

RLH VBR 22-62



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

DEC 06 2022

CITY CLERK

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

We need the following to process your appeal:

- ☒ \$25 filing fee (non-refundable) (payable to the City of Saint Paul)(if cash: receipt number _____)
 - ☒ 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, December 13, 2022

Location of Hearing:

☒ Telephone: you will be called between

1:30 p.m. & 3:30 p.m.

☐ In person (Room 330 City Hall) at: _____
(required for all Fire C of O revocation & vacate; Condemnation orders)

Address Being Appealed:

call *

Number & Street: 991 Rose Ave E City: Saint Paul State: MN Zip: 55106

Appellant/Applicant: Lee Yan Email bonnieb@Midwestgirg.com

Phone Numbers: Business *612-232-1803 Residence 612-309-9233 Cell 612-522-3394

Signature: [Signature] Date: 12/6/22

Name of Owner (if other than Appellant): Boyeyey Holdings LLC

Mailing Address if Not Appellant's: 3853 Central Ave NE, Columbia Heights, MN 55421

Phone Numbers: Business same as above Residence _____ Cell _____

What Is Being Appealed and Why?

Attachments Are Acceptable

- ☐ Vacate Order/Condemnation/
- ☐ Revocation of Fire C of O (see letter)
- ☒ Summary/Vehicle Abatement Ice/Snow
- ☐ Fire C of O Deficiency List/Correction
- ☐ Code Enforcement Correction Notice
- ☒ Vacant Building Registration
- ☐ Other (Fence Variance, Code Compliance, etc.)

To: St. Paul Rental License Review Board

From: Thomas Wolney/Wolney Electric LLC

Dear Sirs/Madams,

An Electrical Permit was taken out on August 23, 2021, to correct the discrepancies and upgrade the Electrical Service on the Lower Unit at 991 Rose Ave. E.; Permit #21 295848ELE.

The work commenced in the months following; the Bathroom GFI outlet was fed to a separate circuit, outlets were added and existing circuits were rendered operable, the Lower Unit Service Panel was changed and circuits were added to accommodate changes-in other words, the City's Citations for Housing Violations involving Electrical Issues were being addressed and corrected.

In March, 2022, the process was stopped: while working on a LOWER UNIT Light Fixture, the UPPER UNIT Tenants came downstairs, violently threatening me, brandishing weapons, smashing the windows and sides of the building, going over to my truck and looking for an opportunity to break into it- fortunately, it was locked, and repeatedly threatening me to come outside and have it out with me. I stayed inside with the Downstairs Tenants, who remarked that this behavior happened frequently; they had numerous smashed windows from these tenants, along with violent physical threats. I called the St. Paul Police Department who responded after 45 Minutes. A Police Report was filed, noting the damages and actions of the Violent Tenants; the Property Managers (Midwest GIRG) was also informed, and I was notified that an Eviction Notice was filed on these Tenants. I stated to Midwest GIRG that I could not continue with the Inspection Order repairs until these tenants were removed; they now had an Eviction Notice and there was every reason to believe my incident report would invite their retaliation on me or anyone else I would send to complete-especially since a number of the Corrections Items were in their Unit.

The Eviction Process took until mid-August, at which time my Permit expired, and I had other work projects needing completion. I came back to the property on November 25th, and am well in the process of completing the repairs outlined in the Inspection Report. I will renew my permit; it hasn't been closed, and Randy Kloessner, the Electrical Inspector is aware of the situation and the extreme hardship of completing the permit under the conditions described. The Units are vacant, which expedites the necessary work being performed.

I am asking the Authority for variance in rescinding the Rental License; the work required should be completed by the end of the week, and due to the circumstances beyond my control and the Property Manager's, as well as the Good Faith attempt to satisfy the City's Inspection Order prior to the incident, would give you reason to honor my request.

