



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

RECEIVED

OCT 24 2017

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number waived)
 - Copy of the City-issued orders/letter being appealed
 - Attachments you may wish to include
 - This appeal form completed
 - Walk-In OR Mail-In (e-mail)
- for abatement orders only: Email OR Fax

HEARING DATE & TIME

(provided by Legislative Hearing Office)

Tuesday, Nov. 7, 2017

Time 11:00 a.m.

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 1124 Matilda St. City: St. Paul State: MN Zip: 55117

Appellant/Applicant: Aaron Livingston Email aalivingston79@gmail.com

Phone Numbers: Business _____ Residence _____ Cell 651-707-2455

Signature: *Aaron M. Livingston* Date: 10/24/2017

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: _____

Phone Numbers: Business _____ Residence _____ Cell _____

What Is Being Appealed and Why?

Attachments Are Acceptable

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

Comments:

I am working with inspector Martin and other community action groups to achieve the same goals. A safe, clean and nice looking home and yard. I just need more time and help due to circumstance and disability. Thank you for your time.



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street., Suite 220
Saint Paul, MN 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-1919
Web: www.stpaul.gov/dsi

October 19, 2017

NOTICE OF CONDEMNATION AS UNFIT FOR HUMAN HABITATION AND ORDER TO VACATE

Danielle Sobaski
1124 Matilda St
Saint Paul MN 55117-4818

Occupants
1124 Matilda St
St. Paul, MN 55117-4818

Dear Sir or Madam:

The Department of Safety and Inspections, Division of Code Enforcement, has determined that the dwelling and premises at **1124 MATILDA ST** is "Unfit for Human Habitation". In accordance with Saint Paul Legislative Code, Chapter 34, Section 23, the premises will be placarded on **October 19, 2017** and ordered vacated no later than **October 31, 2017**.

Your attention is called to the following provisions of Section 34.23, Subsection 6 entitled, "Vacation of Structure or Unit":

"Any residential structure or residential unit which has been condemned or placarded as unfit for human habitation shall be vacated within the time set forth in the placard and/or order. It shall be unlawful for any person to let to any person for human habitation any structure or unit so condemned or placarded, and no person shall occupy the structure or unit after the date set forth in the placard and/or notice."

**THIS DWELLING SHALL NOT AGAIN BE USED FOR HUMAN HABITATION
UNTIL WRITTEN APPROVAL IS SECURED FROM THE CITY OF SAINT PAUL;
DEPARTMENT OF SAFETY AND INSPECTIONS, DIVISION OF CODE
ENFORCEMENT**

Principle Violations: These deficiencies must be corrected before this condemnation and vacate order will be removed.

1. **CONDEMNATION:** This occupancy is condemned as unsafe or dangerous. It constitutes a condition of material endangerment to occupants and emergency personnel. The interior of home has hoarding conditions and multiple code violations. Inspector found the home is full of combustible materials, egress windows blocked, small walking path throughout the home.
2. **CARBON MONOXIDE ALARM:** Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturer's instructions.
3. **BATHROOM:** Every dwelling unit shall contain within its walls a room, or adjacent rooms, separate from the habitable rooms which affords privacy and which is equipped with a toilet, hand sink and bathtub or shower. It appears the basement bathroom was installed without a hand sink or permit and does not meet code. Remove the bathroom walls, and fixtures, or repair under permit to meet code.
4. **MORE THAN FOUR UNRELATED OCCUPANTS:** The use of this building for more than four unrelated adults would require approval and a Certificate of Occupancy. Use of this property does not conform to zoning ordinance. Immediately discontinue unapproved use and convert to legal use. Discontinue use as a rooming and boarding occupancy without approval and the required Certificate of Occupancy.
5. **CEILING HEIGHT:** Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area including the second floor.
6. **COMBUSTIBLE MATERIALS:** Immediately remove and discontinue excessive accumulation of combustible materials throughout the home.
7. **CONCEALED STORAGE:** Remove the storage from attic or other concealed spaces or provide and maintain one hour fire resistive construction on the storage side of attics or other concealed spaces. Storage must not be place on exposed joists.
8. **DRYER VENTING:** Provide, repair or replace the dryer exhaust duct. Exhaust ducts for domestic clothes dryers shall be constructed of metal and shall have a smooth interior finish. The exhaust duct shall be a minimum nominal size of four inches (102 mm) in diameter and installed in accordance with the mechanical code. This work requires a permit(s). Call DSI at (651) 266-8989.
9. **EAVES/SOFFITS:** The eaves and soffits are in a state of disrepair or deterioration. Repair all defects, holes, breaks, loose or rotting boards, to a professional state of maintenance.

