



# 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

AUG 30 2013

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number Check #2630)
  - Copy of the City-issued orders/letter being appealed
  - Attachments you may wish to include
  - This appeal form completed
  - Walk-In OR  Mail-In
- for abatement orders only:  Email OR  Fax

HEARING DATE & TIME  
(provided by Legislative Hearing Office)  
Tuesday, 9-10-13

Time 1:30 PM

Location of Hearing:  
Room 330 City Hall/Courthouse

## Address Being Appealed:

Number & Street: 1905 Wilson Ave #104 City: St. Paul State: MN Zip: 55119

Appellant/Applicant: Richard J Menz Email: richard\_menz@msn.com

Phone Numbers: Business 651-739-9276 Residence \_\_\_\_\_ Cell 612-919-1409

Signature: Richard J Menz Date: 8/30/13

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
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

Retired owner has tropical fish in a room in the bldg.  
This is a hobby room and not used for commercial purposes.



CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220  
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-8989  
Facsimile: 651-266-8951  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

August 19, 2013

RICHARD J MENZ  
1905 WILSON AVE  
ST. PAUL MN 55119

### FIRE INSPECTION CORRECTION NOTICE

RE: 1905 WILSON AVE  
Ref. #11828  
Residential Class: C

Dear Property Representative:

Your building was inspected on August 20, 2013 for the renewal of your Fire Certificate of Occupancy. Approval for occupancy will be granted upon compliance with the following **deficiency list. The items on the list must be corrected prior to the re-inspection date. A re-inspection will be made on September 19, 2013 at 12:30 P.M..**

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

**YOU WILL BE RESPONSIBLE FOR NOTIFYING TENANTS IF ANY OF THE FOLLOWING LIST OF DEFICIENCIES ARE THEIR RESPONSIBILITY.**

#### DEFICIENCY LIST

1. Laundry Rooms - MSMC 504.6 - 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 **WILL** require a permit(s). Call DSI at (651) 266-8989.
2. Boiler Room - MSFC 605.6 - Provide all openings in junction boxes to be sealed.
3. Boiler Room Laundry Rooms - MSFC 705 3.2.1 Groups I and R Occupancies -Incidental use areas in Groups I and R occupancies need not be separated when the incidental use

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area is protected with automatic sprinklers and the construction of such areas is capable of resisting the passage of smoke. Doors to such areas shall be a minimum of one hour fire rated solid core wood doors or insulated steel doors. Doors shall be self closing or automatic closing by smoke detection.-The boiler room above the front entry door has penetration and some of the pipes that run through the ceiling need to be fire caulked with fire rated caulk. The Landry rooms where the pipes go through the walls has to be repaired with one hour fire rated materials.

4. Throughout building - MSFC 1028.3 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Remove all rugs and shoes from all hallways

**5. Unit 104 - SPLC 62.101 - Use of this property does not conform to zoning ordinance. Discontinue unapproved use or call DSI Zoning at (651) 266-8989 to convert to legal use. Discontinue: Use of unit 104 as a fish hatchery**

6. **Unit 105 - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.-The odor and the sanitation issue and animal feces on the floor has to be cleaned up. REINSPECTION WILL BE AUGUST 29,2013 AT 11:15A.M.**

7. **Unit 105 - SPLC 34.10 (7), 34.34 (6) - The carpet has to be cleaned and sanitized .- Repair or replace the carpeting. REINSPECTION ON AUGUST 29,2013 AT 11:15AM.**

8. Unit 108 - MSFC 1028.3 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Remoe all cords from all pathways.

9. Unit 108 - MSFC 1026.1 - Provide and maintain an approved escape window from each sleeping room or area, or discontinue use of area as a sleeping room. Remove bed post dresser or any storage that will prevent exit through escape window-Bedroom S.W. Side

10. Unit 110 - SPLC - 198.01 Wild or exotic animals. Wild or exotic animals means any mammal reptile which is of a species not usually domesticated. Contact Animal Control at 651-2366-1100 for a permit.-Lizard requires a permit

11. **Unit 112 - SPLC 34.23, MSFC 110.1 - This Apartment is condemned as unfit for human habitation. This apartment will be reinspected on August 23,2013 11:30A.M.**

12. Unit 112 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner. -Repair or replace the damaged or deteriorated wall coverings. All walls will have to be cleaned and sanitized.

