

**CITY OF MINNEAPOLIS  
CITY COUNCIL  
PUBLIC SAFETY & REGULATORY SERVICE COMMITTEE**

In the Matter of the Business Licenses  
Held by Holy Moly, Inc., Tarek Hassan  
DBA: Holy Moly Smoke and Candy Shop  
1600 West Broadway

Licenses held:

Confectionary, License # L153-50283  
Tobacco Dealer, License # L022-50083

**Findings of Fact,  
Conclusions and  
Recommendation**

Ward: 5

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This matter came before a License Settlement Conference hearing on Tuesday, August 19, 2008. Appearing for the licensee was Tarek Hassan, Owner, Holy Moly Inc. Appearing for the Licenses and Consumer services were Manager Grant Wilson, License Inspector Dan Jacobs, and Lieutenant Jeff Rugel representing the Minneapolis Police Department. Based on the evidence presented at the hearing, the department makes the following findings of fact:

**FINDINGS OF FACT**

1. Holy Moly Smoke and Candy Shop has been licensed to conduct business in the city of Minneapolis since February 29, 2008.
2. The Minneapolis Police Department has responded to calls for service at 1600 West Broadway, the business address of Holy Moly Smoke and Candy Shop, 109 times since February 16, 2008. The police calls for service document activity at this business such as loitering, use of weapons, narcotics activity, and other negative behaviors.
3. On August 14, 2008, Holy Moly Smoke and Candy Shop was inspected by License Inspector Dan Jacobs and Manager Grant Wilson. They found that items commonly used by drug users and dealers were being sold. These items include such things as bong, pipes, rolling papers, and singly sold cigars.
4. On August 14, 2008 the premises was found to have tall grass and weeds in violation of MCO 227.90; a large amount of litter and debris on the parking lot and surrounding areas of the property in violation of MCO 259.125 (a); and graffiti was present on the building in violation of MCO 226.20; the refuse dumpsters were not enclosed with a screened material in violation of MCO 259.125 (c).

5. On August 14, 2008 the premises was found to be in violation of the surveillance camera requirements of MCO 259.230.

### **CONCLUSION**

The Holy Moly Smoke and Candy Shop has experienced a high amount of police calls for service due to excessive loitering and illegal activities occurring in the vicinity of the business. Some business practices such as selling drug paraphernalia may be contributing to the excessive loitering and narcotics activity. The premises is also not well maintained thus creating an environment that discourages healthy, normal retail shopping opportunities for the neighborhood. Recent use of security officers has proven to be effective in reducing negative activity on this business premise. To further address these problems, a series of business operating conditions were developed in cooperation with the owner, Mr. Hassan.

### **RECOMMENDATIONS**

The Division of Licenses and Consumer Services recommends that the business licenses held by Holy Moly, Inc. be henceforth maintained subject to the set of operating conditions mutually agreed upon. It is further agreed upon that by signing the operating conditions attached, the licensee understands that any operations in violation of said conditions will result in additional adverse license actions which may include revocation, suspension, or denial of renewal of all business licenses held at this location.

CITY OF MINNEAPOLIS  
LICENSES AND CONSUMER SERVICES  
350 SOUTH 5<sup>TH</sup> STREET, ROOM 1-C, CITY HALL  
MINNEAPOLIS, MN 55415

**BUSINESS LICENSE OPERATING AGREEMENT**

HOLY MOLY INC.  
DBA: HOLY MOLY SMOKE AND CANDY SHOP  
TAREK HASSAN  
1600 WEST BROADWAY  
MINNEAPOLIS, MN 55418

19-AUGUST-08

Re: L153-50283 HOLY MOLY SMOKE AND CANDY SHOP

- 1) "No Trespassing" signs will remain clearly posted on the exterior of the business. Store staff will immediately ask people that are observed loitering in the immediate vicinity of the store to leave. If the loitering activity persists, staff will call 9-1-1 and request police assistance to alleviate the loitering activity. The business agrees to cooperate fully in the prosecution of criminal activity. Mpls Ord. 259.250(1) (I), and Minnesota Statute 609.605.
- 2) The business agrees not to sell items which are commonly used by drug users and drug dealers. These items include bongs, glass pipes (sometimes with roses inside), Brillo Pads or Chore Boy products, tobacco pipes, small zip lock bags also known as jewelry bags, and single use tobacco products to include rolling papers. The business will also agree not to supply matches to non-tobacco customers.
- 3) The business agrees not to sell single cigars.
- 4) The business agrees to keep all exterior and interior lights illuminated and functioning properly. Mpls Ord. 259.250 (8)
- 5) All windows will be free of signs and other items that block the view in and out, as is specified in Minneapolis Ord. 543.350.
- 6) Owner shall comply with the Surveillance Camera Ordinance. Mpls Ord. 259.230. Additionally, the business will install (2) two exterior cameras.
- 7) The business agrees to clean the property, and all areas within 100 feet of the property line of litter and trash twice daily. The business shall maintain a litter receptacle in front of the business that is convenient for customer use.