10. **ELECTRICITY:** Immediately repair electrical service. Use of candles, fuel operated lighting or extension cord wiring and temporary lighting is not permitted. Remove all temporary lighting and extension cords from the interior and exterior of home.
11. **EXPOSED WIRES:** Remove unapproved exposed wiring and repair or replace damaged electrical fixtures throughout. Install in accordance with the electrical code. This work requires a permit(s). Call DSI at (651) 266-9090.
12. **FLOORS:** All floors throughout must be maintained in a sound condition and in a professional state of maintenance and repair.
13. **FURNACE:** Have a licensed heating contractor service and clean the furnace or boiler and make any necessary repairs. Perform a C/O test on the heating plant. Then, send the attached form back to the Inspector. Repair of gas fired appliances requires a permit. Provide written verification.
14. **INTERIOR SANITATION:** The interior shall be maintained in a clean and sanitary condition, free from any accumulation of refuse or garbage.
15. **MECHANICAL CLEARANCE:** Provide 30 inches clearance around all mechanical equipment including the furnace and water heater.
16. **EMERGENCY ESCAPE AND RESCUE OPENING:** At least one window or door opening in every room used for sleeping purposes shall be openable from the inside and maintained in a professional state of maintenance and repair. Provide and maintain an approved opening from each sleeping room or area, or discontinue use of area as a sleeping room.
17. **MOLD/MILDEW:** Abate and maintain the interior throughout reasonably free from dampness and free of any mold or mildew.
18. **PLUMBING:** Repair or replace and maintain all parts of the plumbing system to an operational condition. Evidence of leaking plumbing throughout. Repair all leaks and repair or replace basement plumbing to meet code. Repair under permit by a licensed contractor.
19. **SUPPLIED EQUIPMENT:** Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code. Repair or replace the broken refrigerator.
20. **WALLS:** All walls must be maintained in a sound condition and in a professional state of maintenance and repair.
21. **CEILINGS:** The interior ceilings throughout are defective. Repair all ceiling defects and finish in a professional manner.

22. **STORAGE:** Provide and maintain orderly storage of materials. Provide and maintain at least 2 feet clearance below the lowest structural member or the ceiling.
23. **WINDOWS:** Repair and maintain the window in good condition including the glass, sash, frame and screens. Windows shall be without cracks or holes, sashes shall be in sound conditions, the window shall be easily opened and maintain the open position. All screens shall be maintained in a professional state of maintenance and repair.
24. **WOODWORK:** All woodwork throughout must be maintained in a sound condition and in a professional state of maintenance and repair.
25. **DECK/STAIRWAY:** Repair or replace the unsafe stairways, porch, decks, railings and handrail in a professional state of maintenance and repair. Repair the front and side exit stairs to meet code. This work requires a permit(s). Call DSI at (651) 266-9090.
26. **DOOR(S):** All doors and its hardware shall be in sound condition and fit within its frame. Doors shall be maintained in a professional state of maintenance and repair. Repair or replace the damaged doors, hardware, or frame, including the rear storm door.
27. **EXTERIOR WALLS:** The exterior walls and/or trim of the house and/or garage has defective or peeling paint, or unpainted wood surfaces. Maintain in a professional state of maintenance and repair.
28. **ACCESSORY STRUCTURES/FENCES:** All accessory structures including, but not limited to, detached garages, sheds and fences shall be kept in a professional state of maintenance and repair and maintained structurally sound. All exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by paint which is not lead-based paint or by other protective covering or treatment. Service doors to accessory structures shall be provided with securing locks, including repair damaged garage doors facing the alley.
29. **SCRAPPING:** Scrapping and/or recycling processing is not permitted in a residential zoning district per section 66.221 of the St Paul Legislative Code.
IMMEDIATELY CEASE SCRAPPING OPERATIONS.

Authorization to reoccupy this/these dwelling unit(s) will not be given until it is demonstrated that all principal violations have been corrected and that no new conditions exist which could constitute material endangerment or which threaten the peace, health, safety or welfare of the occupants of this building.

All repairs and new installations must be made in accordance with the appropriate codes. Permit information may be obtained from the Building Inspection and Design Section, 375 Jackson Street, Suite 220, (651) 266-8989.

