

May 10, 2006

Carlos Herrera  
Mexico & Mexico Coffee Shop and Deli  
1831 Central Avenue NE  
Minneapolis, MN 55418

## NOTICE OF HEARING

**In respect to your Coffee Shop, Deli and Sidewalk Café license for Mexico & Mexico Coffee Shop and Deli Inc, located at 1831 Central Avenue NE, Minneapolis, MN.**

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, June 7, 2006 at 1:30 p.m.** or shortly thereafter, in Room 317, City Hall, 350 South Fifth Street, Minneapolis, MN to consider action with respect to your coffee shop, deli and sidewalk café Mexico & Mexico Coffee Shop and Deli Inc, located at 1831 Central Avenue NE.
2. This hearing may result in the denial of your business 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 Minneapolis Code of Ordinances 259.15, failure to pay all fees and fines owed to the City of Minneapolis. Evidence will be presented that the tobacco licenses for Mambo King located at 1842 Central Ave NE had not been renewed and a confectionery license had never been issued at this location. Mambo King was issued one administrative citation in the amount of \$250, for selling tobacco without a license and one administrative citation in the amount of \$250 for selling confectionery items without a license. In addition, late fees of \$50.00 are due for a total remaining balance of \$550.00. The business did not appeal any of the citations issued as allowed under Minneapolis Code of Ordinances Chapter 2.

Under Minneapolis Code of Ordinance 2.90," (b) If a civil fine is not paid within the time specified and no request for a hearing is timely received, the nonpayment of the civil fine will constitute a personal obligation of the violator. A personal obligation may be collected by the city by any appropriate legal means."

The evidence presented will show that the owner of the Mambo King when these citations were issued was Mr. Carlos Herrera. Mr. Herrera currently holds a restaurant and sidewalk café license for Mexico & Mexico Coffee Shop and Deli. The fines issued at Mambo King would be considered a personal obligation of Mr. Herrera under MCO 2.90 (b), thereby allowing action to be taken against his license at Mexico & Mexico Coffee Shop and Deli.

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;...

Minneapolis Code of Ordinances 259.15, 259.15. Payment of taxes prerequisite to issuance, renewal of license. No license shall be granted, or renewed, for operation on any premises, on which taxes, assessments or other financial claims of the city or of the state are due, delinquent or unpaid. In the event an action has been commenced pursuant to the provisions of Chapter 278, Minnesota Statutes, questioning the amount or validity of taxes, the council may, on application by the licensee, waive strict compliance with this provision; no waiver may be granted, however, for taxes or any portion thereof, which remain unpaid for a period exceeding one year after becoming due unless a payment plan has been entered into or the liability is under litigation or appeal.

This hearing can be avoided by tendering payment in the amount of \$550.00 to the Business License Department.

If you have further questions regarding the issues or conduct of the hearing, you may contact License Inspector Richard J. Tuffs at 612-673-3911.

Sincerely,

Ricardo X. Cervantes, Deputy Director  
Licenses and Consumer Services