



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

*375 Jackson Street., Suite 220
Saint Paul, MN 55101-1806*

*Telephone: 651-266-8989
Facsimile: 651-266-1919
Web: www.stpaul.gov/dsi*

November 12, 2010

Finance & Commerce, Inc
SDS12-2619
PO Box 86
Minneapolis MN 55486

RE: 557-559 ELFELT ST

Dear Sir or Madam:

Please publish on November 18, 2010, and November 22, 2010, the enclosed notice of a Legislative Public Hearing and a Saint Paul City Council Public Hearing.

You may bill the City of Saint Paul, Division of Code Enforcement, Vacant Building Program, 375 Jackson Street, Suite 220, Saint Paul, MN 55101-1806.

Also, please submit an affidavit of publication to this office.

Sincerely,

Steve Magner

Steve Magner
Manager of Code Enforcement

SM:cs

Enclosure

pubhrrng60183 10/10



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November 12, 2010

NOTICE OF PUBLIC HEARINGS

To all Known Responsible and/or Interested Parties

Dear Sir or Madam:

The Saint Paul City Council and the Legislative Hearing Officer of the City Council have scheduled public hearings to consider a Council Resolution ordering the repair or removal of the building(s) located at **557-559 ELFELT ST.**

With the following Historic Preservation information: NONE

In accordance with the provisions of the Saint Paul Legislative Code Chapter 45, all owners of record and other interested parties with a known interest in this building(s) are hereby notified of these hearings. At these hearings testimony will be heard from the Code Enforcement Officer and any other parties who wish to be heard. The Council will adopt a resolution describing what action, if any, the Council deems appropriate.

Please be advised the Public Hearing before the Legislative Hearing Officer is scheduled for:

Tuesday, December 14, 2010, at 9:00 a.m. in Room 330, City Hall, 15 West Kellogg Boulevard, Saint Paul, MN 55102

The Legislative Hearing Officer will hear the evidence and make a recommendation for action to the full City Council:

Wednesday, January 5, 2011, at 5:30 p.m. in the City Council Chambers, 3rd Floor, City Hall, 15 West Kellogg Boulevard, Saint Paul, MN 55102

All costs incurred by the City, including inspection costs, administrative costs, title searches, filing fees and, if necessary, demolition and removal expenses, will be assessed against the real estate as a special assessment to be collected in the same manner as real estate taxes. If you have any questions concerning this matter please call the Vacant/Nuisance Buildings Code Enforcement Officer **Steve Magner** at (651)266-1928, or you may leave a voice mail message.

Sincerely,

Steve Magner

Steve Magner
Manager of Code Enforcement
SM:cs

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November 12, 2010

NOTICE OF PUBLIC HEARINGS

To all Known Responsible and/or Interested Parties

BAC Home Loans Servicing LP
5401 N Beach St
Fort Worth TX 76137-2733

Taylor, Bean & Whitaker Mortgage Corp.
315 NE 14th St
Ocala FL 34471

Shapiro, Nordmeyer & Zielke
12550 W Frontage Rd
Burnsville MN 55337

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557 ELFELT ST
November 12, 2010
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Sincerely,

Steve Magner

Steve Magner
Manager of Code Enforcement
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..Title

Resolution ordering the rehabilitation or wrecking and removal of the structures at 557 ELFELT ST within fifteen (15) days after the January 5, 2011, City Council Public Hearing.

..Body

WHEREAS, the Department of Safety and Inspections has requested the City Council to hold public hearings to consider the advisability and necessity of ordering the repair or wrecking and removal of a two story wood frame duplex located on property hereinafter referred to as the "Subject Property" and commonly known as 557-559 ELFELT ST. This property is legally described as follows, to wit:

Robertson Van Etten addition Ex N 98 Ft And Ex S 3 5/10 Ft For Alley Lot 12 Blk 11

WHEREAS, based upon the records in the Ramsey County Recorder's Office and information obtained by the Department of Safety and Inspections on or before July 12, 2010, the following are the now known owners, interested or responsible parties for the subject property: BAC Home Loans Servicing LP, 5401 N Beach St, Fort Worth TX 76137-2733; Taylor, Bean & Whitaker Mortgage Corp., 315 NE 14th St, Ocala FL 34471; Shapiro, Nordmeyer & Zielke, 12550 W Frontage Rd, Burnsville MN 55337; Thomas-Dale District 7 Planning Council; and

