



CITY OF SAINT PAUL
OFFICE OF THE CITY COUNCIL
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SAINT PAUL, MN 55102-1615
Marcia Moermond, Legislative Hearing Officer
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REVISED LETTER

-This letter is updated to reference the correct National Electric Code citation. I made a typographical error and then pulled the wrong section of code in my letter below. My apologies for any confusion. -Marcia Moermond

January 18, 2019

John Jagiela
134 Montrose Pl, Ste 2000
St Paul MN 55104

VIA EMAIL: john.jagiela@att.net

Re: Appeal for Property at 134 Montrose Place

Dear Mr. Jagiela:

This is to confirm that on January 15, 2019 at the Legislative Hearing, I continued your case to **Legislative Hearing on January 22, 2019 at 1:30 p.m. in Room 330 City Hall** to consult with Dan Moynihan, the City's Senior Electrical Inspector. This was to determine how the National Electric Code (NEC) applies to your situation and if the correct code citation was given. Mr. Moynihan indicated the correct citation for your situation is the **422.33A**, not 440.131. The primary difference between the two being that is that the section below applies to cord and plug connected appliances.

422.33 Disconnection of Cord-and-Plug-Connected Appliances
(A) Separable Connector or an Attachment Plug and Receptacle For cord-and-plug-connected appliances, an accessible separable connector or an accessible plug and receptacle shall be permitted to serve as the disconnecting means. Where the separable connector or plug and receptacle are not accessible, cord-and-plug-connected appliances shall be provided with disconnecting means in accordance with 422.31. means in accordance with 422.31.

He further indicated that the UL product standard for relocatable power taps states you cannot use these as a replacement for permanent wiring. Also, NEC 400.12(1) states cord wiring cannot be used as a substitute for fixed wiring. He said that either way, the cord is required to plug directly into a permanent receptacle outlet.

We can discuss this further on January 22 if you like. At this point, I intend to recommend that 1) the washer need to stop being plugged into a power strip effective February 8; and 2) that you have an extension to July 1 to address the peeling exterior paint. I anticipate that your Fire Inspector will modify your next set of orders to reflect the code citation above. I would happy to consider additional information you have and we did discuss you bringing in a plan to address the exterior, as it's stucco and the peeling paint may be addressed by having the stucco "refreshed."

If you are comfortable with the information and deadlines above, there is no need to attend a hearing with me on January 22. If you would like me to evaluate additional information, which may lead me to a different recommendation, please come January 22.

At this point, I am planning to put your case in front of the City Council for Public Hearing on February 6, 2019 at 3:30 p.m. in Room 300 Council Chambers. This may change during the course of any discussion we have on January 22 and my office will confirm the time and date in writing.

Any questions, you may contact Mai Vang at 651-266-8563 and she will consult with me.

Sincerely,

/s/

Marcia Moermond
Legislative Hearing Officer

cc: Dan Moynihan, Sr. Electrical Inspector
Fire Supervisors
Steve Pieczykolan