



# 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

SEP 26 2013

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number Check #1018)
- 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

<b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>October 1, 2013</u>
Time <u>1:30 pm</u>
Location of Hearing: Room 330 City Hall/Courthouse

*E-mail sent 9-26-13*

## Address Being Appealed:

Number & Street: 359 Lawson Ave E. City: St. Paul State: MN Zip: 55130

Appellant/Applicant: JAMES PESTORIUS Email engrg101@yahoo.com

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 715-338-1202

Signature: James F. Pestorius Date: 9/24/2013

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

Mailing 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
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

Item 2: 3<sup>rd</sup> floor ceiling height 7feet

Install window shown in photo which meets egress reqmts.



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)

September 18, 2013

JAMES F PESTORIOUS  
9727 770th Ave  
River Falls WI 54022-0528

### FIRE INSPECTION CORRECTION NOTICE

RE: 359 LAWSON AVE E  
Ref. #117659  
Residential Class: B

Dear Property Representative:

Your building was inspected on September 18, 2013 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 November 18, 2013 at 1:30 PM.**

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 34.08(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.  
*-Repair or replace and maintain rear yard fencing in an approved manner.*  
*-Remove remainder of missing metal fence post and render safe in an approved manner.*

2. Interior - 3rd Floor - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.-Existing ceiling height 6.5 feet at peak and reduces travelling toward outer walls.
3. Interior - 3rd Floor - MSFC 1026.1 - Provide and maintain an approved escape window from each sleeping room or area, or discontinue use of area as a sleeping room. This work may require permit(s). Call DSI at (651) 266-8989.
4. Interior - Basement - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.
5. Interior - Basement - SPLC 34.10 (3), 34.33(2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.
6. Interior - Basement - UMC 1005 - Repair, maintain or install proper insulation and duct sealant in compliance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-9090.-Remove unapproved duct sealant for dryer vent.
7. Interior - Basement - SPLC 34.11, MSBC 2902.1, SPLC 34.17, MSPC 415.0220 - Repair or replace and maintain all parts of the plumbing system to an operational condition.- Repair leaking faucet in utility sink.
8. Interior - MSFC 1028.3 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.  
*-Non-flame rated materials obstructing exits from bedrooms.*

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 this order.

If you have any questions, email me at: [benjamin.ellis@ci.stpaul.mn.us](mailto:benjamin.ellis@ci.stpaul.mn.us) or call me at 651-266-8946 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,

Benjamin Ellis  
Fire Inspector

Reference Number 117659





## **Foss, Katie (CI-StPaul)**

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**From:** Foss, Katie (CI-StPaul)  
**Sent:** Thursday, September 26, 2013 11:40 AM  
**To:** 'engrg101@yahoo.com'  
**Subject:** Legislative Hearing scheduled - 359 Lawson Avenue East

Mr. Pestorious –

This e-mail is to confirm that we have received your Application for Appeal of a Fire Inspection Correction Notice for address 359 Lawson Avenue East. A Legislative Hearing has been scheduled in the above matter for Tuesday, October 1, 2013 at 1:30 p.m. This will take place in Room 330 City Hall, 15 West Kellogg Blvd, St. Paul, MN 55102.

Please feel free to call the Appeals Line if you have any questions prior to the hearing, at (651) 266-8585.

Thank you.

Katie Foss  
Receptionist  
City Council Offices  
310 City Hall  
15 West Kellogg Blvd.  
St. Paul, MN 55102-1615  
(651) 266-8560