



# APPLICATION FOR APPEAL

RECEIVED

OCT 18 2010

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

**YOUR HEARING Date and Time:**

Tuesday, Oct. 26

Time 1:30

Location of Hearing:

Room 330 City Hall/Courthouse

## Address Being Appealed:

Number & Street: 1746 Sims Ave City: St Paul State: MN Zip: 55106

Appellant/Applicant: Brad Cartier Email bcartier@gmail.com

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 651 260 6490

Signature: [Signature] Date: \_\_\_\_\_

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
- Other
- Other

This house has been rented out for the 4 years I have owned it and numerous years prior as a 5 bedroom home. Section 8 has it listed as a 5 bedroom home. Now all of a sudden 2 bedrooms in the upper floor have been taken away. I request a variance to have these rooms ~~is~~ considered bedrooms - I have installed proper egress windows and these rooms have passed numerous inspections prior

To whom it may concern,

I am requesting a variance to allow the 2 bedrooms in the upper level of the home at 1746 Sims Ave, St Paul MN 55106.

After a recent inspection the fire inspector gave me a deficiency related to these rooms. They have been approved many times over as proper rooms in the past, the house has been rented as a 5 bedroom though section 8 and they have it listed as a 5 bedroom, including the two rooms on the upper level for the 4 years I have owned it and many years prior. In the past few years I have spent hundreds of dollars installing new egress windows to keep them compliant and at no time has anyone indicated that the expenses is futile since the rooms are not considered bedrooms.

I am asking that I get a variance to have these rooms considered good enough to be bedrooms and allow to continue to rent the home with these as bedrooms.

Thank you,

Brad Cartier

I sent this as soon as I could,  
I was out of town when the Fire Dept  
sent my list of deficiencies &  
did not receive it until 10<sup>th</sup> and  
Monday was Columbus day



CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220 Telephone: 651-266-8989  
Saint Paul, MN 55101-1806 Fax: 651-266-8951

October 4, 2010

BRAD CARTIER  
21441 IVERSON AVE N  
FOREST LAKE MN 55044

## FIRE CERTIFICATE OF OCCUPANCY APPROVAL WITH CORRECTIONS

RE: 1746 SIMS AVE  
Ref. # 103358

Dear Property Representative:

Your building was inspected on October 4, 2010 for the renewal of the Fire Certificate of Occupancy and was approved. When the required fee has been paid you will receive your certificate. There are however seasonal or non-life safety deficiencies noted below which must be corrected prior to re-inspection.

The following deficiencies must be corrected immediately. A reinspection will be made on November 9, 2010 at 10:00.

### DEFICIENCY LIST

1. UPPER FLOOR - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.-WEST BEDROOM CEILING HEIGHT : ROOM IS 14'WIDE BY 13'LONG. 7 FOOT AREA IS 2' WIDE BY 13'L;  
  
EAST BEDROOM IS 16'LONG BY 14'WIDE  
7 FOOT AREA IS 2' B 16'
2. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.
3. SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock.-REAR DEADBOLT LOCK MUST BE ADJUSTED.
4. MSFC 703 - Repair and maintain the required fire resistive construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-9090.-WHEETROCK, FIRE CAULK AROUND PLUMBING PIPES BASEMENT BATHROOM SINK
5. SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-TUBWALLS IN UPPER BATH, NEED CLEANUP FROM MOLD, AND CLEAN BATHFAN

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: (651-266-8688) and must be filed within 10 days of the date of this order.

For an explanation or information on some of the violations contained in this report, please visit our web page at: <http://www.ci.stpaul.mn.us/index.aspx?NID=211>

If you have any questions, email me at: [pat.fish@ci.stpaul.mn.us](mailto:pat.fish@ci.stpaul.mn.us) or call me at 651-266-8942 between 7:30 a.m - 9:00 a.m.

Sincerely,

Pat Fish  
Fire Inspector

Ref. # 103358