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# APPLICATION FOR APPEAL

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SEP 02 2011

CITY CLERK

Saint Paul City Clerk

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8560

The City Clerk needs the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number \_\_\_\_\_)
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed
- Walk-In OR  Mail-In Fax

YOUR HEARING Date and Time:	
Tuesday,	<u>Sept. 13</u>
Time	<u>11:00 a.m.</u>
Location of Hearing:	
<u>Room 330 City Hall Courthouse</u>	

*mailed 9-2-11*

## Address Being Appealed:

Number & Street: 2171 Knapp St City: St Paul State: MN Zip: 55108

Appellant/Applicant: Neil Dieterich Email nbdpa@aol.com

Phone Numbers: Business 651-291-0713 Residence 651-644-6815 Cell \_\_\_\_\_

Signature: *Neil Dieterich* Date: 9/2/11

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

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
- Fire C of O: Only Egress Windows
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

Summary Abatement Order

## Grounds for Appeal

The Summary Abatement Order is appealed on the following grounds:

1. Insufficient Notice was given since the order was mailed on August 31, received September 1 and the appeal was required to be filed **before** September 6th( day after labor day).
2. Insufficient time to abate was given since the order was mailed on August 31, received September 1 and the abatement was required to be completed **before** September 6<sup>th</sup> ( day after labor day).
3. The hearing process is unconstitutional and biased in that the hearing staff takes direction from the City Council.
4. The walk is not blocked as alleged in the report and does not constitute a nuisance
5. The brush pile on the property is maintained as necessary to maintain the walk, is removed once yearly and does not constitute a nuisance.
6. Any vegetation which overhangs the walk developed while owner was recovering from two brain surgeries in July and owner commenced removing in violation of physician imposed restrictions as soon as he was released from Regions Hospital.



325

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

August 31, 2011

11 - 267431

**SUMMARY ABATEMENT ORDER**

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

Neil Blaine Dieterich/Janet Eileen Dieterich  
2171 Knapp St  
St Paul MN 55108-1906

**As owner or person(s) responsible for: 2171 KNAPP ST you are hereby ordered to eliminate all nuisance conditions which are in violation of Chapter 45 of Saint Paul Legislative Code.**

Remove improperly stored or accumulated refuse including: garbage, rubbish, discarded furniture, appliances, vehicle parts, scrap wood and metal, recycling materials, household items, building materials or rubble, tires, brush, etc., from yard areas.

Cut and remove tall grass, weeds and rank plant growth: Trim back bushes that are obstructing the public sidewalk right-of-way.

Remove and properly dispose of all animal feces from yard areas.

IMMEDIATELY secure all buildings which are open to unauthorized entry, including:

Other:

If you do not correct the nuisance or file an appeal before **September 06, 2011**, 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, equipment, etc. The rate will be approximately \$260.00 per hour plus expenses 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: Ed Smith Badge Number 325 Phone Number 651-266-1917*

**If you have any questions about this order, the requirements or the deadline, you should contact the Inspector listed above, Monday through Friday.**

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, whichever comes first. No appeals may be filed after that date. You may obtain an appeal application from the City Clerk's Office, Room 310, City Hall, St. Paul, MN 55102. The telephone number is (651) 266-8688. You must submit a copy of this Correction Order 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 such 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.