



## Legislation Details (With Text)

**File #:** RES 11-260    **Version:** 1  
**Type:** Resolution    **Status:** Passed  
**In control:** City Council  
**Final action:** 2/2/2011

**Title:** Waiving the 45 day notice requirement for issuance of on-sale and service area licenses for TEW, LLC d/b/a Gabe's by the Park.

**Sponsors:** Russ Stark

**Indexes:**

**Code sections:**

**Attachments:** 1. Gabes 45 Day Waiver Resolution Attachment 2-2-11.pdf

Date	Ver.	Action By	Action	Result
2/4/2011	1	Mayor's Office	Signed	
2/2/2011	1	City Council	Adopted	Pass

Waiving the 45 day notice requirement for issuance of on-sale and service area licenses for TEW, LLC d/b/a Gabe's by the Park.

WHEREAS, TEW, LLC d/b/a Gabe's by the Park, located at 991 Lexington Parkway North in Saint Paul, has requested a waiver of the 45-day notice requirement for issuance of Liquor On Sale - 101-180 seats, Liquor On Sale - 2 a.m. Closing, Liquor On Sale - Sunday, and Liquor - Outdoor Service Area (Patio) licenses; and

WHEREAS, the District 10 Como Community Council has agreed to the waiver of the notice requirements; and

WHEREAS, the Council finds that the application is in order and there are no grounds for denial of the license and that the failure to grant the waiver and the consequent delay in approving the license would cause exceptional and unusual hardship to the license applicant; and

WHEREAS, the licensee agrees that in the event a complaint is received prior to the expiration of the 45-day period and the complaint provides a basis for adverse action against the license, that the Department of Safety and Inspections may direct the licensee to immediately discontinue all operations until a public hearing is scheduled, and that the licensee shall comply with said directive; now, therefore, be it,

RESOLVED, that the 45 day notice requirements of § 409.06 of the Saint Paul Legislative Code are hereby waived and Liquor On Sale - 101-180 seats, Liquor On Sale - 2 a.m. Closing, Liquor On Sale - Sunday, and Liquor - Outdoor Service Area (Patio) licenses are issued to TEW, LLC d/b/a Gabe's by the Park, located at 508 Lexington Parkway South in Saint Paul, subject to the agreement stated above.