



# APPLICATION FOR APPEAL

RECEIVED  
FEB 08 2011  
CITY CLERK

Saint Paul City Clerk  
310 City Hall, 15 W. Kellogg Blvd.  
Saint Paul, Minnesota 55102  
Telephone: (651) 266-8560

The City Clerk needs the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number \_\_\_\_\_) *check # 3974*
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed

<b>YOUR HEARING Date and Time:</b>
Tuesday, <u>February 15, 2011</u>
Time <u>1:30 pm</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

*walk in*

## Address Being Appealed:

Number & Street: 2128 BUSH AVE City: ST. PAUL State: MN. Zip: 55109

Appellant/Applicant: TERRY KIRK Email \_\_\_\_\_

Phone Numbers: Business \_\_\_\_\_ Residence 651 770-0716 Cell 651 497-6779

Signature: Terry Kirk Date: \_\_\_\_\_

Name of Owner (if other than Appellant): \_\_\_\_\_

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
- Fire C of O: Only Egress Windows
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other
- Other
- Other

CURRENT SIZE 20H x 34H OPENABLE 41H x 32W GLAZED



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](http://www.stpaul.gov/dsi)

January 28, 2011

TERRY L KIRK  
2211 VAN DYKE ST UNIT 1  
MAPLEWOOD MN 55109-2725

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES  
2128 BUSH AVE

Ref. # 113530

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on January 28, 2011. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately.

**A re-inspection will be made on February 25, 2011 at 1:30pm.**

Failure to comply may result in a criminal citation or the revocation of the Fire Certificate of Occupancy. The Saint Paul Legislative Code requires that no building be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

#### DEFICIENCY LIST

1. Basement - Stairway - SPLC 34.10 (3), 34.33(2) - Repair or replace the unsafe stairway in an approved manner.-Interior stairway was modified without permit. The stair risers are between 11 and 13.5 inches. The stairs include a 90 degree turn and the width on the upper stairway is 16 inches. Remove the unapproved existing stairway and install a code compliant stairway by licensed contractor under permit. Plans will need to be submitted with permit application for review and approval. **Contact building inspector, Dave Nelson 651-266-9027, for final inspection.**
2. Basement - Water Heater - MFGC 409.5 - Provide an approved gas shut off valve within 6 feet of the appliance in accordance with the mechanical code. This work requires a permit(s). Call DSI at (651) 266-8989.-**Obtain the required permit and contact plumbing inspector, Steve Fernlund 651-266-9052, for final inspection.**

3. Egress Window - Main Floor Southwest Bedroom - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

**Main Floor Southwest Bedroom (Double-hung)**

20h x 34h - Openable

41h x 32w - Glazed

4. Exterior - East Kitchen Window - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-The east kitchen window has been installed without permit. Obtain the required permit and install according to code. **Contact building inspector, Dave Nelson 651-266-9027, for final inspection.**
5. Main Floor - Dryer Vent - UMC 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. This work requires a permit(s). Call DSI at (651) 266-8989.-**All dryers must vent directly to the outdoors. Install the missing exhaust duct vent on the electric dryer that is now in the basement. This work must be done by licensed contractor under permit. Contact DSI at 651-266-8989 to obtain the required permit. Contact respective inspector for final inspection of the dryer vent installation.**
6. Main Floor - Southwest Bedroom and North Entry Storm Door - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.-**Replace the missing window screen in the main floor southwest bedroom. Repair/replace the torn/ripped screen on the north entry storm door.**
7. 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.-**Contact Sedgwick to send inspector a copy of the completed Existing Fuel Burning Equipment Safety Test Report.**
8. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

For an explanation or information on some of the violations contained in this report, please visit our web page at: <http://www.ci.stpaul.mn.us/index.aspx?NID=211>

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: (651-266-8688) and must be filed within 10 days of the date of the original orders.

If you have any questions, email me at [wayne.spiering@ci.stpaul.mn.us](mailto:wayne.spiering@ci.stpaul.mn.us) or call me at 651-266-8993 between 7:30 a.m. - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Wayne Spiering  
Fire Inspector  
Ref. # 113530