



APPLICATION FOR APPEAL

RECEIVED
JAN 31 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 (if cash: receipt number _____)
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed

YOUR HEARING Date and Time:
Tuesday, <u>February 8, 2011</u>
Time <u>1:30 p.m.</u>
Location of Hearing:
<u>Room 330 City Hall/Courthouse</u>

walk in

Address Being Appealed:

Number & Street: 1928 Nokomis Avenue City: Saint Paul State: MN Zip: 55119

Appellant/Applicant: JOHN LLERA Email: jeal71@yahoo.com

Phone Numbers: Business _____ Residence 651-776-2690 Cell 651-214-1799

Signature: [Signature] Date: January 31, 2011

Name of Owner (if other than Appellant): _____

Mailing Address (if not Appellant's): 6674 Timber Ridge Ln S, Cottage Grove MN 55016

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 see attached letter
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other
- Other
- Other

January 31, 2011

THE CITY COUNCIL
City of Saint Paul, Minnesota

Thru:

The City Legislative Hearing Officer

RE: Fire C of O: Egress Windows

Dear Honorable Members of the City Council:

We are writing this letter to appeal on the specific requirements on the City's Egress Window Policy. The egress windows of our rental property did not meet the height requirement but it exceeded the width requirement and the total clear glazed area requirement. Please refer to the measurements taken by the fire inspector on the correction notice that is attached to this letter.

Egress Window Policy

Required Width	20 inches	Actual Width	29 inches
Required Height	24 inches	Actual Height	21 inches

We believe that the size of the egress windows of our property is enough to secure the life safety of the residents. If it would have been physically possible to rotate the windows, it would have exceeded the Egress Window Policy requirements.

We have already complied with all the other deficiencies in the correction notice.

This property used to be our primary home. We tried selling it since 2008, but the housing market is so bad that we have no recourse but to rent it out. The current rent does not cover the cost of keeping and maintaining the property. It will really be a financial burden to replace the windows; hence, this appeal.

Thank you very much for your attention and consideration.

Sincerely,


John & Kristine Llana



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

December 23, 2010

ERIC LIND
7241 OHMS LANE STE 275
EDINA MN 55439

FIRE INSPECTION CORRECTION NOTICE

RE: 1928 NOKOMIS AVE
Ref. #113683
Residential Class: C

Dear Property Representative:

Your building was inspected on December 22, 2010 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 January 26, 2011 at 12:00pm.

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. Basement - Bathroom - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Repair/replace the leaking sink faucet. Water is leaking out of the handle when turned on.
2. Basement - Fire Extinguisher - MSFC 901.6 - Have fire extinguisher recharged and tagged.-Current fire extinguisher was manufactured in 1973 and is not charged. Provide required annual maintenance of the fire extinguishers by a qualified person and tag the fire extinguishers with the date of service.

3. Basement and Main floor - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair/replace the inoperable smoke detectors in the basement (furnace room, family room) and main floor southeast bedroom.
4. Egress Windows - Main Floor Northeast and Southeast 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.

Main Floor Northeast and Southeast Bedroom (Double-hung)

21h x 29w - Openable

41h x 28w – Glazed

5. Exterior - Driveway - SPLC 163.03, 163.01 (2), (3) - Currently license (tabs) all vehicles on the property and return the vehicles to an operative mechanical condition or remove vehicles from the property.-Black collector car in driveway is not licensed.
6. Exterior - Temporary Storage Structure - SPLC 62.101 - Use of this property does not conform to zoning ordinance. Discontinue unapproved use or call DSI Zoning at (651) 266-8989 to convert to legal use.-Remove the temporary storage building or contact Karen Zacho (651-266-9084) in zoning for approval.
7. Garage - MSFC 605.5 - Discontinue use of extension cords and multi-plug adapters used in lieu of permanent wiring.-Remove and discontinue the use of extension cords and multi-plug adapters used in place of permanent wiring in the garage. Light fixtures must be plugged directly into permanent outlets.
8. Main Floor - South Entry - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Secure the loose door closer on the south entry storm door.
9. Main Floor - Southeast Bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Re-hang the closet doors that are off the track.
10. Main Floor Bathroom and Rear Storm Door - Window Screen - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.-Repair/replace the window screen in the main floor bathroom and rear storm door.
11. 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.
12. 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: wayne.spiering@ci.stpaul.mn.us or call me at 651-266-8993 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,

Wayne Spiering
Fire Inspector

Reference Number 113683