



Legislation Details (With Text)

File #: RES 11-237 **Version:** 3
Type: Resolution **Status:** Passed
In control: City Council
Final action: 4/27/2011

Title: Approving the application with conditions, per the Legislative Hearing Officer, for a Gas Station, Malt Off Sale, Cigarette/Tobacco, Restaurant (1) - No Seats, and Retail Fd (C) Grocery 1001-3000 sq ft licenses (Note: this is for a change in ownership of an existing location), for Northern Tier Retail LLC, doing business as Superamerica #4358 (ID #20100004249) at 756 Snelling Avenue North. (Laid over from February 23)

Sponsors:

Indexes:

Code sections:

Attachments: 1. January 20, 2011 Minutes, 2. January 27, 2011 Minutes, 3. March 10, 2011 Minutes, 4. Modified Conditions Affidavit, 5. Contested Letter, 6. Staff Report, 7. Floor Plan, 8. Photos, 9. STAMP Activities Report, 10. Police Activities Report

| Date | Ver. | Action By | Action | Result |
|-----------|------|----------------|--------------------|--------|
| 5/3/2011 | 3 | Mayor's Office | Signed | |
| 4/27/2011 | 2 | City Council | Adopted As Amended | Pass |
| 2/23/2011 | 1 | City Council | Referred | Pass |

Approving the application with conditions, per the Legislative Hearing Officer, for a Gas Station, Malt Off Sale, Cigarette/Tobacco, Restaurant (1) - No Seats, and Retail Fd (C) Grocery 1001-3000 sq ft licenses (Note: this is for a change in ownership of an existing location), for Northern Tier Retail LLC, doing business as Superamerica #4358 (ID #20100004249) at 756 Snelling Avenue North.

WHEREAS, the Legislative Hearing Officer recommends that the application for Superamerica #4358 for a Gas Station, Malt Off Sale, Cigarette/Tobacco, Restaurant (1) - No Seats, and Retail Fd (C) Grocery 1001-3000 sq ft licenses, be approved with the following condition:

1. The license holder shall maintain video surveillance cameras inside and out side the establishment. The video recordings shall be kept by the license holder for at least thirty (30) days and shall be available for viewing by the Saint Paul Police Department (SPPD) immediately upon request. In addition, if the SPPD responds to a call at the licensed premises, and due to the crime, requests that a copy of the surveillance footage be immediately provided, the license holder shall have technology available to make the copy at the time of the request and shall have it for the police without delay. In the cases, if the SPPD or the Department of Safety and Inspections (DSI) request copies of the surveillance tapes, licensee shall have a 48-hour period in which to provide such copies.
2. 3.2 beer and beer products that are originally packaged with the intent to be sold together in multiples cannot be separated and sold by the individual bottle or can. Only 3.2 beer and beer products that are purchased from a licensed distributor, and are intended to be sold by the individual bottle and/or can, may be sold as an individual bottle and/or can.
3. The sale of wine and/or strong beer is not permitted with a Malt Off Sale license.
4. The sale of 40 ounce bottles and/or cans of beer is not permitted.

THEREFORE, BE IT RESOLVED that the Council of the City of Saint Paul hereby approves this license

application with the aforementioned agreed-upon condition.

The modified Conditions Affidavit was signed on April 14, 2011.