



Legislation Details (With Text)

File #: RES 12-2120 **Version:** 1

Type: Resolution **Status:** Passed
In control: City Council
Final action: 11/28/2012

Title: Approving the application with conditions, per the Deputy Legislative Hearing Officer, for a request to modify the existing license condition(s) for a business with an existing Second Hand Dealer - Motor Vehicle license, for Brac's Auto Parts Inc. (I.D. #20060000856), doing business as Brac's Auto at 80 Arlington Avenue East, Suite A.

Sponsors: Amy Brendmoen

Indexes:

Code sections:

Attachments: 1. Minutes, 2. Conditions Affidavit, 3. Modification Request, 4. Correspondence from District 6, 5. Floor Plan, 6. Aerial Photo, 7. Street Photos, 8. STAMP Activity Report

Date	Ver.	Action By	Action	Result
12/5/2012	1	Mayor's Office	Signed	
11/28/2012	1	City Council	Adopted	Pass

Approving the application with conditions, per the Deputy Legislative Hearing Officer, for a request to modify the existing license condition(s) for a business with an existing Second Hand Dealer - Motor Vehicle license, for Brac's Auto Parts Inc. (I.D. #20060000856), doing business as Brac's Auto at 80 Arlington Avenue East, Suite A.

WHEREAS, the Deputy Legislative Hearing Officer recommends that the application for Brac's Auto for a request to modify the existing license conditions(s) for a business with an existing Second Hand Dealer - Motor Vehicle, be approved with the following modified conditions:

1. ~~The number of vehicles for sale displayed outdoors may not exceed eleven (11). The vehicles must be parked in the first row of spaces on the west side of the building, directly across from Suite A.~~ The maximum number of vehicles parked on this property associated with the auto sales business shall not exceed a maximum total of fourteen (14) vehicles. This includes parking for a minimum of nine (9) customer/employee vehicles (including one (1) handicap parking space), and a maximum of five (5) vehicles displayed for-sale. The maximum number of for-sale vehicles displayed outdoors shall not exceed five (5).

2. ~~All customer and employee vehicles (nine (9) including one (1) handicap parking space) must be parked in the row of parking spaces north of the sales vehicles, west of the building directly in front of Suite A as designated on a LIEP approved site plan.~~ All customer, employee, and for-sale vehicles shall be parked in the area designated on the site plan on file with the Department of Safety and Inspections (DSI) dated July 26, 2012. For-sale vehicles shall be parked in the row of spaces immediately to the west of the building directly in front of Suite A. Customer and/or employee vehicles shall be on the north side of the building, adjacent to the fence running along Arlington Ave.

3. 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. Storage of vehicle fluids, batteries, etc. shall be in accordance with the Ramsey County Hazardous Waste regulations.

4. Vehicles intended for sale are prohibited from being parked on any street/public right of way. Vehicles are prohibited from being parked projecting over a public right-of-way.
5. All for-sale vehicles associated with this business must be displayed only on this lot.
6. The storage of vehicles for the purpose of salvaging parts is expressly forbidden. All vehicles parked outdoors must appear to be completely assembled with no major body parts missing. Vehicle salvage is not permitted.
7. General auto repair is not permitted.
8. Auto body repair and auto body spray painting is not permitted.
9. Provide maneuvering space on the property to allow vehicles entering and exiting the site to proceed forward. Backing from the street or on to the street is prohibited.
10. Licensee must comply with all federal, state and local laws.
11. ~~Licensee shall install fencing around approved parking area (refer to condition #2) as designated on the approved site plan on file with LIEP by June 1, 2006. Weather resistant signage will be posted to identify vehicles that belong to this business.~~ The licensee shall install weather resistant signage which clearly identifies which vehicle parking spaces are for this business. Such signage shall contain information including, but not necessarily limited to the following: the name of the business; and which spaces are designated for the display of for-sale vehicles, customer/employee use, and the handicap parking space.

THEREFORE, BE IT RESOLVED that the Council of the City of Saint Paul hereby approves this license application with the aforementioned agreed-upon modified conditions.

The Conditions Affidavit was signed and submitted on October 15, 2012.