Sincerely,

Thomas Wolney/Wolney Electric LLC

Thomas Wolney 11/29/2022

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CITY OF SAINT PAUL

375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806Telephone: 651-266-8989
Facsimile: 651-266-1919
www.stpaul.gov/dsiDecember 02, 2022 *rec. 12/5*Boyeyey Holdings Llc
3853 Central Ave Ne
Minneapolis MN 55421-3930

Customer #:1670101

Bill #: 1706642

VACANT BUILDING REGISTRATION NOTICE

The premises at **991 ROSE AVE E** has been inspected and found to meet the legal definition of a Vacant Building as described in Saint Paul Legislative Code, Chapter 43. You are required by law to register this building with the Department of Safety and Inspections, Vacant Building Division, by filling out and returning the registration form provided with this letter. You are also required to pay the annual Vacant Building Registration Fee of **\$2,459.00**. The fee is due upon receipt of this letter and must be paid no later than thirty (30) days from the date of this letter, as required in Saint Paul Legislative Code, Chapter 43. If this building is vacant due to a fire, complete the enclosed registration form and return it to this office within 30 days.

Payment must be received by January 02, 2023 .

You may pay this registration fee online by going to **online.stpaul.gov** and selecting the 'Make a Payment' option. You will need your customer number and bill number to process a payment - both can be found on this letter.

To pay this invoice by mail please send this registration form along with payment to:

DEPARTMENT OF SAFETY AND INSPECTIONS
375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806
Do Not Mail Cash

If you wish to pay in person, you may do so from 8:00am to 4:00pm Monday through Friday at the above address.

You may file an appeal to this fee or registration requirements by contacting the City Clerk's Office by calling (651)266-8688. Any appeal of this fee must be made within ten (10) days of the date of this notice.

If the registration fee is not received in this office within 45 days of the date of this letter, the full amount owed will be assessed to, and collected with, the taxes for this property as permitted by Saint Paul Legislative Code Chapter 43.

The Code Enforcement Officer has notified the Building Inspection and Design Section that this property meets the legal definition of a registered vacant building and in accordance with Legislative Code Chapter 33, no permits (except demolition, wrecking and removal permits) will be issued until the requirements of all applicable ordinances are fulfilled.

All category 2 and category 3 vacant buildings must be winterized with gas and water services shut off or, alternately, an excess flow gas valve must be installed in the dwelling, within sixty (60) days of the date of this notice.

WRITTEN PERMISSION FROM THE CITY OF SAINT PAUL IS REQUIRED BEFORE A CATEGORY 2 OR CATEGORY 3 VACANT BUILDING CAN BE OCCUPIED OR SOLD.

Category 2: Requirements include: 1. register/re-register the building, 2. pay outstanding fee(s), 3. obtain a code compliance report, 4. submit for approval a rehab cost estimate from a licensed contractor and a schedule for completion of all code compliance work, 5. submit proof of financial responsibility acceptable to the City, and 6. obtain Zoning approval of the proposed use.

Category 3: All requirements listed for Category 2 vacant buildings, AND obtain a **Certificate of Occupancy OR Certificate of Code Compliance** prior to the sale of the building.

If the use of this building meets the definition of a nonconforming use by the Zoning Code, then the use will lose its nonconforming status 365 days from the date the building was declared vacant.

You must contact the Enforcement officer , James Hoffman, at 651- 266- 1947 to find out what must be done before this building can be legally reoccupied.

The Enforcement Officer may declare this building to constitute a Nuisance Building subject to demolition and issue an Order to Abate under authority of Legislative Code Chapter 45. In the event this building is declared a Nuisance Building, subject to demolition, the Enforcement Office will notify all owners and interested parties of the Order to Abate as provided in the Legislative Code Chapter 45.

If you have questions about this annual registration fee or other vacant building requirements, please contact the District Inspector, James Hoffman, at 651- 266- 1947.

This registration form and fee is required by law. Your prompt attention to this matter is appreciated.

