



# APPLICATION FOR APPEAL

RECEIVED  
APR 26 2012  
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 \_\_\_\_\_) *ck 4818*
- 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

<b>YOUR HEARING Date and Time:</b>
Tuesday, <u>5-8-12</u>
Time <u>1:30 p.m.</u>
<b>Location of Hearing:</b>
<u>Room 330 City Hall/Courthouse</u>

### Address Being Appealed:

Number & Street: 1717 Russ Ave City: St Paul State: MN Zip: 55106

Appellant/Applicant: Allison K. Schmitt Email aschmitt001@luthersem.edu

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 651-403-0657

Signature: Allison K. Schmitt Date: 4/25/12

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

Bedroom escape windows smaller than required (height only).

Allison Schmitt, owner  
1717 Ross Ave  
St Paul



The windows in question are pictured here on the second floor. You can see that, although it is old, my house is in good repair. The windows were sized to fit the existing openings. Replacing the windows and/or enlarging the openings would be impractical and financially unfeasible for me.

Also please note that I received this letter by e-mail only, and that two weeks after the initial inspection, which is why I am making this appeal so long after the inspection.

Thank you for considering my variance request.

*Allison K. Schmitt*

**Allison K. Schmitt**

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**From:** James Thomas [James.Thomas@ci.stpaul.mn.us]  
**Sent:** Friday, April 20, 2012 8:01 AM  
**To:** aschmitt001@luthersem.edu  
**Subject:** 12469997013.DOC  
**Attachments:** 12469997013.DOC



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)

April 6, 2012

ALLISON SCHMITT  
301 LINDEN ST N  
NORTHFIELD MN 55057-1426

### FIRE INSPECTION CORRECTION NOTICE

RE: 1717 ROSS AVE  
Ref. #111892

Dear Property Representative:

Your building was inspected on April 6, 2012 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 May 9, 2012 at 1:30P.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. All bedrooms - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651)- 266-9090. Refer to the Escape Windows for Residential Occupancies handout **for more information.-Openable height is 20inches. Openable width is 21 inches . Sill 17inches. Glazed is 46inches in height by 21inches inches in width.**
2. Exit door East side - SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock.

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3. Garage roof - SPLC 34.09 (1) e, 34.32 (1) d - Provide and maintained the roof weather tight and free from defects.
4. Remove all sliding bolt locks - MSFC 1003.3.1.8 - Remove unapproved locks from the unit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.
5. 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.
6. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.
7. UMC 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. This work WILL require a permit(s). Call DSI at (651) 266-8989.
8. MSFC 315.2.3 - Remove combustible storage from the fuel burning equipment rooms.- Remove all cans marked extremely flammable.
9. SPLC 34.08 (5), 34.31 (3) - Repair, replace and maintain all exterior surfaces on fences, sheds, garages and other accessory structures free from holes and deterioration. Provide and maintain exterior unprotected surfaces painted or protected from the elements.- Comply by May 30, 2012

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: (651-266-8688) 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 111892