



Legislation Details (With Text)

File #: RES PH 18- 329 **Version:** 1

Type: Resolution-Public Hearing **Status:** Passed
In control: City Council
Final action: 1/9/2019

Title: Approving adverse action against the Auto Repair Garage and Motor Vehicle Salvage Dealer licenses held by Corp Auto, Inc. at 1221 Pierce Butler Route. (Public hearing held December 19, 2018)

Sponsors: Mitra Jalali

Indexes:

Code sections:

Attachments: 1. November 7th 2018 Public Hearing packet, 2. Notice of Rescheduled Council Hearing with Affidavit of Service

Date	Ver.	Action By	Action	Result
1/16/2019	1	Mayor's Office	Signed	
1/9/2019	1	City Council	Adopted As Amended	Pass
12/19/2018	1	City Council	Laid Over	Pass
11/7/2018	1	City Council	Continue Public Hearing	Pass

Approving adverse action against the Auto Repair Garage and Motor Vehicle Salvage Dealer licenses held by Corp Auto, Inc. at 1221 Pierce Butler Route. (Public hearing held December 19, 2018)

WHEREAS, the Auto Repair Garage and Motor Vehicle Salvage Dealer licenses held by Corp Auto, Inc. d/b/a Corp Auto, Inc. (License ID# 20030002015) for the premises located at 1221 Pierce Butler Route were the subject of a Notice of Violation - Notice of Intent to Suspend Licenses dated September 25, 2018, 2018; and

WHEREAS, the Notice stated that during an inspection of the licensed premises on August 8, 2018, an inspector from the Department of Safety and Inspections (DSI) observed and documented with photographs six (6) license condition violations; and

WHEREAS, this was the third (3rd) violation within the past eighteen (18) months; and

WHEREAS, pursuant to Saint Paul Legislative Code § 310.05 (m) (1), the licensing office recommended a \$2,000.00 matrix penalty and a ten (10) day suspension of the Auto Repair Garage and Motor Vehicle Salvage Dealer licenses; and

WHEREAS, the licensee responded to the Notice of Violation - Notice of Intent to Suspend Licenses to request a public hearing which was held on November 7, 2018; and

WHEREAS, the public hearing was rescheduled to December 19, 2018 due to a medical emergency of the licensee; and

WHEREAS, the public hearing was held on December 19, 2018 and the matter was laid over to January 9, 2019; and

WHEREAS, on January 9, 2019, Councilmember Jilali Nelson made a motion for a reduction in the matrix penalty from two thousand (\$2,000.00) dollars to one thousand (\$1,000.00) dollars and to stay the ten (10) day suspension; and

WHEREAS, Councilmember Jilali Nelson laid out the following reasons to support her motion:

1. The testimony given by the licensee at the public hearing stated that he believed he was meeting the requirements of the previous violation.
2. Her belief that the evidence presented showed that the licensee was making progress in addressing the violations; now therefore be it,

RESOLVED, Corp Auto, Inc. d/b/a Corp Auto, Inc. (License ID# 20030002015) for the premises located at 1221 Pierce Butler Route is hereby ordered to pay a matrix penalty of ~~\$2,000.00~~ \$1,000.00 for the six (6) license condition violations observed and documented by a DSI Inspector during an inspection of the licensed premises on August 8, 2018.

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

FURTHER RESOLVED, ~~the suspension of the Auto Repair Garage and Motor Vehicle Salvage Dealer licenses are hereby stayed for a period of six (6) months pending no same of similar violations. suspended for a period of ten (10) days. Said suspension will begin at 12:00 a.m. (midnight) on Wednesday, November 28, 2018 and end at 11:59 p.m. on Friday, December 10, 2018.~~