



# 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 27 2019

We need the following to process your appeal: CITY CLERK

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number #5212)
  - 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>DEC 3, 2019</u>
Time <u>11:30 AM.</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

### Address Being Appealed:

Number & Street: 188 Acker City: Saint Paul State: MN Zip: 55106

Appellant/Applicant: Bsd 2 Llc Email: Shai@rbkcapital.com

Phone Numbers: Business 646-844-1600 Residence \_\_\_\_\_ Cell 612-850-1156

Signature: Shai Leibovich Digitally signed by Shai Leibovich Date: 2019.11.27 10:13:54 -06'00' Date: 11/27/2019

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/Correction
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)

Comments:

*WE JUST RECEIVED NOTICE FROM RENTERS WAREHOUSE. WE ARE ASKING FOR TIME TO MAKE REPAIRS.*



# CITY OF ST. PAUL

DEPARTMENT OF SAFETY AND INSPECTIONS  
375 JACKSON STREET, SUITE 220  
SAINT PAUL, MINNESOTA 55101-1806  
Phone: 651-266-8989 Fax: 651-266-8951  
Visit our Web Site at [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

## SINGLE FAMILY OR DUPLEX SMOKE & CARBON MONOXIDE DETECTOR INSPECTION AFFIDAVIT

Revised 1/2018

\*\*\*This affidavit must be completed and returned to the fire inspector upon inspection of the property. A certificate of occupancy cannot be issued /renewed without this completed affidavit.\*\*\*

Single family or Duplex  
(Circle one)

188 ACKER

Address

I affirm that I, the owner, or responsible party has given the occupant of the single family or duplex at the above address a written explanation of the following:

1. The location and operation of each smoke detector and carbon monoxide detector.
2. Instructions describing the action to be taken when an alarm sounds.
3. The procedures for testing the detectors.
4. Who to contact when a low-battery tone sounds or power light fails.
5. The penalties for disabling smoke detection or carbon monoxide detection. Tampering with alarms may result in a criminal citation.

Signature: \_\_\_\_\_

Asol

Date: \_\_\_\_\_

11/27/19

I affirm that I, the owner, or responsible party has inspected the smoke detectors and carbon monoxide detectors in the single family or duplex at the above address and that all required detectors were in place and in good working order.

Signature: \_\_\_\_\_

Asol

Date: \_\_\_\_\_

11/27/19

Minnesota State Statute 299F.362 requires smoke detectors and Minnesota State Statute 299F.50 requires carbon monoxide detectors. Saint Paul Ordinance 39.02(c) requires that an affidavit stating that "all detectors are inspected and serviced when needed and are operational be filed before a Certificate of Occupancy can be issued or renewed."



CITY OF SAINT PAUL

375 Jackson Street, Suite 220  
St Paul, Minnesota 55101-1806

Telephone: 651-266-8989  
Facsimile: 651-266-9124  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

November 21, 2019

Renters Warehouse  
13200 PIONEER TRAIL SUITE 100  
EDEN PRAIRIE MN 55347USA

## Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 188 ACKER ST E  
Ref. # 122456

Dear Property Representative:

Your building was inspected on November 21, 2019, 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 December 30, 2019 at 1:00 pm 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. Basement - Bottom of stairs - 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.-There is a missing smoke alarm at the bottom of the basement stairs.
2. Basement - Handrail - SPLC 34.10 (3), 34.34(2) - Repair or replace the damaged handrail in an approved manner.-The handrail leading to the basement was loose.
3. Basement - Washing machine drain - SPLC 34.11 (1), SBC 2902.1, SPLC 34.35 (1), MPC 301.1 - Provide an approved number and type of plumbing fixtures.-The drain for the washing machine was connected to a piece of copper pipe that was placed directly into a floor drain.

4. Dryer vent - Clogged - MMC 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.-The dryer vent is clogged with lint as visible from the outside.
5. First floor - Bathroom - SPLC 34.11(4), 34.35(1), MPC 601.1 - Provide an adequate water supply to all water closets, sinks, showers and tubs.-There was low water pressure in the first floor bathroom sink.
6. Front of house - Screen door - SPLC 34.09 (4), 34.32 (3) - Repair and maintain the door latch.-The handle and latch were missing.
7. Front of house - Soffit - SPLC 34.09 (1)(2), 34.33 (1) - 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.-There were loose and falling soffit's on the front of the house.
8. Shed - Fascia - SPLC 34.09 (1)(2), 34.33 (1) - 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.-Rotted fascia on the shed.
9. Shed - Roof - SPLC 34.09 (2), 34.33 (1) - Provide and maintained the roof weather tight and free from defects.-Missing shingles on the shed.
10. South bedroom - By exterior door - SPLC 34.10 (7), 34.17(5) - Repair and maintain the floor in an approved manner.-There is a missing section of flooring by the exterior door.
11. South bedroom - Extension cord - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-There was an extension cord in use in the bedroom.
12. South bedroom - Exterior door - SPLC 34.33 (3) - Repair and maintain the door in good condition.-Able to see light around the door when the door was closed.
13. South bedroom - Exterior door - SPLC 34.09 (4), 34.32 (3) - Repair and maintain the door latch.-The door latch was installed backwards, and the hole for the deadbolt was not covered by the deadbolt.
14. 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: [george.niemeyer@ci.stpaul.mn.us](mailto:george.niemeyer@ci.stpaul.mn.us) or call me at 651-266-8991 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

George Niemeyer  
Fire Safety Inspector

Ref. # 122456