WHEREAS, the Department of Safety and Inspections has notified the known owners, interested or responsible parties of the "Order to Abate Nuisance Building(s) pursuant to Saint Paul Legislative Code Chapter 45; and

WHEREAS, this order informed the interested or responsible parties that they must repair or wreck and remove the structures(s) located on the Subject Property by November 1, 2010; and

WHEREAS, the enforcement officer has posted on September 26, 2010, a placard on the Subject Property declaring this building(s) to constitute a nuisance condition, subject to demolition; and

WHEREAS, this nuisance condition has not been corrected and the Department of Safety and Inspections requested the City Clerk schedule public hearings before the Legislative Hearing Officer and the Saint Paul City Council; and

WHEREAS, the interested and responsible parties have been served notice in accordance with the provisions of Chapter 45 of the Saint Paul Legislative Code, of the time, date, place and purpose of the public hearings; and

WHEREAS, a hearing was conducted before the Legislative Hearing Officer of the City of Saint Paul City Council on December 14, 2010; and

WHEREAS, after reviewing testimony and evidence, the Legislative Hearing Officer made the recommendation to approve the request to order the owners, interested or responsible parties to make the Subject Property safe and not detrimental to the public peace, health, safety and welfare and remove its blighting influence on the community by rehabilitating this structure in accordance with all applicable codes and ordinances, or in the alternative by wrecking and removing the structure in accordance with all applicable codes and ordinances, which is to be completed within fifteen (15) days after the date of the Council Hearing; and

WHEREAS, a hearing was held before the Saint Paul City Council on January 5, 2011, and the testimony and evidence including the action taken by the Legislative Hearing Officer was considered by the Council; now, therefore, be it

RESOLVED, that based upon the testimony and evidence presented at the above referenced public hearings, the Saint Paul City Council hereby adopts the following Findings and Order concerning the Subject Property at 557 ELFELT ST :

1. The Subject Property comprises a nuisance condition as defined in the Saint Paul Legislative Code;

2. That costs of wrecking and removal of this building(s) is estimated to exceed \$5,000;
3. That there now exists and has existed multiple Housing or Building Code violations at the Subject Property;
4. That an Order to Abate Nuisance Building(s) was sent to the then known owners, interested and responsible parties to correct the deficiencies or to wreck and remove the building(s);
5. That the deficiencies causing this nuisance condition have not been corrected;
6. That the Department of Safety and Inspections has posted a placard on the Subject Property which declares it to be a nuisance condition, subject to wrecking and removal;
7. That this building(s) has been routinely monitored by Department of Safety and Inspections Vacant/Nuisance Buildings staff; and
8. That the known interested parties and owners are as previously stated in this resolution and that the notification requirements of Saint Paul Legislative Code Chapter 45 have been fulfilled.

and be it

RESOLVED, that the Saint Paul City Council hereby makes the following order:

1. The above-referenced owners, interested or responsible parties shall make the Subject Property safe and not detrimental to the public peace, health, safety and welfare and remove its blighting influence on the community by rehabilitating this structure(s) and correcting all deficiencies as prescribed in the above-referenced Order to Abate Nuisance Building(s) in accordance with all applicable codes and ordinances. The rehabilitation or wrecking and removal of the structure must be completed within fifteen (15) days after the date of the Council Hearing;
2. If the above corrective action is not completed within this period of time, the Department of Safety and Inspections is hereby authorized to take whatever steps are necessary to wreck and remove this structure, fill the site and charge the costs incurred against the Subject Property pursuant to the provisions of Chapter 45 of the Saint Paul Legislative Code;
3. In the event the building is to be wrecked and removed by the City of Saint Paul, all personal property or fixtures of any kind which interfere with the wrecking and removal shall be removed from the Subject Property by the owners or responsible parties by the end of this time period. If all personal property is not removed, it shall be considered to be abandoned and the City of Saint Paul shall remove and dispose of such property as provided by law; and
4. It is further ordered that a copy of this resolution be mailed to the owners, interested and responsible parties in accordance with Chapter 45 of the Saint Paul Legislative Code.

..Analysis

Legislative Hearing Staff should modify the body of the above resolution to include the following "whereases" *after* the whereas indicating the day of the legislative hearing.

WHEREAS, [details of the DSI and HPC staff reports and testimony]; and

WHEREAS, [details of the information and testimony of owners and interested and responsible parties]; and

WHEREAS, [details of the conditions set forth for the grant of rehab]