Steve Magner
Vacant Buildings Program Manager

Enclosures: Regulations Requirements Information
Vacant Building Registration Form

SM: jh
vb_registration_notice 11/14

DEPARTMENT OF SAFETY AND INSPECTIONS

Steve Magner, Manager of Code Enforcement



CITY OF SAINT PAUL

375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-1919
www.stpaul.gov/dsi

BOYEYEE HOLDINGS LLC
3853 CENTRAL AVE NE
MINNEAPOLIS MN 55421-3930

12/2/22
File #: 22 - 120959
Insp: 356

NOTICE TO REMOVE SNOW AND/OR ICE FROM SIDEWALK
IF THE SIDEWALK HAS ALREADY BEEN SHOVELED AND CLEARED OF ICE,
THANK YOU AND PLEASE DISREGARD THIS NOTICE.

Dear Owner/Occupant/Responsible Party:

We received a complaint that the public sidewalk in front of or on the side of:

991 ROSE AVE E

has not been shoveled. The Saint Paul Legislative Code, Chapter 113, requires property owners and/or occupants to clear the sidewalks of snow and ice within 24 hours of the most recent snowfall or ice accumulation. The cleared area must be the full length and width of the sidewalk and sidewalk ramps must be cleared to the street. If the walk is covered with ice, please salt and sand as needed. To ensure compliance with the ordinance, a Code Enforcement Officer will inspect the sidewalk 48 hours after the postmark on this letter. If the snow and/or ice has not been removed by this date, the enforcement officer will schedule a City work crew to immediately do this work. The cost of snow removal is **\$160 per hour with a 1/2 hour minimum; sand and salt is \$80 per hour with a 1/2 hour minimum.** This fee plus administrative costs, will be added to the special assessments against the property, to be paid with the real estate taxes.

If the City receives subsequent snow and/or ice complaints within 365 days of this initial complaint, you will then have 24 hours to remove the snow/ice before the City clears the walk and assesses the charges to your property taxes. This notice serves as your first warning.

Protecting public health and safety is important to the Department of Safety and Inspections, and your cooperation will be appreciated by many of the citizens in Saint Paul. For further information, please call the Code Enforcement Office at 651-266-8989.

Sincerely,

Department of Safety and Inspections, Code Enforcement

Also Sent To:

Occupant

Boyeyey Holdings LLC 3853 Central Avenue NE Minneapolis MN 55421-3930

***WARNING** Code inspection and enforcement trips cost the taxpayers money. If the violations are not corrected within the time period required in this notice, the city's costs in conducting a reinspection after the due date for compliance will be collected from the owner rather than being paid by the taxpayers of the city. If additional new violations are discovered within the next following 12 months, the city's costs in conducting additional inspections at this same location within said 12 months will be collected from the owner rather than being paid by the taxpayers of the city. Any such future costs will be collected by assessment against the real property and are in addition to any other fines or assessments which may be levied against you and your property.

An Affirmative Action Equal Opportunity Employer



Midwest GIR Group

3853 CENTRAL AVE NE, MINNEAPOLIS, MN 55421 612-522-3394

Incident Report

Name and role of person completing this form:

Tom Wolney

Signature of person completing this form:

[Signature]

Date: 2/23/22

Incident: upper unit threatening Electrician

Date and time of incident:

Name/s of person/s involved in the incident:

Tom Wolney Electrician

Description of incident:

See attached Back of Page

Witnesses (include contact details):

Reporting of the incident Called St Paul Police

Incident Reported to: Maintenance Coordinator

Date:

Michelle Hobbs

2/22

How (this form, in person, email, phone):

Follow Up Action:

13/14

991 Rose ave^E St Paul Mn.

Tom Wolney Electric LLC

Was on site performing
work in lower unit 1 of
~~the~~ permitted through the
city of St Paul for fire
inspection repairs. According
to Tom Michael Garnett from
unit #2 came down pounding
on lower unit 1's door screaming
and yelling about the work
being performed to the Electrical
saying he was not informed
and was upset he was waken
by the contractors noise. He
began to be verbally abusive
and demanded Tom stop working
which Tom did and apologized.
Then Tom call Michelle Myself and
he explained the situation that
was taking place and during the
conversation the situation escalated
Michael ~~started~~ his daughters started
breaking windows to the lower
unit and started threatening Tom
to come outside. So we advised
him to call the police which he
did.

02/23/22

Thomas P. Wolney