



Legislation Details (With Text)

File #: RES PH 15- 324 **Version:** 1

Type: Resolution-Public Hearing **Status:** Passed

In control: City Council

Final action: 12/16/2015

Title: Approving adverse action against Auto Repair Garage and Auto Body Repair/Painting Shop licenses held by Lanhart's Auto Repair Inc., d/b/a Lanhart's Auto Repair & Body located at 1024 - 7th Street East.

Sponsors: Dan Bostrom

Indexes:

Code sections:

Attachments: 1. Notice of Council Hearing with Affidavit of Service.pdf, 2. Notice of Rescheduled Council Hearing with Affidavit of Service and List of Attachments.pdf, 3. Uncontested License Matter Coversheet, 4. License Group Comments Text.pdf, 5. Planning Commission Resolution No. 04-26 dated March 26th 2004.pdf, 6. Conditional Use Permit #04-044-266 dated March 30th 2004.pdf, 7. Signed license condition affidavit dated May 17th 2004.pdf, 8. Notice of Violation with Affidavit of Service dated April 29th 2015.pdf, 9. Photographs taken by DSI Inspector dated September 3rd 2015.pdf, 10. Notice of Violation with Affidavit of Service dated September 11th 2015.pdf, 11. Faxed letter from licensee requesting a public hearing dated September 21st 2015.pdf, 12. SPLC Section 310.05.pdf

Date	Ver.	Action By	Action	Result
12/21/2015	1	Mayor's Office	Signed	
12/16/2015	1	City Council	Adopted As Amended	Pass

Approving adverse action against Auto Repair Garage and Auto Body Repair/Painting Shop licenses held by Lanhart's Auto Repair Inc., d/b/a Lanhart's Auto Repair & Body located at 1024 - 7th Street East.

WHEREAS, the Auto Repair Garage and Auto Body Repair/Painting Shop licenses held by Lanhart's Auto Repair Inc., d/b/a Lanhart's Auto Repair & Body (License ID #20030004877) for the premises located at 1024 - 7th Street East in Saint Paul was the subject of a Notice of Violation dated September 11, 2015 stating that a DSI Inspector documented violations to license conditions #3; #4; #5; #6, #7 and #13 during an inspection on September 3, 2015; and

WHEREAS, the licensee was also in violation of his Conditional Use Permit (#04-044-266 dated 3/26/2004) by allowing on-street storage or overnight storage of vehicles waiting for repair or pick-up; and

WHEREAS, this was the second incidence of violations to the license conditions within the past twelve (12) months; therefore, per Saint Paul Legislative Code § 310.05 (m) (1), the licensing office recommended a \$1,000.00 matrix penalty; and

WHEREAS, licensee responded to the Notice of Violation to admit to the facts of the Notice but contest the \$1,000.00 matrix penalty and request a public hearing which was held on November 18, 2015; now therefore be it

RESOLVED, Lanhart's Auto Repair Inc., d/b/a Lanhart's Auto Repair & Body is hereby ordered to pay a matrix penalty of \$1,000.00, staying \$200 for a year if there are no further violations, for violations to license conditions #3; #4; #5; #6, #7 and #13 and a violation to the Conditional Use Permit (#04-044-266 dated

3/26/2004) documented by a DSI Inspector during an inspection on September 3, 2015.

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