



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

NOV 22 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 1576)
 - 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

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>December 3, 2013</u>
Time <u>11:30 AM</u>
Location of Hearing: Room 330 City Hall/Courthouse

E-mail sent 11-22-13

Address Being Appealed:

Number & Street: 951/953 DeSoto St City: St Paul State: MN Zip: 55130

Appellant/Applicant: Provest Email APETERSON@THEMONEYMATRIX.COM

Phone Numbers: Business 651 487 2133 Residence _____ Cell 651 248 9926

Signature: [Signature] agent Date: 11/20/13

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: 1955 University Ave W #200 St Paul MN 55104

Phone Numbers: Business 651 487 2133 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

Revocation of Fire C of Occupancy.
Work orders were completed on
October 31st, 2013. Inspector did
not inspect through on October 31st.
Work orders not signed off until 11/20/13



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

November 14, 2013

ALAN PETERSON
1955 UNIVERSITY AVE W #200
ST PAUL MN 55104

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 951 DESOTO ST
Ref. # 82956

Dear Property Representative:

Your building was inspected on November 14, 2013, for the renewal of the Certificate of Occupancy. Since you have failed to comply with the applicable requirements, it has become necessary to revoke the Certificate of Occupancy in accordance with Section 40.06 of the Saint Paul Legislative Code.

A reinspection will be made on or after November 21, 2013 or the property vacated.

The Saint Paul Legislative Code further provides that no building shall be occupied without a Certificate of Occupancy. Failure to immediately complete the following deficiency list or the building vacated may result in a criminal citation.

DEFICIENCY LIST

1. Bldg 951 - Unit 2 - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door latch.-Door knob is not operational.
2. Bldg 951 - Unit 2 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.
-All cracks.
3. Bldg 951 - Unit 2 - SPLC 34.10 (7), 34.34 (6) - Clean, repair, or replace and maintain the floor in an approved manner.
-Carpeting in the bedroom and the living room area.
4. Bldg 951 - Unit 2 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the ceiling in an approved manner.
-All cracks.

5. Bldg 951 - Unit 2 - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
-Detector is beeping.
6. Entire building. - SPLC 34.10 (6), 34.33 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.
-Cockroaches were observed in all units and the halls. There were bed bugs observed in Unit 3 and 4.
7. Entire building. - SPLC 34.19 - Provide access to the inspector to all areas of the building.
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 smoke detector affidavit and return it to this office.

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: brian.tonnancour@ci.stpaul.mn.us or call me at 651-266-8955 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Brian Tonnancour
Fire Inspector

Ref. # 82956



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

November 20, 2013

ALAN PETERSON
1955 UNIVERSITY AVE W #200
ST PAUL MN 55104

RE: 951 DESOTO ST
Ref. # 82956

Dear Property Representative:

Saint Paul Legislative Code provides that no building shall be occupied without a Certificate of Occupancy. In order to re-occupy the building, the following deficiencies (if applicable) must be corrected and a complete Certificate of Occupancy inspection will be required.

DEFICIENCY LIST

1. Basement - MN Stat 299F.18 - Immediately remove and discontinue excessive accumulation of combustible materials.
-Remove bed from basement that is made up for sleeping.
2. Bldg 951 - Unit 2 - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door frame.
-Weather strip the bottom of the door.
3. Bldg 951 - Unit 2 - 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.
-Toilet is loose at the floor.
4. Bldg 951 - Unit 2 - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.
-Bathroom door missing.
5. Bldg 951 - Unit 2 - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989.
-Outlet next to door of Child bedroom
6. Bldg 951 - Unit 2 Kitchen - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.
-Repair or replace the floor coverings.

An Equal Opportunity Employer

7. Bldg 951 - Unit 2 Toilet - 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.
-Toilet is running constantly
8. Bldg 953 - Basement - MSMC 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 and installed in accordance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-8989.
9. Bldg 953 - Basement Entry - MSFC 1010.1, 1003.3.1.2 - Exit doors must swing in the direction of travel. Change the swing of the door.
-Back door to the basement does not completely open due to the stair well above it. Change the swing to allow for at least 90 degree opening in the door way.
10. Bldg 953 - Second Floor - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.
-Door to the balcony on the second floor.
11. Bldg 953 - Unit 1 - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.
-Stove top is not operational.
12. Bldg 953 - Unit 1 - MN Rules 1300.0180 - Immediately discontinue use of unsafe heating appliance until repaired or replaced by a licensed contractor. This work may require a permit(s). Call DSI at (651) 266-9090. Red tags may not be removed except by fire department inspector.
-Heaters throughout are off the wall or damaged.
13. Bldg 953 - Unit 1 - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.
-Detectors Chirping
14. Bldg 953 - Unit 1 - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
-Detectors chirping.
15. Bldg 953 - Unit 1 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.
-Crack in the wall next to the back door.
16. Bldg 953 - Unit 1 - 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.
-Hand sprayer on kitchen sink.

