



## Request for City Council Committee Action from the Department of Regulatory Services- License Division

Date September 7, 2007  
To PSRS Chair Don Samuels

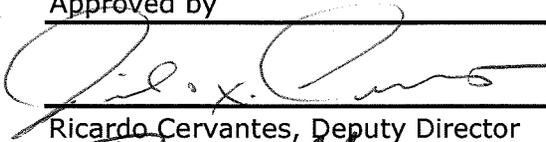
**Subject** Revocation of the renewal tobacco dealers, grocery, and gasoline filling station licenses for Cedar Food and Gas, LLC, 3333 Cedar Avenue, Minneapolis, MN 55407.

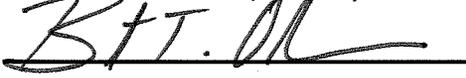
### Recommendation

The Business License Division recommends that the renewal license applications for Cedar Food and Gas, LLC, tobacco dealer, grocery and gasoline filling station be revoked for failure to comply with business license operating conditions.

Prepared or Submitted by Julie Casey, Inspector, Licenses and Consumer Services.  
Ricardo Cervantes, Deputy Director, Licenses and Consumer Services

Approved by

  
Ricardo Cervantes, Deputy Director

  
Burt Osborne, Director of Licenses

  
Rocco Forte, Assistant City Coordinator

**Policy Review Group (PRG) Not Applicable**

Presenters in Committee Julie Casey, License Inspector, Ricardo Cervantes, Deputy Director, Licenses and Consumer Services

**Financial Impact**

No financial impact – or – Action is within current department budget

**Background/Supporting Information Attached**

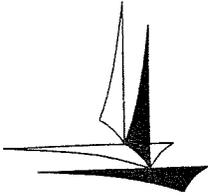
The licensee, Cedar Foods and Gas LLC, signed business operating license conditions to:

14) The business shall install a temporary fence to block the rear of the building from public use within ten days. A permanent six foot fence is to be constructed by June 15, 2007. A four foot fence made of steel or wrought iron shall be constructed in the rear of the city sidewalk on both Cedar Avenue and 34<sup>th</sup> Street by June 15, 2007. The business agrees to remove the fence slats in the chain link fence as required by Minneapolis city ordinance 535.430 before February 28, 2007.

And

18) The business understands that they are currently in non compliance with the site plan approved by the Minneapolis Planning Commission in 2004. The business understands they must complete all requirements under the site plan by June 15, 2007. Specifically, there is no required landscaping along the streets fronting Cedar and 24<sup>th</sup> Streets. The Minneapolis Zoning Department will inspect to determine compliance in June 2007.

Neither of the above conditions has been met.



**Minneapolis**  
*City of Lakes*

**Regulatory Services  
Department**

**Licenses &  
Consumer Services  
Division**

350 South 5th Street - Room 1C  
Minneapolis MN 55415-1391

Office 612 673-2080  
Fax 612 673-3399  
TTY 612 673-2157

September 7, 2007

Adam Ali  
Cedar Food and Gas, LLC  
14656 Hanover Lane  
Apple Valley, MN 55124

### **NOTICE OF HEARING**

**In respect to your Gas Station, Grocery and Tobacco licenses.**

#### **PLEASE TAKE NOTE:**

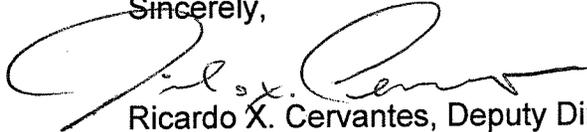
1. This is to notify you that a hearing will be held before the Public Safety and Regulatory Services Committee of the Minneapolis City Council on Wednesday, October 24, 2007 at 1:00 p.m. or shortly thereafter, in Room 317, City Hall, 350 South Fifth Street, Minneapolis, MN to consider action with respect to your gas station, grocery and tobacco dealer's licenses for Cedar Food and Gas, LLC, 3333 Cedar Avenue South, Minneapolis, MN 55407
2. This hearing may result in revocation of the gas station, tobacco dealer and grocery licenses resulting in discontinuance of business activities.
3. An attorney may represent you if you so desire.
4. Pursuant to Minneapolis Charter Chapter 4, the Committee will determine whether or not the license holder is in violation of failing to comply with the following business license operating conditions:
  - a. 14)" .....A permanent six foot fence is to be constructed by June 15, 2007. A four foot fence made of steel or wrought iron shall be constructed in the rear of the city sidewalk on both Cedar Avenue and 34<sup>th</sup> Street by June 15, 2007..."
  - b. 18)" The business understands that they are currently in non compliance with the site plan approved by the Minneapolis Planning Commission in 2004. The business understands they must complete all requirements under the site plan by June 15, 2007. Specifically, there is no required landscaping along the streets fronting Cedar and 24<sup>th</sup> Streets. The

Minneapolis Zoning Department will inspect to determine compliance in June 2007."

Minneapolis Charter Chapter 4, Section 16 states, "Licenses May be Revoked. Any license issued by the authority of the City Council may be revoked by the City Council at any time upon proper notice and hearing for good cause..."

If you have further questions regarding the issues or conduct of the hearing, you may contact License Inspector Julie Casey at 612-673-3905.

Sincerely,

A handwritten signature in black ink, appearing to read "Ricardo X. Cervantes". The signature is fluid and cursive, with a large initial "R" and "C".

Ricardo X. Cervantes, Deputy Director  
Licenses and Consumer Services