



APPLICATION FOR APPEAL

RECEIVED Saint Paul City Council – Legislative Hearings

APR 13 2017
CITY CLERK

310 City Hall, 15 W. Kellogg Blvd.
Saint Paul, Minnesota 55102
Telephone: (651) 266-8585

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number 950303)
 - 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

Ward 5

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>April 25</u> Time <u>1:30</u> Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

Address Being Appealed:

Number & Street: 826 Como Ave City: St Paul State: MN Zip: 55103

Appellant/Applicant: Jeff Guertin Email Scissorwizord@aol.com

Phone Numbers: Business 612 709-3271 Residence 651 489-7852 Cell _____

Signature: [Signature] Date: 4-13-2017

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.) _____
- See Attachments



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

April 3, 2017

JEFFERY W GUERTIN
824 COMO AVE
ST PAUL MN 55103-1461

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES
826 COMO AVE
Ref. # 100315

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on April 3, 2017. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately.

A re-inspection will be made on June 5, 2017 at 10:00 AM.

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 be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

DEFICIENCY LIST

1. Exterior - Check All - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-10/3/16 Comment: discussed the need for licensed contractor to perform work, under permit for windows.
2. Exterior - Window Framing - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window frame.-
Window sills (frame) are rotted on some windows, missing on one. Repair or replace these.
3. Interior - Main Floor - SBC 3405.1, SBC 110.2 - The occupancy group or use division of this building has been changed from that previously approved. Discontinue the unapproved occupancy or use, or contact the Building Official at 651-266-9021 for a code analysis and to comply with requirements for approved occupancy.-
4/3/17: Submit building plans to plan review for review and approval prior to any additional work being done.
Main floor of building is under construction, no plans or permits for the proposed work has been submitted for review and approval. Any work not in compliance with current

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codes will need to be corrected during the permit and inspection by city inspection staff process.

4. Interior - Main Floor - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.
5. Interior - Main Floor - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the ceiling in an approved manner.-
6. Interior - Main Floor and Basement - MSFC 605.6 - Provide all electrical splices within junction boxes.-
4/3/17: still open electrical box.
10/3/16 Comment: Rear office area, ceiling.
7. Interior - Main Floor and Basement Areas - SPLC 33.05 - Uncertified portions of the building must not be occupied until inspected and approved by this office.-
The main floor office space may not be used until review and approval from the required trades personnel. Have your licensed contractor obtain the necessary permits for the work.
8. Interior - Main Floor of Building - MSFC 703.1 - Repair and maintain the required fire resistive construction with approved materials and methods. This work requires a permit(s). Call DSI at (651) 266-8989-
4/3/17: Provide construction copy of plans for review by city building inspections department.
Multiple openings in the ceiling of main floor of building will need to be closed up with approved materials. Submit plans for this space and the space below and above the main floor with specifications for corrections to the openings and utility chases.10/3/16
Comment: property owner is closing these areas up, these areas will need to be inspected prior to covering up. Only demolition permit obtained, no plans submitted as yet.
Property owner to update on status of project or have permits and plan approvals in place by November 20, 2016. Submit this information in writing, again, with permits and plan approval.
9. Interior - Door to Stairway to Basement - MSFC 703 - Provide, repair or replace the fire rated door and assembly. The minimum rating must be 20 minutes.-Frame of door to basement is fire-rated framing, steel door is not listed/labeled.
10/3/16 Comment: only the frame has the label, steel door is not labeled.

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 the original orders.

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If you have any questions, email me at laura.huseby@ci.stpaul.mn.us or call me at 651-266-8998 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,

Laura Huseby
Fire Inspector
Ref. # 100315

Jeff Guertin
826 Como Avenue
Saint Paul, MN 55103

April 13th, 2017

City Of Saint Paul
Departments Fire & Safety
375 Jackson Street
St. Paul, MN 55101

To whom this may concern: I have a building located at 826 Como Ave. This area is currently empty where Fire Dept has focused numerous inspections.

The most recent inspection was completed 4/3/17. Moreover, I have a demolition permit from the city for this area. Since requesting this permit, I have had financial problems where I'm been forced to suspend destruction as well as any construction.

Officer Laura Huseby is inspection officer. This is my 4th inspection performed by officer Huseby. Rather than my list getting smaller, it appears too be growing. My Concern is most to all of these line items will be performed / corrected during remodel.

I'm trying to work with Officer Huseby ; however, 85% of these repair items are unreasonable. In short this will unnessacarilly cost time and money for space that is deemed too be repaired to city standards.

Formally,

Jeff Guertin C/O Rapid Holdings LLC

April 13th, 2017

April 3rd City Fire Inspection Line Items in Question:

1. All main floor windows have been repaired and are being replaced once funds are secured.
2. Window frames have been repaired and sealed in order to prevent excessive airflow. Frames slated to be replaced during remodel.
3. Have formal drawings being ready by local architect will submit when finances are in place.
4. Walls are being torn down to be ready for new construction.
5. Ceilings are sealed with approved Fire Safety Caulk. Moreover, entire ceiling to be sheet rocked with sound proofing materials.
6. Electric splices have been repaired. Will have licensed contractor finish all electrical concerns.
7. Basement office is not in use nor has been.
8. As stated main floor ceiling holes are repaired. Current suspension ceiling is slated to be replaced. See above line item 5.
9. Interior door and frame has been previously been approved by previous Fire inspection Officer. Officer Huseby has not checked file. Will replace if necessary during construction phase.

Jeff Guertin
826 Como Avenue
Saint Paul, MN 55103

April 13th, 2017

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Departments Fire & Safety
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