17. Bldg 953 - Unit 1 - 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 or replace and maintain an approved private hand sink. The sink is pulling away from the wall.
18. Bldg 953 - Unit 1 Closet door - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.
-Closet Door is off and sitting inside the closet.
19. Bldg 953 - Unit 1 Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.
-Throughout
20. Bldg 953 - Unit 1 Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.
-Repair or replace the carpeting.
21. Bldg 953 - Unit 1 Throughout - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
22. Bldg 953 - Unit 3 - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.
-Change batteries
23. Bldg 953 - Unit 3 - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
-Change batteries
24. Bldg 953 - Unit 3 - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
-Bedroom
25. Bldg 953 - Unit 3 - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the cabinets in an approved manner.
-Repair or replace the damaged or missing drawer.
26. Bldg 953 - Unit 3 Bathroom - SPLC 34.10 (4), 34.33 (3) - Provide a bathroom floor impervious to water.
-Bathroom floor
27. Bldg 953 - Unit 3 Bathroom Floor - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.
-Bathroom

28. Bldg 953 - Unit 3 Bedroom - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.
-Bedroom Door
29. Bldg 953 - Unit 3 Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.
-Numerous holes and cracks.
30. Bldg 953 - Unit 3 Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.
-Repair or replace the carpeting.
31. Bldg 953 - Unit 3 Toilet - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 4715.0200.C - Provide an approved number and type of plumbing fixtures.
-Toilet
32. Bldg 953 - Unit 4 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.
-Repair or replace the carpeting by the bedroom there is a large square cut out.
33. Bldg 953 - Unit 4 - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.
-Clean all walls.
34. Bldg 953 - Unit 4 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the ceiling in an approved manner.
-Holes in the ceiling.
35. Bldg 953 - Unit 4 - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.
-Bedroom door
36. Bldg 953 - Unit 4 - MSFC 1028.3 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.
-Remove box springs from in front of the window.
37. Bldg 953 - Unit 4 - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door latch.
-Door knob to front porch missing.
38. Bldg 953 - Unit 4 Kitchen - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.
-Kitchen floor has numerous cuts in it.
-Repair or replace the carpeting.
39. Bldg 953 - Unit 5 - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.

40. Bldg 953 - Unit 5 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.
-Piece of wall cut out behind the shower area.
41. Bldg 953 - Unit 6 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.
-Bathroom floor has numerous holes/cracks.
42. Bldg 953 - Unit 6 - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the ceiling in an approved manner.
-Water is leaking in the ceiling around the chimney.
43. Bldg 953 - Unit 6 - SPLC 34.09 (1) e, 34.32 (1) d - Provide and maintained the roof weather tight and free from defects.
-Leaking around the chimney
44. Bldg 953 - Unit 6 - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989.
-Light fixture
45. Bldg 953 - Unit 6 Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the ceiling in an approved manner.
-Holes and cracks in the ceiling.
46. Bldg 953 - Unit 6 Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.
-Repair or replace the carpeting.
47. Bldg 953 - Unit 6 Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.
-Patch the holes and/or cracks in the walls.
-Paint the wall.
48. Bldg 953 - SPLC 34.10 (6), 34.33 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.
-Mice
49. Bldg 953 Unit 3 - Throughout - SPLC 34.10 (6), 34.33 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.
-Still active cockroach and bed bug infestation.
50. Driveway. - SPLC 34.08 (7) - All parking spaces shall be paved with asphalt, concrete, or durable dustless surfacing. Before any existing spaces may be paved, site plan approval must be obtained as specified in the St. Paul Zoning Code. Contact DSI Zoning at 651-266-9090.
-Numerous pot holes and areas with standing water.

51. Each Unit - MSFC 906.1, MN Stat. 299F.361 - Provide approved fire extinguishers in accordance with the following types, sizes and locations.-Provide one minimum 1A10BC fire extinguisher within each apartment unit or a minimum 2A10BC not be more than 50' travel distance from each apartment entrance. They must be permanently mounted between 3 and 5 feet high in readily visible and easily accessible locations
52. Entire building. - SPLC 34.10 (6), 34.33 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.
-Cockroaches were observed in all units and the halls. There were bed bugs observed in Unit 4.
53. Entire building. - SPLC 34.19 - Provide access to the inspector to all areas of the building.
54. Exterior - SPLC 34.08 (1), 34.31 (1) - All exterior property areas shall be maintained free from any accumulation of refuse, garbage or feces.
-Garbage and tires.
55. Garage - SPLC 34.19 - Provide access to the inspector to all areas of the building.
56. Throughout - MSFC 901.6 - Provide required annual maintenance of the fire extinguishers by a qualified person and tag the fire extinguishers with the date of service.
57. Throughout - SPLC 34.09 (1) b,c, 34.33 (1) b, c - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.
-Deteriorated walls around the base of the building.
58. 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.
59. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.
60. SPLC 34.09 (3), 34.33 (3) -Provide or repair and maintain the window screen..
-Throughout

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Sincerely,

Brian Tonnancour
Fire Inspector

Ref. # 82956