

August 17, 2011

Re: 633 Palace

Dave Thune
Marcia Moermund

RE: public hearing #87 Resolution # RLHTA 11-223 Agenda for the City Council
Meeting of August 17, 2011

As I see you have a very busy schedule tonight I will not take your time to show up and put the following objections on the record so that they are part of the record when this goes to District Court.

I put these objections on the record with the Hearing Officer however to protect my position I am making them here with the City Council also.

1. The city is Assessing this under the authority of Minnesota Statutes 429. That statute does not allow the city to collect licensing fees. The \$129.00 that is on the bill for the C of O inspection is not an inspection cost as a result of a Housing Code Violation. That charge is made with no respect to any violation. The statute is clear that the charge **MUST** be in relationship to A housing maintenance code **VIOLATION**. As those charge are made without respect to any violation they are not allowed to be assessed to the county tax rolls under Mn 429
2. There is no record on the record of any inspections actually taking place on either December 23, 2010 or February 1, 2011. I have asked for the inspection results and have been told there are not any. If there was an inspection on December 23, or Feb 1 those inspection reports should be available. I have testified and continue to maintain that those inspections while they may have been scheduled did not take place. The December 23rd inspection was canceled by the inspector due to a snow storm. The weather on February 1, 2011 there was a wind chill advisory of 30 to 40 below zero during the day. No one came out on this day.

Thank you and please be sure to consider these point, perhaps sending this back to the hearing officer to further investigate. Failing that please put this letter into the record.

Sincerely,



Ronald Staeheli
612-865-2004