



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

RECEIVED

JUL 15 2021

CITY CLERK

We need the following to process your appeal:

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

HEARING DATE & TIME

(provided by Legislative Hearing Office)

Tuesday, July 20, 2021

Time: you will be called between

11:30 a.m. & 1:30 p.m.

Location of Hearing:

Teleconference due to Covid-19 Pandemic

Address Being Appealed:

Number & Street: 666 Arlington Ave City: St. Paul State: MN Zip: 55106

Appellant/Applicant: Nichole Ruiz Email niquitinar@gmail.com

Phone Numbers: Business _____ ^{partner's} Residence # 712-291-5103 Cell 651-278-6371

Signature: [Handwritten Signature] Date: 7/15/21

Name of Owner (if other than Appellant): Pamela K. Brown

Mailing Address if Not Appellant's: 1904 Lakeaires Blvd WBL, MN 55110

Phone Numbers: Business _____ Residence _____ Cell 651-468-9626

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.)

short notice & we have already started to fix a lot of these issues, which were not noted in the inspection. fixing this list of greivances will take time.



CITY OF SAINT PAUL

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-8951
Web: www.stpaul.gov/dsi

July 13, 2021

OCCUPANT(S)
666 ARLINGTON AVE E
ST PAUL, MN 55106

**NOTICE OF CONDEMNATION
UNFIT FOR HUMAN HABITATION
ORDER TO VACATE**

RE: 666 ARLINGTON AVE E

Dear Property Representative:

Your building was inspected on July 12, 2021.

The building was found to be unsafe, unfit for human habitation, a public nuisance, a hazard to the public welfare or otherwise dangerous to human life. A Condemnation Placard has been posted on the building.

The following deficiency list must be completed, or the building vacated by the re-inspection date.

A reinspection will be made on July 22, 2021 at 11:00 am.

Failure to complete the corrections may result in a criminal citation. The Saint Paul Legislative Code requires that no building be occupied without a Fire Certificate of Occupancy.

DEFICIENCY LIST

1. 2nd Level Bedroom - NEC 440.13 - For cord-connected equipment such as: room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptacle shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet. Multiple appliances (AC unit and freezers) plugged into extension cords.

2. 2nd Level Room - SPLC 34.13 - Required space in sleeping rooms. In every dwelling, every room occupied for sleeping purposes by one (1) occupant shall have a minimum gross floor area of at least seventy (70) square feet. In every dwelling, every room occupied for sleeping purposes by two (2) or more occupants shall have a minimum gross floor area of fifty (50) square feet per occupant thereof. Rooming units shall comply with section 24.17(2) of this Code.

Emergency escape and rescue opening. At least one (1) window or door opening in every room used for sleeping purposes shall be openable from the inside and maintained in a professional state of maintenance and repair in accordance with the building code in effect at the time of construction or as altered/modified under an approved building permit. ***2nd level room, on the southside of the property, is used as a sleeping area. The room measured at 6x8 for a total of 48 square feet. This room is condemned. Immediately discontinue use of room as a sleeping area.***

3. Basement - NEC 110.26 - Provide and maintain a minimum of 36 inches clearance in front of all electrical panels.-Multiple items stored next to electrical panel.
4. Basement - MN Stat 299F.18 - Immediately remove and discontinue excessive accumulation of combustible materials.-Reduce items stored in basement by 75%. Reduce items by 50% throughout the rest of the property.
5. Basement - MSFC 603.5.3 - Provide clearance around all mechanical equipment.- Multiple items stored around mechanical equipment.
6. Bathroom - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner.-Open walls in bathroom; plumbing exposed and tiles missing in tub around faucet and knobs.
7. Exterior - Side Yard and Rear of Property - SPLC 34.08 (1), 34.32 (1) - All exterior property areas shall be maintained free from any accumulation of refuse, garbage or feces.-Refuse, debris and other stored items throughout exterior of property.
8. Exterior of Property - SPLC 34.09 (1)(2), 34.33 (1) - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.-Peeling paint throughout property.
9. Front Storm Door - SPLC 34.33 (3) - Repair and maintain the door in good condition.- Storm door has torn screen and door handle is damaged.
10. Garage - SPLC 34.08(5), 34.32(3) - All accessory structures including, but not limited to, detached garages, sheds and fences shall be maintained structurally sound and in good repair. Provide and maintain exterior unprotected surfaces painted or protected from the elements.-Garage is peeling paint throughout and soffit on garage has deteriorated.

