



# APPLICATION FOR APPEAL

RECEIVED  
JUN 14 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
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed

Appealing: 1138 Cook Ave. E.  
Appellant/Applicant: Lou Tran

Mailing Address: 800 Ashley Dr. City: Chaska State: MN Zip: 55318

Phone Numbers: Business 612-636-7270 Residence 612-636-7270 Cellular 612-636-7270

Signature: [Signature] Date: 6-14-11

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

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cellular \_\_\_\_\_

State specifically what is being appealed and why (use an attachment if necessary):

(See attached)

NOTE: Any person unsatisfied by the final decision of the City Council may obtain judicial review by timely filing an action as provided by law in District Court or Court of Appeals

Fee Received: 25.00  
Receipt Number: \_\_\_\_\_

Address on check: MKL Tran, 3278 Valley Ridge Drive, Eagan, MN 55121-1752

I am appealing order Interior – MSFC 1026.1. Because the original window gives a unique look to the interior and exterior of the property. The windows are in good condition and operable. The windows opening are large enough for a person to escape from the property. The height difference is only a couple of inches difference to satisfy the minimum requirement of 24 inches of openable height. The width of the windows exceed 20 inches in opening. I would like a variance on the window.

I am appealing order Interior Basement – SPLC 34.10 (3) 34.33 (2). It is impossible to install a guardrail on the basement stairs. I would like to create a wall to cover up the empty space.

*If, a rail is install, it will be impossible to move things up and down the stairs. The stair is too narrow for a guardrail.*



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)

June 8, 2011

MY TRAN  
MKL TRAN INC  
800 ASHLEY DR  
CHASKA MN 55318-1540

### FIRE INSPECTION CORRECTION NOTICE

RE: 1138 COOK AVE E  
Ref. #103333  
Residential Class: C

Dear Property Representative:

Your building was inspected on June 7, 2011 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 July 8, 2011 at 10:15 am.**

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. EXTERIOR - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the doors in good condition.-Repair or replace ill-fitting front storm door, and repair latch. Repair or replace torn screen, and replace door closer, on storm door on east side of house.
2. EXTERIOR - 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.-Repair rotting, damaged wood siding and roof on carport in a professional manner.

An Equal Opportunity Employer

3. INTERIOR - BASEMENT - SPLC 34.10 (3) 34.33(2) - Provide an approved guardrail. Intermediate ballustrade must not be more than 4 inches apart. Intermediate rails must be provided if the height of the platform is more than 30 inches.
4. INTERIOR - NORTH BEDROOM - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window sash.
5. INTERIOR - 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 may require a permit(s). Call DSI at (651) 266-8989.-This work must be done by a licensed contractor, and requires a permit and a final inspection by a DSI trades inspector.
6. INTERIOR - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.-Provide light globe for light in closet at top of stairs.
7. INTERIOR - 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.-Upon inspection, double-hung window in south upstairs bedroom measured 22 inches openable height x 25 inches openable width. Double-hung window in north upstairs bedroom measured 20 inches openable height x 21 inches openable width.
8. 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.
9. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

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>

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: [kelly.booker@ci.stpaul.mn.us](mailto:kelly.booker@ci.stpaul.mn.us) or call me at 651-266-8985 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,

Kelly Booker  
Fire Inspector