13. Unit 112 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.-Repair replace the carpeting. All carpet will have to be removed

14. Unit 204 - SPLC 34.19 - Provide access to the inspector to all areas of the building.- There are rooms in the apartment that are locked. Provide access

15. Unit 206 - MSFC - 1008.1.8.2 - HARDWARE HEIGHT - Door handles pulls latches locks and other operating devices shall be installed 34inches 864mm minimum and 48 inches 1219mm maximum above the finished floor.-68 inches measured at inspection.
16. Unit 208 - MSFC SEC. 1008.1.8.2 Hardware Height.- Door handles, pulls, latches ,locks and other operating devices shall be installed 34 inches (864mm) minimum and 48inches (1219mm )maximum above the finished floor.-Chain Lock is to high
17. Unit 208 - MSFC 605.4 - Discontinue use of all multi-plug adapters.
18. Unit 208 - MSFC 1028.3 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Remove all cords from all pathways . All taped down cords and cords covered with rugs will still cause a tripping hazard.
19. Unit 208 - SPLC 34.11, MSBC 2902.1, SPLC 34.17, MSPC 415.0220 - Repair or replace and maintain all parts of the plumbing system to an operational condition.-Repair or replace and maintain an approved private toilet. Secure toilet to floor.
20. Unit 209 - MSFC 605.4 - Discontinue use of all multi-plug adapters.-Remove multiplug from the bedroom.
21. Unit 209 - SPLC 34.13 (2), (3), SPLC 34.17 (2) - Reduce and maintain the number of occupants in the unit to: 3-At inspection counted 5 people . It is never ok to over occupy a unit.
22. Unit 210 - MSFC 605.4 - Discontinue use of all multi-plug adapters.-Living room.
23. Unit 210 - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
24. Unit 301 - SPLC 34.11, MSBC 2902.1, SPLC 34.17, MSPC 415.0220 - Repair or replace and maintain all parts of the plumbing system to an operational condition.-Repair or replace and maintain an approved private toilet. Secure toilet to floor.
25. Unit 303 - SPLC 34.09 (2), 34.32(2) - Repair or replace the unsafe stairways, porch, DECKS or railings in an approved manner. This work may require a permit(s). Call DSI at (651) 266-9090.-Replace all rotten wood on the patio.
26. Unit 305 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-Usage exceeds amperage. Stop using extension cords.
27. Unit 306 - NEC Sec 527.3 B. Temporary electrical power and lighting installations shall be permitted for a period not to exceed 90 days for holiday decorative lighting and similar purposes.-Remove all Christmas Lighting .
28. Unit 307 - MSFC SEC 705.3.2.1 Groups I and R Occupancies. Incidental use areas in Groups I and R occupancies need not be separated when the incidental use area is



protected with automatic sprinklers and the construction of such areas is capable of resisting the passage of smoke. Doors to such areas shall be a minimum of one-hour fire-rated solid-core wood doors or insulated steel doors. Doors shall be self-closing or automatic-closing by smoke detection.-You cannot plaster holes for the repair . The repair has a 1 hour fire rated requirement for materials to use .

29. Unit 307 - MSFC 605.4 - Discontinue use of all multi-plug adapters.-Stop using multiplug adapters
30. Unit 308 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.-Repair or replace the carpeting. The carpet has to be sanitized clean or replaced.
31. Unit 312 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-Usage exceeds amperage. Stop using extension cords.
32. Unit 312 - SPLC 34.09 (2), 34.32(2) - Repair or replace the unsafe stairways, porch, DECKS or railings in an approved manner. This work may require a permit(s). Call DSI at (651) 266-9090.-Replace all rotten wood on deck.
33. Unit 314 - SPLC - SEC - 34.15 Minimum standards for safety from fire. (1.) Flammable liquids storage. No residential structure or rooming unit shall be located within a building containing any establishment handling dispensing or storing flammable liquids with a flashpoint of less than one hundred (110 degrees) Fahrenheit as defined by the National Board of Fire Underwriters.-Remove propane from apartment.
34. Unit 314 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-Usage exceeds amperage.
35. SPLC 34.11 (6), 34.34 (3) - Provide service of heating facility by a licensed contractor which must include a carbon monoxide test. Submit a completed copy of the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report to this office.
36. SPLC 34.11 (5), 34.34 (2) - Contact a licensed contractor to repair or replace the water heater. This work WILL require a permit(s). Call DSI at (651) 266-9090.-HOT WATER HEATER WAS INSTALLED WITHOUT A PERMIT.
37. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

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: [james.thomas@ci.stpaul.mn.us](mailto:james.thomas@ci.stpaul.mn.us) or call me at

651-266-8983 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,

James Thomas  
Fire Inspector

Reference Number 11828