



Legislation Details (With Text)

File #:	RES 18-555	Version:	1
Type:	Resolution	Status:	Passed
		In control:	City Council
		Final action:	4/4/2018
Title:	Approving adverse action against the Cigarette/Tobacco-Product Shop license application was submitted by New Hope Market, LLC, d/b/a New Hope Market at 1132 Payne Avenue.		
Sponsors:	Dan Bostrom		
Indexes:			
Code sections:			
Attachments:	1. Notice of Intent to Deny License with Affidavit of Service.pdf, 2. MN Department of Revenue Notice of Seized Contraband and Retail Inspection Log.pdf, 3. SPLC Section 310.06.pdf		

Date	Ver.	Action By	Action	Result
4/11/2018	1	Mayor's Office	Signed	
4/4/2018	1	City Council	Adopted	Pass

Approving adverse action against the Cigarette/Tobacco-Product Shop license application was submitted by New Hope Market, LLC, d/b/a New Hope Market at 1132 Payne Avenue.

WHEREAS, on January 2, 2018 a Cigarette/Tobacco-Product Shop license application was submitted by New Hope Market, LLC d/b/a New Hope Market (License ID# 20170002877) for the premises located at 1132 Payne Avenue; and

WHEREAS, the Cigarette/Tobacco-Product Shop license application submitted by New Hope Market, LLC d/b/a New Hope Market (License ID# 20170002877) for the premises located at 1132 Payne Avenue in Saint Paul was the subject of a Notice of Intent to Deny License ("Notice") dated March 2, 2018; and

WHEREAS, the Notice stated on January 4, 2018, the Department of Safety and Inspections received a Notice of Seized Contraband from the Minnesota Department of Revenue concerning contraband tobacco products seized from the licensed premises during an inspection on October 19, 2017; and

WHEREAS, the applicant failed to disclose on the new license application that there were contraband tobacco products seized from the premises on October 19, 2017; and

WHEREAS, based on that information, per Saint Paul Legislative Code § 310.06 (b) (1), the licensing department recommended denial of the license application; and

WHEREAS, on March 9, 2018, an attorney for the applicant responded to the Notice of Intent to Deny License requesting clarification of our ordinance; and

WHEREAS, there has been no further communications from either the attorney or the applicant; and

WHEREAS, the Notice of Intent to Deny License stated that if the applicant failed to request a public hearing, administrative hearing or withdraw the license application by March 12, 2018, that the matter would be placed on the consent agenda to impose the recommended penalty; now, therefore, be it

RESOLVED, the Cigarette/Tobacco-Product Shop license application submitted by New Hope Market, LLC d/b/a New Hope Market (License ID# 20170002877) for the premises located at 1132 Payne Avenue is hereby denied.