11. Kitchen and Bathroom - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the ceiling in an approved manner.-Damaged ceilings and peeling paint.
12. Roof - SPLC 34.09 (2), 34.33 (1) - Provide and maintained the roof weather tight and free from defects.-Soffit is deteriorated.
13. Throughout - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-Multiple extension cords in use, and daisy chained leading from the living room to 2nd level bedrooms and basement.
14. Throughout - MSFC 315.3 - Provide and maintain orderly storage of materials.
15. Throughout - MSFC 313.1 - Fueled equipment, including but not limited to motorcycles, mopeds, lawn-care equipment and portable cooking equipment, shall not be stored, operator or repaired within a building.-Multiple oil containers stored inside property.
16. Throughout - SPLC 34.16 (2) - Properly dispose all of your garbage in the owner-provided containers.-Refuse and debris throughout interior and exterior of property.
17. Throughout - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-There was no operable or visible smoke alarms - missing from brackets.
18. Throughout - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.-There was no visible or operable Carbon Monoxide Alarms.
19. SPLC Sec. 40.01. - Fire certificate of occupancy requirement

(a) All existing buildings in the city are required to have and maintain a fire certificate of occupancy, issued by the department of safety and inspections. The fire certificate of occupancy shall be an indication that the building meets, at the time of inspection, all relevant codes to maintain the health, safety and welfare of the building's occupants and the general public.

(b) Provisional fire certificate of occupancy. When an owner-occupied dwelling changes to a rental dwelling unit, the owner of the dwelling must submit a completed application for a provisional certificate of occupancy, a completed owner's self-evaluation affidavit and pay the fee for a provisional certificate of occupancy within thirty (30) days of the change in use.

Under SPLC 40.03, owner and owner-occupied is defined as:

Owner. The person, firm, corporation or other entity listed in the records on file in the recorder's office as holding fee title to the building. For purposes of notice only, "owner" includes the owner's authorized agent or other person in control of the premises.

Owner-occupied. Dwellings which are the principal residence of the owner of record of the building and in which the owner resides. "Owner," for the purposes of this definition, means a natural person and does not include a corporation, partnership, or other entity.

Per these definitions, a Fire Certificate of Occupancy is required for the property.

Apply for a Fire Certificate of Occupancy, have the property vacated, or convert the property to an owner-occupied status by July 22, 2021.

20. SPLC 34.23, MSFC 110.1 - This occupancy is condemned as unfit for human habitation. This occupancy must not be used until re-inspected and approved by this office.- Condemnation is due to but not limited to gross & unsanitary conditions, rats, heavy content and no Fire Certificate of Occupancy.
21. SPLC 34.10 (6), 34.34 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.-Evidence of dead rodents and insects.
22. SPLC 200.02 (a) - No person shall own, harbor, keep or maintain in the City and dog over three months of age without a license. Provide written documentation of current license to the Fire Inspector. To obtain a dog license, contact DSI at 651-266-8989-Three dogs on premises with no dog license on record.
23. SPLC 34.08 (1), 34.34 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition. Flies everywhere, excessive smells of rot & decay, refuse and debris throughout property.

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.

If you have any questions, email me at: der.vue@ci.stpaul.mn.us or call me at 651-266-8988 between 7:30 - 9:00 a.m. Please help make Saint Paul a safer place in which to live and work.

Sincerely,

Der Vue
Fire Safety Inspector
Ref. #

cc: Housing Resource Center
Force Unit