



Legislation Details (With Text)

File #: RES PH 18- 18 **Version:** 1
Type: Resolution-Public Hearing **Status:** Passed
In control: City Council
Final action: 1/17/2018

Title: Approving adverse action against the Auto Repair Garage license held by Xpert Auto Center, Inc., d/b/a Xpert Auto Center at 1160 Rice Street.

Sponsors: Amy Brendmoen

Indexes:

Code sections:

Attachments: 1. Notice of Council Hearing with Affidavit of Service.pdf, 2. Uncontested License Matter Coversheet.pdf, 3. Approved site plan #00-149297 dated January 12th 2001.pdf, 4. Exhibit A - Aerial view of licensed premises.pdf, 5. License Group Comments Text from ECLIPS System.pdf, 6. License Conditions Affidavit signed by licensee dated March 23rd 2017.pdf, 7. Inspection Report with photographs dated September 15th 2017.pdf, 8. Inspection Report with photographs dated September 27th 2017.pdf, 9. Enforcement Notice dated September 27th 2017.pdf, 10. Inspection Report with photographs dated November 16th 2017.pdf, 11. Notice of Violation with Affidavit of Service dated December 13th 2017.pdf, 12. Letter from licensee requesting a public hearing dated December 20th 2017.pdf, 13. SPLC Section 310.05(m) - Presumptive Penalties, 14. District 6 Planning Council letter supporting adverse action dated January 9th 2018.pdf

Date	Ver.	Action By	Action	Result
1/22/2018	1	Mayor's Office	Signed	
1/17/2018	1	City Council	Adopted	Pass

Approving adverse action against the Auto Repair Garage license held by Xpert Auto Center, Inc., d/b/a Xpert Auto Center at 1160 Rice Street.

WHEREAS, the Auto Repair Garage license held by Xpert Auto Center, Inc. d/b/a Xpert Auto Center (License ID #20170000913) for the premises located at 1160 Rice Street in Saint Paul was the subject of a Notice of Violation sent December 13, 2017, stating that during a second re-inspection of the licensed premises on November 16, 2017 a DSI Inspector documented three (3) repeat license condition violations; and

WHEREAS, the three (3) license condition violations documented were: 1) Twenty-four (24) vehicles were parked on the premises and in the drive lanes in violation of approved site plan and license condition #1; 2) Striping of the parking lot was changed without editing the site plan on file with DSI in violation of license condition #2; 3) Two (2) vehicles were obstructing the northern driveway to Rose Avenue and one (1) vehicle was obstructing the curb cut onto Rice Street in violation of license condition #10; and

WHEREAS, this was the first (1st) violation of the licensee's license conditions; and

WHEREAS, per Saint Paul Legislative Code § 310.05 (m) (1), the licensing office recommended a \$500.00 matrix penalty; and

WHEREAS, the licensee responded to the Notice of Violation to request a public hearing which was then scheduled on January 17, 2018; so therefore be it

RESOLVED, Xpert Auto Center, Inc. d/b/a Xpert Auto Center is hereby ordered to pay a \$500.00 matrix penalty for three (3) repeat license condition violations documented by a DSI Inspector during a second re-inspection on November 16, 2017.

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