



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

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

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

August 15, 2016

Ray Caliguire
559 Brunson Street
Saint Paul MN 55130-4514

Ray Caliguire
778 Jessie Street
Saint Paul MN 55130-4121

Order to Abate Exterior Nuisance

Dear Sir or Madam:

The Department of Safety and Inspections, Division of Code Enforcement, hereby declares the premises located at:

778 Jessie Street

This is a GENERAL RETAIL & SVC- B- Commercial Property

and legally described as follows, to wit:

Stinsons Addition Lot 2 Blk 16

to comprise a nuisance condition in violation of the Saint Paul Legislative Code, Chapter 65.783 of the Saint Paul Legislative Zoning Code.

On July 28, 2016 an Exterior Property Inspection Report was compiled and the following violations were observed:

Huge quantities of scrap metal and other salvage materials stored on exterior of the property.

In October 2015 and again on January 15, 2016, a DSI Zoning Inspector informed you that the previously licensed recycling collection center license lapsed and in order to obtain a new license, the referenced property must conform to the current zoning requirements. Therefore, in order to bring this property into compliance you must:

1. Immediately cease operations and remove all scrap metal and other materials from the exterior of the property;

OR

2. Obtain a variance of conditions a, c, and e, which are listed in the attached letter, from the Board of Zoning Appeals and obtain a recycling collection business license.

As owner, agent or responsible party, you are hereby notified that if these deficiencies and the resulting nuisance condition is not corrected by **September 15, 2016** the Department of Safety and Inspections, Division of Code Enforcement, will begin a substantial abatement process to abate described nuisances. The costs of this action, including administrative costs and demolition costs will be assessed against the property taxes as a special assessment in accordance with law.

If corrective action is not taken within the time specified in this order, the Enforcement Officer will notify the City Council that abatement action is necessary. The City Clerk will then schedule dates for Public Hearings before the City Council at which time testimony will be heard from interested parties. After this hearing the City Council will adopt a resolution stating what action if any, it deems appropriate.

If the resolution calls for abatement action the Council may either order the City to take the abatement action or fix a time within which this nuisance must be abated in accordance with the provisions of Chapter 63 of the Saint Paul Legislative Zoning Code and provide that if corrective action is not taken within the specified time, the City shall abate this nuisance. The costs of this action, including administrative costs will be assessed against the property as a special assessment in accordance with law.

If you have any questions or request additional information please contact **Joe Yannarely** between the hours of 6:30-9:00 a.m. at **651-266-1920**, or you may leave a voice mail message.

Sincerely,

Steve Magner
Manager of Code Enforcement

Enclosure

cc: Legistar Approval list and City Council



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

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

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

October 28, 2015

Frank Windship
778 Jessie St
Saint Paul MN 55130

Re: 778 Jessie St

Dear Mr. Windship:

We have recently received a complaint regarding the operation of an unlicensed recycling collection center at the above referenced location. This property is located in an I1 light industrial zoning district.

Inspection Observations:

The following was observed recent inspection of this property: Piles of metal stored on the exterior of the parcel and a commercial vehicle parked in the public right-of-way.

Pertinent Code Sections:

Under Chapter 66 of the City of Saint Paul Legislative Code a recycling collection center is a permitted use in an I1 light industrial zoning district subject to the following conditions in chapter 65.783:

- (a) The facility shall not abut a property zoned for residential use.
- (b) In the B3 business district, all handling operations, equipment and materials, including trailers, shall be completely enclosed in a building not exceeding five thousand (5,000) square feet, except for drop-off stations not occupying more than five hundred (500) square feet of the site.
- (c) In industrial districts, all processing and handling operations shall be conducted within a completely enclosed building. Outdoor storage of materials shall be within covered containers or behind an opaque screen meeting the requirements of section 62.107 on three (3) sides. Such outdoor screening shall be located at least three hundred (300) feet from any residential district.
- (d) The facility shall be free of litter and any other undesirable materials and cleaned of loose debris on a daily basis.
- (e) The facility shall be screened pursuant to section 63.114 if it is located within one hundred fifty (150) feet of a residential use district.

Additionally under chapter 408.01 of the Saint Paul Legislative code: "No person shall engage in the business of operating a recycling collection center or a recycling processing center within the city without a license. A separate license shall be held for each business premises or auxiliary location within the city."

Orders:

There's no record of this office approving, or having received a request to approve, a recycling collection center license at the referenced location. As there has never been a license issued for the referenced location the use was never legally established and you must comply with the current standards for a recycling collection center. Therefore, in order to bring this property into compliance you must either:

1. Immediately cease operations and remove all of the scrap metal from the premises

OR

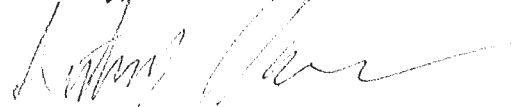
2. Obtain a variance of conditions a, c, and e listed above from the Board of Zoning Appeals and obtain the required recycling collection center business license.

For more information and to find the variance and license application forms please visit www.stpaul.gov/dsi

You must comply with this order within 30 days from the date of this letter. Failure to comply with this order may result in enforcement action, including but not limited to the revocation of your certificate of occupancy for non-compliance with the zoning conditions required for a recycling collection center.

If you have any questions regarding this matter I may be contacted at 651-266-9067 or Tony.Johnson@ci.stpaul.mn.us.

Sincerely,



Anthony Johnson
DSI Zoning/Licensing Inspector I

Any person affected by this decision that believes it to have been made in error, may appeal the matter in writing to the Board of Zoning Appeals within 10 days of the date of this letter. Any appeal shall include the appropriate filing fee of \$435.