inspections uses to handle credit card transactions. The City will not receive any of the convenience fees.

A copy of the banner/sign and a site plan showing where the sign will be displayed must be included with this application along with the permit fee of \$78.00. If paying via credit/debit card, staff will contact you with directions regarding how to pay.

APPLICANT: NAME _____
ADDRESS _____
PHONE _____
EMAIL ADDRESS _____

BANNER/SIGN LOCATION:
ADDRESS _____
CROSS STREETS _____

BANNER/SIGN SIZE: WIDTH _____ LENGTH _____ VALUATION OF WORK
TOTAL SQ. FT. _____ \$ _____

PORTABLE SIGN? If yes, Quantity: _____ Total Sq. ft: _____ Dimensions: _____

PLEASE SUBMIT A COPY OF BANNER/SIGN AND A SITE PLAN WITH SIGN LOCATION

If you are a religious institution you may have certain rights under RLUIPA. Please check this box if you identify as a religious institution.

DATE SIGN TO BE PUT UP _____
DATE SIGN TO BE TAKEN DOWN _____

SIGN TO BE ATTACHED TO _____
(If attached to a building, permission is required from the property owner)

OFFICIAL USE ONLY IN THIS AREA

PERMIT APPLICATION # _____

ZONING: APPROVED DENIED

BY _____ DATE _____

COMMENTS: _____

Sec. 64.203. Permits.

A permit shall be required for all exterior signs visible from a public right-of-way.

- (a) *Application.* Applications for sign and/or sign structure permits shall be submitted to the zoning administrator. Each application shall contain the names and addresses of the owners of the display structure and property; the address at which any signs are to be erected; the lot, block and addition at which advertising signs are to be erected and the street on which they are to front; a complete set of plans showing the necessary elevations, distances, size and details to fully and clearly represent the construction and placing of the display structure; and a fee as required under chapter 33.04. Structural plans are required for all freestanding signs greater than fifty (50) square feet. Permit applications for advertising signs along state trunk highways and interstate highways shall be accompanied by proof that the applicant has obtained a permit from the state for the advertising sign.
- (b) *Consent.* Applications for signs and/or sign structures erected, maintained or used for the public display of posters, painted signs or reading material shall be accompanied by an affidavit of a lease in force or deed indicating the consent of the owners of the property on which the display structure is to be erected.
- (c) *Advertising sign bond:*
 - (1) The owner or persons in control of each and every advertising sign maintained within the limits of the city shall file a bond in the sum of two thousand dollars (\$2,000.00) for each and every advertising sign. The bond shall be conditioned to indemnify and save the city harmless from all damages, costs and expenses, actions and causes of action that the city may incur or be liable to incur by reason of construction, maintenance or removal of any advertising sign.
 - (2) In lieu of the two thousand dollars (\$2,000.00) bond required above, the owner may provide a bond covering all advertising owned or in control of any person, firm or corporation which shall be in the amount of twenty-five thousand dollars (\$25,000.00) and shall be filed with the city. This bond shall be conditioned as stated above.
 - (3) All bonds shall be kept in force as long as the advertising signs are maintained. If any of the bonds becomes discharged by reason of nonpayment, liability, lapse of time for any reason whatever, the same shall be renewed immediately. If the bonds are not renewed upon demand, the advertising signs for which said bonds were enacted may be summarily removed by the city.

(Ord. No. 11-32, § 1, 12-14-11; Ord 14-37, § 1, 11-12-14)

Sec. 64.504. B2—B3 business and IT industrial districts.

(a) *Business and identification signs:*

- (1) The sum of the gross surface display area in square feet of all business signs on a lot shall not exceed two (2) times the lineal feet of lot frontage or seventy-five (75) square feet, whichever is greater.
- (2) Only one (1) freestanding sign per lot is permitted in a required yard. A freestanding sign projecting into a public right-of-way beyond eighteen (18) inches may not exceed fifteen (15) square feet in display area.
- (3) One (1) projecting sign per entrance on a street frontage is permitted. Any sign which projects into a public right-of-way beyond eighteen (18) inches shall not exceed twenty-five (25) square feet in display area.
- (4) The height of signs shall be subject to the conditions specified in section 64.503(a)(4).
- (5) In the B2 district, dynamic displays shall be monochromatic if located within one hundred (100) feet of a residential use, measured from the sign to the nearest residential property line, shall not scroll or change their displays faster than every twenty (20) minutes, and shall be turned off between 11:00 p.m. and 7:00 a.m. or after business hours, whichever is later, except that interior window signs six (6) square feet or less in area with only text providing only open/closed information may have more than one (1) color.

(b) *Temporary signs:*

- (1) For new developments, one (1) real estate development sign not exceeding a total of one hundred (100) square feet in area on the lot of the new development. Such signs shall not be located within any required yard.
- (2) For all uses, real estate signs not exceeding at total of twelve (12) square feet in area.
- (3) For all uses, one (1) sign not exceeding a total of one hundred (100) square feet in area identifying an engineer, architect or contractor engaged in, or product used in, the construction of a building.
- (4) Temporary signs shall be permitted as follows:
 - a. Banners, pennants and stringers.
 - b. Freestanding and wall signs, the total area not to exceed a total of thirty-two (32) square feet.
 - c. Such signs shall be permitted three (3) nonconsecutive times per calendar year for a period of not more than thirty (30) days per time or once per year for ninety (90) days.
- (5) Temporary window signs shall cover no more than thirty (30) percent of the window area, including windows in doors, between four (4) and seven (7) feet above grade and shall not block the view from a public right-of-way into the clerk or cashier station.
- (6) No sign shall project higher than thirty-seven and one-half (37½) feet above grade.

(c) *Portable signs.* Portable signs are permitted and subject to the conditions specified in section 64.503(c).

(C.F. No. 07-39, § 3, 2-21-07; C.F. No. 09-1015, § 1, 12-9-09; Ord. No. 11-32, § 1, 12-14-11; Ord 13-22, § 4, 8-21-13; Ord 14-37, § 1, 11-12-14)