



# APPLICATION FOR APPEAL

RECEIVED

JAN 13 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 \_\_\_\_\_)
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed

**YOUR HEARING Date and Time:**

Tuesday, 1-18-11

Time 1:30

Location of Hearing:  
Room 330 City Hall/Courthouse

*Let her know date & order phone*

## Address Being Appealed:

Number & Street: 2152 Mohawk Ave City: St. Paul State: MN Zip: 55119

Appellant/Applicant: Emer Properties LLC Email: Cynthia.emer@comcast.net

Phone Numbers: Business 651-270-1018 Residence 651-739-9466 Cell 651-270-1018

Signature: *Cynthia Emer* Date: 1-10-11

Name of Owner (if other than Appellant): Same

Address (if not Appellant's): 1667 Thornhill CT Woodbury MN 55125

Phone Numbers: Business 651-270-1018 Residence 651-739-9466 Cell 651-270-1018

## 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

#4 appealing on fire inspection correction notice

DEPARTMENT OF SAFETY AND INSPECTIONS  
Fire Inspection Division  
*Ricardo X. Cervantes, Director*



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)

December 10, 2010

MICHAEL EMER  
EMER PROPERTIES LLC  
1667 THORNHILL CT  
WOODBURY MN 55125-8814

### FIRE INSPECTION CORRECTION NOTICE

RE: 2152 MOHAWK AVE  
Ref. #113295  
Residential Class: C

Dear Property Representative:

Your building was inspected on December 10, 2010 for the renewal of your Fire Certificate of Occupancy. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected prior to the re-inspection date.

**A re-inspection will be made on January 27, 2011 at 2:00pm.**

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 shall be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

**YOU WILL BE RESPONSIBLE FOR NOTIFYING TENANTS IF ANY OF THE FOLLOWING LIST OF DEFICIENCIES ARE THEIR RESPONSIBILITY.**

#### DEFICIENCY LIST

1. Basement - Furnace Room - MFGC 503 - Provide, repair or replace the fuel equipment vent or vent liner to develop a positive flow adequate to convey all products of combustion to the outside. This work may require a permit(s). Call DSI at (651) 266-8989.-Seal all openings where the furnace/water heater venting enters the masonry chimney. The existing material is loose.

An Equal Opportunity Employer

2. Basement - Walls and Ceiling - MSFC 806.2 - Wall and/or ceiling finishes exceed the code requirements for flame spread ratings. Remove or provide documentation of flame spread compliance.-The clear plastic on the basement walls/ceiling is not an approved wall/ceiling covering. Provide an approved wall/ceiling covering.
3. Condemned - Basement - SPLC 34.23, MSFC 110.1 - This basement is condemned as unsafe or dangerous. This occupancy must not be used until re-inspected and approved by this office.-Immediately remove the beds from the basement and discontinue use of the basement as a sleeping area. All sleeping areas require an approved egress window. Since there are no egress windows the basement is not approved as a sleeping area. **A re-inspection will be made on 12-14-2010 at 12:00 noon to verify code compliance. Failure to comply will result in enforcement action.**
4. Egress Window - Main Floor Southeast 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.

4.  
Appealing

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

21h x 28w - Openable

48h x 26w - Glazed

5. Fire Extinguisher - MSFC 901.6 - Have fire extinguisher recharged, tagged, and mounted.-Fire extinguishers are not required in a single-family dwelling. All non-required fire extinguishers, if present, require annual maintenance of the fire extinguishers by a qualified person and tag the fire extinguishers with the date of service. They must be permanently mounted between 3 and 5 feet high in readily visible and easily accessible locations. Provide the required maintenance on the fire extinguisher (manufactured 2009) and mount in an accessible location.
6. Main Floor - Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Remove the mold/mildew like substance from the bathroom ceiling. Repair the damaged ceiling and maintain the ceiling in a good state of repairs.
7. Main Floor - Bedrooms - MN State Statute 299F.50 - Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
8. Main Floor - Southeast Bedroom - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Repair/replace the inoperable hard-wired smoke detector located in the main floor southeast bedroom. **A re-inspection will be made on 12-14-2010 at 12:00 noon to verify code compliance. Failure to comply will result in enforcement action.**

9. 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.
10. 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 this order.

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

Reference Number 113295

**Emer Properties, LLC**  
1667 Thornhill Ct.  
Woodbury, MN 55125  
Ph: 651-739-9466/651-270-1018

RECEIVED  
JAN 13 2011  
CITY CLERK

Fax Cover Sheet

Date 1-10-11

Number of pages 5 (Including cover page)

To:  
Name City of St. Paul  
Company \_\_\_\_\_

From:  
Name Emer Properties  
Company \_\_\_\_\_

Telephone 651 266 8569

Telephone 651 270-~~1018~~ 1018

Fax 651-266-8574

Comments Appeal For 2152 Mohawk Ave St. Paul MN 55119  
re, egress window #4  
\* Mailing \$2500 fee 1-10-11

(Jerame  
651-592-2005)