



CITY OF SAINT PAUL

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1024

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

Dear Resident and/or Neighborhood Organization:

The Department of Safety and Inspections (DSI) has received an application for a business license in your area. You are being notified because this request requires neighborhood notification.

Details regarding this matter are given on the reverse side of this letter. You will have 15 days from the date this notice was mailed to submit comments either in support of or objection to issuance of the license(s). The response deadline is given on the reverse side of this document. Any comments involving the application as described on the reverse side, **should be submitted (with your telephone number) in writing to:**

Legislative Hearing Officer
310 City Hall
15 West Kellogg Blvd.
Saint Paul, MN 55102

Or email to: LH-Licensing@ci.stpaul.mn.us

If objections to issuance of the license(s) are received, a hearing will be scheduled before a Legislative Hearing Officer. Anyone submitting comments will receive notice of the time, place and date of the scheduled hearing. At that hearing, the Legislative Hearing Officer will take testimony from all interested persons. At the end of this hearing, the Legislative Hearing Officer will make a recommendation to the City Council as to whether the license request should be approved or be referred to an administrative law judge for further review. The City Council will have the final authority to grant or deny the license.

If you have any questions regarding this matter, please contact DSI Inspector Ross Haddow or Jeff Fischbach at 651-266-8989.

Sincerely,

Jeff Fischbach
DSI Inspector III

LICENSE APPLICATION NOTIFICATION

License Number: 20230002035

Application for: Wine On Sale and Malt On Sale (Strong)

NOTE: this is a second notice involving this application due to the applicant's decision to change their request from a Malt On Sale (3.2) license to a Wine On Sale and Malt On Sale (Strong) licenses.

License at: 1001 Johnson Pkwy Suite P6

Licensee: M'ER Produce LLC, doing business as M'ER Kafe
Kong Lee, owner, 651-404-5732

Recommended License Conditions:

1. Per City of Saint Paul Legislative Code 409.15(a)(2), On-sale wine license shall mean a license authorizing the sale of wine not exceeding fourteen (14) percent alcohol by volume, for consumption on the licensed premises only in conjunction with the sale and service of food (menu item only). The sale of Malt (Strong) will also take place only in conjunction with the sale and service of food.
2. Per City of Saint Paul Legislative Code 409.15(e), licensee must be able to show that gross receipts are at least sixty (60) percent attributable to the sale of food.
3. Licensee will submit to the Department of Safety and Inspections (DSI) annual gross receipts for food and liquor for each year the license is renewed.
4. Licensee agrees to take appropriate action(s) to ensure that the sale, display, and/or consumption of alcoholic beverages is contained within the defined alcohol service area as per the approved plan on file with the Department of Safety and Inspections (DSI).

Deadline for Response Date: Tuesday, December 26, 2023, at 4:30 p.m.

If you have any comments on the license application, you must respond in writing by Tuesday, December 26, 2023 to:

Legislative Hearing Officer
310 City Hall
15 West Kellogg Blvd.
Saint Paul, MN 55102

Or email to: LH-Licensing@ci.stpaul.mn.us

If you have any questions, please contact DSI Inspectors Ross Haddow or Jeff Fischbach at 651-266-8989.

Notice Mailed: Monday, December 11, 2023



SAINT PAUL
SAFETY & INSPECTIONS

DEPARTMENT OF SAFETY & INSPECTIONS (DSI)
ANGIE WIESE, PE(MN), CBO, DIRECTOR

375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806
Tel: 651-266-8989 | Fax: 651-266-9124

December 11, 2023

M'ER Kafe
Attn: Kong Lee
1001 Johnson Pkwy Ste P6
St Paul MN 55106

RE: License Application for M'ER Produce LLC, doing business as M'ER Kafe, ID # 20230002035, Located at 1001 Johnson Pkwy Suite P6 / **Wine On Sale and Malt On Sale (Strong)**

Dear Applicant:

Our review of your application for a license is in process. Notification has been sent to owners and occupants of nearby properties, community organizations and other interested parties giving them until **Tuesday, December 26, 2023** to submit comment on your application. If no objections are received, and you have returned a signed condition affidavit if applicable, a recommendation for approval of your license(s) will be placed on the City Council consent agenda.

If objections are received a legislative hearing will be scheduled. You will receive notice of the time, place and date of the scheduled hearing from the Legislative Hearing Officer. At that hearing, the hearing officer will take testimony from all interested persons and will make a recommendation to the City Council as to whether the license(s) should be approved or be referred to an administrative law judge for further review. The City Council will have the final authority to approve or deny your license application.

Requirements including the following must be met prior to license issuance:

- Sign and return one copy of the enclosed license condition affidavit acknowledging the conditions that will be placed on your license(s). A return envelope has been included for your convenience.
- Submit a signed letter from the property owners specifically stating the sale of 3.2 Malt On Sale (i.e., beer) is permitted for consumption on the premises. This was not specifically stated in the lease.
- Contact DSI License Inspector Ross Haddow at 651-266-9143 to schedule the required on-site review of DSI's Liquor License Manual.
- Provide a Certificate of Insurance showing you have secured liquor liability insurance coverage. It's recommended you wait until a determination is made on when a license could be issued to secure this insurance coverage since your license must run concurrent with the insurance expiration date.

Finally, Once City Council has approved your license and you have met all applicable requirements, *the approved paperwork and City license will be forwarded to the State of Minnesota Alcohol and Gambling Enforcement Division (AGED). You would then need to contact AGED to obtain your Buyer's Card (NOTE: AGED conducts an on-site inspection for a location that has not previously been licensed to sell Wine On Sale before they'll approve a Buyer's Card. AGED has stated they do not schedule an inspection until the City has completed its review of your application and sent them the approved paperwork). AGED will send you your City license once they have finished their review.*

Please contact DSI Inspector Ross Haddow at 651-266-9143 or me at 651-266-9106 with any questions.

Sincerely,

Jeff Fischbach
DSI Licensing Division
enc.

Disclaimer: This letter is not an indication that your application will be granted. This letter is intended simply as notice of the ongoing process of your pending application.