



# APPLICATION FOR APPEAL

RECEIVED Saint Paul City Council – Legislative Hearings

APR 11 2024

CITY CLERK

310 City Hall, 15 W. Kellogg Blvd.  
Saint Paul, Minnesota 55102  
Telephone: (651) 266-8585  
legislativehearings@ci.stpaul.mn.us

**We need the following to process your appeal:**

\$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number 88550A)

Copy of the City-issued orders/letter being appealed & any attachments you may wish to include

Walk In     Mail     Email

Appeal taken by: \_\_\_\_\_

**HEARING DATE & TIME**

(provided by Legislative Hearing staff)

Tuesday, April 16, 2024

Location of Hearing:

Telephone: you will be called between \_\_\_\_\_ & \_\_\_\_\_

In person (Room 330 City Hall) at: 1:30pm  
(required for all condemnation orders and Fire C of O revocations and orders to vacate)

## Address Being Appealed:

Number & Street: 1194 Maryland ave E City: ST PAUL State: MN Zip: 55106

Appellant/Applicant: David Bustad Email: BUSTADSTER@gmail

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 612 314 9271

Signature: [Signature] Date: \_\_\_\_\_

Name of Owner (if other than Appellant): \_\_\_\_\_

Mailing Address if Not Appellant's: \_\_\_\_\_

Phone Numbers: Residence 647-782-4781 Cell 651-443-6137

What is being appealed and Why? Attachments Are Acceptable

- Vacate Order/Condemnation/Revocation of Fire C of O tenant appeal, unaware of inspection
- Summary/Vehicle Abatement \_\_\_\_\_
- Fire C of O Deficiency List/Correction \_\_\_\_\_
- Code Enforcement Correction Notice \_\_\_\_\_
- Vacant Building Registration \_\_\_\_\_
- Other (Fence Variance, Code Compliance, etc.) \_\_\_\_\_



April 1, 2024

Lifeng Geng  
20 Hawkins Dr  
Barrie ON L4N0A6Canada

## Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 1194 MARYLAND AVE E  
Ref. # 102954

Dear Property Representative:

Your building was inspected on March 28, 2024, for the renewal of the Certificate of Occupancy. Since you have failed to comply with the applicable requirements, it has become necessary to revoke the Certificate of Occupancy in accordance with Section 40.06 of the Saint Paul Legislative Code.

**A reinspection will be made on April 15, 2024, at 02:30 pm or the property vacated by April 30, 2024.**

The Saint Paul Legislative Code further provides that no building shall be occupied without a Certificate of Occupancy. Failure to immediately complete the following deficiency list or the building vacated may result in a criminal citation.

### DEFICIENCY LIST

1. Basement - Window Wells - **SPLC Sec 33.03** Building and general construction. No person shall construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure without first obtaining a building permit from the building official. Permits for building or general construction are not required for repairs for maintenance only or for minor alterations provided they are not required under the state building code, this chapter or other pertinent provisions of the Saint Paul Legislative Code and provided the cost of such repairs and minor alterations does not exceed the present market value of five hundred dollars (\$500.00).  
**MSBC -Section 105.1** - Permits Required. Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the

installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit. Work being done requires a permit.

**R310.2 Window wells.**

The minimum horizontal area of the window well shall be 9 square feet (0.9 m<sup>2</sup>), with a minimum horizontal projection and width of 36 inches (914 mm). The area of the window well shall allow the emergency escape and rescue opening to be fully opened. Exception: The ladder or steps required by Section **R310.2.1** shall be permitted to encroach a maximum of 6 inches (152 mm) into the required dimensions of the window well.

**R310.2.1** Ladder and steps. Window wells with a vertical depth greater than 44 inches (1118 mm) shall be equipped with a permanently affixed ladder or steps usable with the window in the fully open position. Ladders or steps required by this section shall not be required to comply with Sections.

**R311.7 and R311.8.** Ladders or rungs shall have an inside width of at least 12 inches (305 mm), shall project at least 3 inches (76 mm) from the wall and shall be spaced not more than 18 inches (457 mm) on center vertically for the full height of the window well. **-Window wells are being installed without active permit on file**

2. SPLC 39.02(c) - Complete and sign the smoke alarm affidavit and return it to this office.
3. SPLC Sec. 40.06. - Suspension, revocation, and denial; (3) If it is found upon inspection of the fire code official that the building or occupancy is in violation of provisions of this or other applicable safety codes, ordinances, rules and regulations-**Revoked for but not limited to long term non-compliance, failure to allow access to the property in order to perform the Fire Certificate of Occupancy inspection**
4. SPLC 34.19 - Provide access to the inspector to all areas of the building. **-Allow access to the property to complete the Fire Certificate of Occupancy inspection**

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>.

You have the right to appeal these orders to the Legislative Hearing Officer. Applications for appeals may be obtained at the Office of the City Clerk, 310 City Hall, City/County Courthouse, 15 W Kellogg Blvd, Saint Paul MN 55102 Phone: (651-266-8585) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: [Daryl.Chute@ci.stpaul.mn.us](mailto:Daryl.Chute@ci.stpaul.mn.us) or call me at 651-266-9129 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Daryl Chute  
Fire Safety Inspector II

Ref. # 102954



April 1, 2024

Lifeng Geng  
20 Hawkins Dr  
Barrie ON L4N0A6 Canada

### **CORRECTION NOTICE - COMPLAINT INSPECTION**

RE: 1194 MARYLAND AVE E  
Ref. # 102954

Dear Property Representative:

An inspection was made of your building on March 28, 2024, in response to a referral. You are hereby notified that the following deficiency list must be corrected immediately.

**A reinspection will be made on April 15, 2024, at 02:30 pm.**

Failure to comply may result in a criminal citation or revocation of the Certificate of Occupancy. The Saint Paul Legislative Code requires that no building shall be occupied without a Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

#### DEFICIENCY LIST

1. SPLC 34.19 - Provide access to the inspector to all areas of the building. **-Allow access to the property to complete the Fire Certificate of Occupancy inspection**

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>.

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If you have any questions, email me at: [Daryl.Chute@ci.stpaul.mn.us](mailto:Daryl.Chute@ci.stpaul.mn.us) or call me at 651-266-9129 between 7:30 a.m. - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Daryl Chute  
Fire Safety Inspector II

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