



## Legislation Details (With Text)

**File #:** RES 17-1257 **Version:** 1

**Type:** Resolution **Status:** Passed  
**In control:** City Council  
**Final action:** 9/6/2017

**Title:** Approving adverse action against the Cigarette/Tobacco license held by Midway University & Hamline, LLC, d/b/a Midway Amoco BP at 1347 University Avenue West.

**Sponsors:** Russ Stark

**Indexes:**

**Code sections:**

**Attachments:** 1. Midway Amoco BP - Notice of Violation with Affidavit of Service.pdf, 2. Minn. Stat. Section 609.685 - Sale of Tobacco to Children, 3. SPLC Section 324.07 - Sales prohibited, 4. SPLC Section 324.11 - Presumptive Penalties

Date	Ver.	Action By	Action	Result
9/8/2017	1	Mayor's Office	Signed	
9/6/2017	1	City Council	Adopted	Pass

Approving adverse action against the Cigarette/Tobacco license held by Midway University & Hamline, LLC, d/b/a Midway Amoco BP at 1347 University Avenue West.

WHEREAS, the Cigarette/Tobacco license held by Midway University & Hamline, LLC d/b/a Midway Amoco BP (License ID #20100000243) for the premises located at 1347 University Avenue West in Saint Paul, was the subject of a Notice of Violation dated July 18, 2017, stating an employee of the licensee sold tobacco products to an underage person on June 27, 2017, in violation of Minn. Stat. § 609.685 and Saint Paul Legislative Code § 324.07 (c) and (d); and

WHEREAS, per Saint Paul Legislative Code § 324.11(b) (1), the licensing office recommended a \$200.00 matrix penalty; and

WHEREAS, the licensee did not respond to the Notice of Violation 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 public or administrative hearing by July 28, 2017, that the matter would be placed on the consent agenda to impose the recommended penalty; now, therefore, be it

RESOLVED, Midway University & Hamline, LLC d/b/a Midway Amoco BP is hereby ordered to pay a \$200.00 matrix penalty for the sale of tobacco products to an underage person on June 27, 2017.

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

