



City of Saint Paul

City Hall and Court House
15 West Kellogg
Boulevard
Phone: 651-266-8560

Master

File Number: RLH FCO 15-232

File ID: RLH FCO 15-232 **Type:** Resolution LH Fire C of O **Status:** LH Review

Version: 1 **Contact In Control:** City Council

Number:

File Created: 09/10/2015

File Name: 798 Seventh Street East, 798 7th St E, 798 Seventh St E, 788 Margaret Street, 792 Margaret Street **Final Action:**

Title: Appeal of Cleo H. Kelly to a Fire Inspection Correction Notice at 798 SEVENTH STREET EAST.

Notes:

Agenda Date: 10/21/2015

Indexes: 15 **Ward - 7; Fire C of O Letter Agenda Number:**

Sponsors: **Finney Enactment Date:**

Attachments: 798 Seventh St E.appeal.9-10-15, 798 Seventh St **Financials**

Included?: E.Photos.9-2-15, 798 Seventh St E.Kelly Ltrs to Tenants.9-4-15

Contact Name: **Hearing Date:**
Entered by: Racquel.Naylor@ci.stpaul.mn.us **Ord Effective Date:**

Approval History

Version	Date	Approver	Action
1	09/11/2015	Moermond, Marcia	Approve

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Legislative Hearings	09/22/2015	Referred	City Council	10/21/2015		
Action Text: Referred to the City Council due back on 10/21/2015							



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Notes: Cleo H. Kelly, Trustee and Charlotte E. Kelly, Trustee, appeared.

Fire Inspector A. J. Neis:

- Fire Certificate of Occupancy Correction Noticed dated Sep 5, 2015 with re-inspection for Sep 14, 2015 by Inspector James Thomas
- Unit #2 had been Condemned for disorderly storage, requiring 90% of excessive combustibles to be removed
- Unit #1 - remove grill in bedroom and remove 80% of combustible fuel load
- the Orders are not being contested

-they are asking for additional time to comply

Ms. Kelly:

- we got the grill out of the basement
- have 2 tenants
- both units have issues

Mr. Kelly:

- the sale of the property is closing Oct 15, 2015 (the closing had been scheduled for Apr but hasn't been yet)
- wants to give his tenants a little more time to comply with the Orders; he has talked with them and told them they need to remove a considerable amount of their items
- he has done about 50% of what needs to be done and would like a re-inspection
- #6 is done; #5 is done
- Unit #1 - the guy has thousands of paperbacks and he said, "These books are my life!"

Ms. Moermond:

- is hoping the inspector shared resources about help that he can get (learning more about hoarding and getting him a dumpster from the House Calls Program); today, please leave the contact information for your tenants, which we can forward to the House Calls Program, part of Public Health; they have public health social workers, who can hook him up with a dumpster and explain how to manage your life or re-house someone)
- we need to move more quickly; can't give them much of an extension; the books create a fire load

Mr. Neis:

- books create a dead load on a building - "Heavy content" - there are 4 categories based on how much stuff is located in each room; this is on the severe end of the categories; the structural members of the building can become compromised, especially in a fire situation
- we want a short deadline to protect the occupants and protect the responders, who may have to go to that building

Ms. Moermond:

- we will put in a new deadline but in some cases, the occupants may need to leave the building while things get cleaned out

Ms. Kelly:

- these people have been tenants about 4 years; they go together; she's the caregiver and they let us into only 1 apartment; they have not been in Unit #1 for a very long time



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Mr. Kelly:

-thinks that we should have Inspector Thomas come back in very shortly; they won't listen to us

Ms. Moermond:

-thinks we need to do the re-inspection; set a date that they will need to leave if it's not cleaned up adequately and first, we need to get them in contact with House Calls, 266-1290, so that the cost and trouble of getting a dumpster out there to actually load things into is already taken care of

-this is a dangerous circumstance; we can't allow it to continue

-looking at the material, unless they deal with it, they are going to have to find some alternative housing for a couple of weeks - for their own safety

-thinks the place should be cleaned up or emptied of people by Oct 1, 2015

-asked if the purchaser is aware of these conditions?

Mr. Kelly:

-no

Ms. Moermond:

-it would probably serve your interests to disclose this or it may cause issues later

Mr. Neis:

-asked if the inspector posted a Condemnation sign on the door?

Mr. Kelly:

-no

Mr. Neis:

-he has a Condemnation Order for Unit #2; it sounds like the entire building should have been posted as Condemned (90% and 80% reduction)

-he will have Inspector Thomas modify the Orders as a Condemnation and Order to Vacate by Oct 1, 2015

-he will advise the inspector to post that on the building tomorrow or Thu at the latest

-thinks it's important that the new owner knows that when they purchase a building they also inherit the tenants and the deadlines that are imposed by the city

Grant an extension until October 1, 2015 to come into compliance with the Correction Notice or the tenant(s) must be vacated.

Text of Legislative File RLH FCO 15-232

Appeal of Cleo H. Kelly to a Fire Inspection Correction Notice at 798 SEVENTH STREET EAST.

WHEREAS, in the matter of the Appeal of Cleo H. Kelly to a Fire Inspection Correction Notice at 798 SEVENTH STREET EAST, the Legislative Hearing Officer has reviewed the appeal and considered the testimony of City staff and the appellant; and

WHEREAS, the Legislative Hearing Officer recommends that the City Council [recommendation];
Now, Therefore, Be It



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RESOLVED, that the Saint Paul City Council hereby accepts and adopts the Legislative Hearing Officer's recommendation in this matter.

Want to give them more time.