



## Legislation Details (With Text)

**File #:** RES 12-277    **Version:** 1

**Type:** Resolution    **Status:** Archived

**In control:** City Council

**Final action:** 2/15/2012

**Title:** Approving adverse action against the Cigarette/Tobacco license held by Dollar Plus, Inc., d/b/a Dollar Plus, 560 University Avenue West.

**Sponsors:** Melvin Carter III

**Indexes:**

**Code sections:**

**Attachments:** 1. Tobacco Compliance Check Purchase Form.pdf, 2. Notice of Violation.pdf, 3. Minn.Stat.Section 609.685.pdf, 4. SPLC Section 324.07.pdf, 5. SPLC Section 324.11.pdf

Date	Ver.	Action By	Action	Result
2/15/2012	1	City Council	Withdrawn	

Approving adverse action against the Cigarette/Tobacco license held by Dollar Plus, Inc., d/b/a Dollar Plus, 560 University Avenue West.

WHEREAS, adverse action was taken against the Cigarette/Tobacco license held by Dollar Plus, Inc. d/b/a Dollar Plus (License ID #20080000589) for the premises located at 560 University Avenue West in Saint Paul by Notice of Violation dated January 13, 2012, alleging that on December 29, 2011, a clerk from the licensed establishment sold tobacco products to an underage person in violation of Minn. Stat. § 609.685 Subd. 1a and Saint Paul Legislative Code § 324.07 (c); and

WHEREAS, this was the first violation regarding the sale of cigarettes to an underage person, so pursuant to 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 to inquire about his options but then failed to follow up to either pay the \$200.00 matrix penalty or request a public or administrative hearing; and

WHEREAS, the Notice of Violation stated that if the licensee failed to pay the \$200.00 matrix penalty or request a hearing by January 23, 2012, that the matter would be placed on the consent agenda to impose the recommended penalty; now, therefore, be it

RESOLVED, that Dollar Plus, Inc. d/b/a Dollar Plus is hereby ordered to pay a matrix penalty of \$200.00 for the sale of cigarettes to an underage person on December 29, 2011. Payment of such penalty shall be made within thirty (30) days of the date of the adoption of this resolution.