1124 MATILDA ST

Page 5 of 5

You may file an appeal to this notice by contacting the City Clerk's Office at (651) 266-8585. Any appeal must be made in writing within 10 days of the date of this notice.

It is the responsibility of the property owner to keep all buildings secured and to properly maintain the premises at all times.

If you have any questions concerning this matter, please contact the Inspector, Lisa Martin, at 651-266-1940. To arrange an appointment or request an extension of time to complete repairs, you will need to speak directly to the inspector.

Sincerely,

Lisa Martin
Enforcement Officer

lm

c: Posted to ENS

uhh60103 4/11



335

CITY OF SAINT PAUL
 DEPARTMENT OF SAFETY AND INSPECTIONS
 DIVISION OF CODE ENFORCEMENT
 375 Jackson Street, Suite 220
 Saint Paul, MN 55101- 1806
SUMMARY ABATEMENT ORDER

October 19, 2017

17 - 072026

Yog hais tias koj hais tsis to taub tsab ntawv no, hu rau tus txhais lus ntawm (651) 266- 8989. Nws yog pab dawb xwb. Si necessita un traductor, por favor llamanos al (651)266- 8989. No costo.

OCCUPANT
 1124 MATILDA ST
 ST PAUL MN 55117- 4818

As owner or person(s) responsible for : 1124 MATILDA ST you are hereby ordered to eliminate all nuisance conditions which are in violation of Chapter 45 of Saint Paul Legislative Code.

1. Please remove improperly stored or accumulated refuse including: garbage, rubbish, loose and scattered litter, discarded furniture, appliances, vehicle parts, scrap wood and metal, recycling materials, household items, building materials or rubble, tires, brush, etc., from property, yard areas, alley, trailers/ vehicles, and boulevard. INCLUDING REMOVAL OF THE FIRE PIT, WOOD, METAL, DOG FECES, RECYCLING, REFRIGERATOR, TIRES, CAR PARTS, TOOLS, WELDING BLOCK ON A TOW BAR, DEBRIS IN TRUCK BEDS AND TRAILERS, TREE STUMPS AND DEBRIS, GARBAGE BAGS, APPLIANCES, LAUNDRY BASKETS, INOPERABLE LAWN EQUIPMENT, TOTES, BUCKETS, TANKS, DOORS, PLYWOOD FROM THE PROPERTY, AND REMOVE EXCESSIVE STORAGE FROM THE GARAGE, SHED, AND FRONT PORCH. Thank you.
 Comply before October 27, 2017

If you do not correct the nuisance or file an appeal **before October 27, 2017**, the City will correct the nuisance and charge all costs, including boarding costs, against the property as a special assessment to be collected in the same way as property taxes.

Charges: If the City corrects the nuisance, the charges will include the cost of correction, inspection, travel time, equipments, etc. The rate will be approximately \$260 per hour plus expensed for abatement.

**You must maintain the premises in a clean condition and provide proper and adequate refuse storage at all times
 FAILURE TO COMPLY MAY RESULT IN A CRIMINAL CITATION**

Issued by: Lisa Martin Badge: 335 Phone Number: 651- 266- 1940
If you have any questions about this order, the requirements or the deadline, you should contact the Inspector listed above, Monday through Friday.

Also Sent To:

Danielle Sobaski 1124 Matilda St Saint Paul MN 55117- 4818

APPEALS: You may appeal this order and obtain a hearing before the City Council by completing an appeal application with the City Clerk before the appeal deadline noted above or seven (7) days after the date mailed, which ever comes first. No appeals may be filed after that date. You may obtain an appeal application from the City Clerk's Office, Room 310 in City Hall, 15 W Kellogg Blvd., St. Paul, MN 55102. The telephone number is (651) 266- 8688. You must submit a copy of this Summary Abatement Notice with your appeal application.

***WARNING** Code inspection and enforcement trips cost the taxpayers money. If the violations are not corrected within the time period required in this notice, the city's costs in conducting a reinspection after the due date for compliance will be collected from the owner rather than being paid by the taxpayers of the city. If additional new violations are discovered within the next following 12 months, the city's costs in conducting additional inspections at this same location within said 12 months will be collected from the owner rather than being paid by the taxpayers of the city. Any such future costs will be collected by assessment against the real property and are in addition to any other fines or assessments which may be levied against you and your property.

sa.rpt 9/15