



Legislation Details (With Text)

File #: RES 18-1218 **Version:** 1

Type: Resolution **Status:** Passed

In control: City Council

Final action: 7/25/2018

Title: Approving adverse action against the Cigarette/Tobacco license held by Ahmed A. Mohamed, d/b/a Tom & Joe's Market (License ID #20160002664) at 684 Western Avenue North.

Sponsors: Dai Thao

Indexes:

Code sections:

Attachments: 1. Inspector's Report dated April 25th 2018 with photographs and supporting documentation.pdf, 2. Notice of Violation with Affidavit of Service.pdf, 3. ECLIPS Screens.pdf, 4. STAMP Ownership Information.pdf, 5. SPLC Section 324.07 - Sales prohibited.pdf, 6. SPLC Section 310.05(m) - Presumptive Penalties.pdf

Date	Ver.	Action By	Action	Result
7/31/2018	1	Mayor's Office	Signed	
7/25/2018	1	City Council	Adopted	Pass

Approving adverse action against the Cigarette/Tobacco license held by Ahmed A. Mohamed, d/b/a Tom & Joe's Market (License ID #20160002664) at 684 Western Avenue North.

WHEREAS, the Cigarette/Tobacco license held by Ahmed A. Mohamed d/b/a Tom & Joe's Market (License ID #20160002664) for the premises located at 684 Western Avenue North in Saint Paul was the subject of a Notice of Violation sent June 29, 2018; and

WHEREAS, the Notice stated that during a menthol education and compliance check on April 25, 2018, a DSI Inspector observed 2-pack cigars priced incorrectly in violation of Saint Paul Legislative Code § 324.07 (e); and

WHEREAS, per Saint Paul Legislative Code § 310.05 (m) (2), the licensing office recommended a \$500.00 matrix penalty; and

WHEREAS, the licensee did respond to the Notice of Violation to discuss the four (4) options available to him but failed to follow-up to either pay the \$500.00 matrix penalty or request a public or administrative hearing; and

WHEREAS, the Notice of Violation stated that if the licensee failed to pay the \$500.00 matrix penalty or request a public or administrative hearing by July 9, 2018, that the matter would be placed on the July 25, 2018 consent agenda to impose the recommended penalty; now, therefore, be it

RESOLVED, Ahmed A. Mohamed d/b/a Tom & Joe's Market (License ID #20160002664) for the premises located at 684 Western Avenue North is hereby ordered to pay a \$500.00 matrix penalty for the incorrect pricing of 2-pack cigars.

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

