



## Legislation Details (With Text)

<b>File #:</b>	RES PH 16-400	<b>Version:</b>	1
<b>Type:</b>	Resolution-Public Hearing	<b>Status:</b>	Passed
		<b>In control:</b>	City Council
		<b>Final action:</b>	11/16/2016
<b>Title:</b>	Approving adverse action against all licenses held by Bennett Restaurant Company, LLC, d/b/a Bennett's Chop and Railhouse at 1305 Seventh Street West.		
<b>Sponsors:</b>	Rebecca Noecker		
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Notice of Council Hearing with Affidavit of Service.pdf, 2. Uncontested License Matter form.pdf, 3. License Group Comments Text from ECLIPS dated August 18th 2016.pdf, 4. Certificate of Liability Insurance dated August 12th 2016.pdf, 5. Direct Bill History dated August 15th 2016.pdf, 6. Certificate of Liability Insurance dated September 11th 2015.pdf, 7. Notice of Intent to Suspend License with Affidavit of Service dated September 7th 2016.pdf, 8. Letter from licensee requesting a public hearing dated September 12th 2016.pdf, 9. SPLC Section 409.065.pdf, 10. SPLC Section 409.26.pdf		

Date	Ver.	Action By	Action	Result
11/18/2016	1	Mayor's Office	Signed	
11/16/2016	1	City Council	Adopted As Amended	Pass

Approving adverse action against all licenses held by Bennett Restaurant Company, LLC, d/b/a Bennett's Chop and Railhouse at 1305 Seventh Street West.

WHEREAS, all licenses held by Bennett Restaurant Company, LLC d/b/a Bennett's Chop and Railhouse (License ID #20060002522) for the premises located at 1305 - 7<sup>th</sup> Street West in Saint Paul were the subject of a Notice of Intent to Suspend Licenses sent September 7, 2016, stating that the Department of Safety and Inspections received information stating that the licensee's liquor liability insurance was cancelled as of August 10, 2016 due to non-payment of premiums; and

WHEREAS, the licensee then submitted a new Liquor Liability Certificate of Insurance on August 12, 2016, with a coverage period from February 12, 2016 to February 12, 2017; and

WHEREAS, the new Liquor Liability Certificate of Insurance now showed a six (6) month lapse in liquor liability coverage from August 10, 2015 to February 11, 2016; and

WHEREAS, Saint Paul Legislative Code § 409.065 requires that the licensee hold current liquor liability insurance without a lapse in coverage in order to continue operating the business; and

WHEREAS, per Saint Paul Legislative Code § 409.26 (b) (12) the licensing office recommended a ten (10) day suspension of all licenses; and

WHEREAS, the licensee responded to the Notice of Intent to Suspend Licenses to request a public hearing which was then scheduled on November 16, 2016; so therefore be it

RESOLVED, all licenses held by Bennett Restaurant Company, LLC d/b/a Bennett's Chop and Railhouse are hereby suspended for a period of ten (10) days due to a six (6) month lapse in liquor liability coverage. Said

suspension will begin at 12 a.m. (midnight) on Wednesday, December 7, 2016 and end at 11:59 p.m. on Friday, December 16, 2016. Date of said suspension will begin within the next 6 months. Starting date to be selected by the owners of Bennett's and communicated to the Department of Safety and Inspections prior to the start date of such suspension.