



## Legislation Details (With Text)

**File #:** RES 10-1525 **Version:** 1

**Type:** Resolution **Status:** Passed  
**In control:** City Council  
**Final action:** 12/15/2010

**Title:** Approving adverse action against the Cigarette/Tobacco license held by AM PM Gas d/b/a Marathon Market located at 719 Payne Avenue in Saint Paul.

**Sponsors:** Dan Bostrom

**Indexes:**

**Code sections:**

**Attachments:** 1. Notice of Violation.pdf, 2. Tobacco Compliance Check Purchase Form.pdf, 3. LIEP Customer Transaction Detail Report.pdf, 4. Minn.Stat. Section 609.685 (2009).pdf, 5. SPLC Section 324.07.pdf, 6. SPLC Section 324.11.pdf

Date	Ver.	Action By	Action	Result
12/17/2010	1	Mayor's Office	Signed	
12/15/2010	1	City Council	Adopted	Pass

Approving adverse action against the Cigarette/Tobacco license held by AM PM Gas d/b/a Marathon Market located at 719 Payne Avenue in Saint Paul.

WHEREAS, adverse action was taken against the Cigarette/Tobacco license held by AM PM Gas d/b/a Marathon Market (License ID #20070001341) for the premises located at 719 Payne Avenue in Saint Paul by Notice of Violation dated November 5, 2010, alleging that on October 21, 2010, a clerk from the establishment sold tobacco products to an underage person in violation of Minn. Stat. § 609.685 and Saint Paul Legislative Code § 324.07 (c); and

WHEREAS, this is the first violation for the sale of tobacco to an underage person, so per Saint Paul Legislative Code § 324.11 (b) (1), the licensing office recommended a \$200.00 matrix penalty; and

WHEREAS, licensee did respond to the Notice of Violation on November 18, 2010, indicating the payment would be mailed that day, but a check of DSI records shows the payment was never received; now, therefore, be it

RESOLVED, that AM PM Gas d/b/a Marathon Market is hereby ordered to pay a \$200.00 matrix penalty for selling tobacco products to a minor on October 21, 2010. Payment of such penalty shall be made within thirty days of the date of the adoption of this resolution.