



APPLICATION FOR APPEAL

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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, <u>Sept. 21</u>
Time <u>1:30</u>
<u>Location of Hearing:</u>
<u>Room 330 City Hall/Courthouse</u>

Address Being Appealed:

Number & Street: 1439 Ashland City: St. Paul State: Mn. Zip: 55104

Appellant/Applicant: Johander LLC Email wh.tie

Phone Numbers: Business 651-777-370, Residence 651-426-365 Cell 612-483-6969 ⁹⁹¹⁻¹⁴²²

Signature: [Signature] Date: 9/7/2010

Name of Owner (if other than Appellant): _____

Address (if not Appellant's): Johander LLC 3128 Lyndale Ave S Ste A
Mpls, Mn. 55408

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

MSFC 9016 Sprinkler System was Grandfathered In
I am assuming Prior to the last Inspections
and maybe more than 10yrs. I would assume
2-3 Inspections have occurred prior to
this last one and ~~the~~ nothing has been
done or said about moving the Sprinkler
Head above the Boiler.



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

August 26, 2010

Travis Johnson
Joe Nander LLC
3128 LYNDAL AVE S STE A
MINNEAPOLIS MN 55408

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES
1439 ASHLAND AVE

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on August 25, 2010. 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 October 5, 2010 at 1:00 PM.

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 - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Contact a licensed plumber to repair leaking water pipe joint.
2. Basement - MSFC 901.6 - Contact a fire sprinkler contractor to relocate the improperly located sprinkler heads. All sprinkler work must be done by a licensed sprinkler contractor under permit.-Above boiler.
3. Basement - NFPA 13 (2002) 9.2.3.2.1 - Provide a compliant hanger for each section of sprinkler pipe.

4. Basement - MFGC 304 - Provide approved combustion make up air in compliance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-9090. - Contact a licensed contractor to complete the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report. If required, install an approved combustion air supply.
5. Basement - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
6. Basement - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Repair the damaged or rotted section of wall in an approved manner.
7. Basement - MSFC 315.2.5 - Fueled equipment, including but not limited to motorcycles, mopeds, lawn-care equipment and portable cooking equipment, shall not be stored, operated or repaired within a building.
8. Basement - NEC 110-26 - Provide and maintain a minimum of 36 inches clearance in front of all electrical panels.
9. Basement - SPLC 34.11 (4), 34.34 (1), MPC 4515, MPC 326 - Connect or cap the sewer piping in accordance with the plumbing code.-Contact a licensed plumber to remove the illegal interior drain from the roof drainage system.
10. Exterior - East - SPLC 34.09 (1) b, c, 34.32 (1) b, c - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.-Repair damaged concrete above basement window.
11. Exterior - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.- Repair or replace damaged and missing screens throughout building.
12. Exterior - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window frame.-Repair and professionally maintain damaged window frames throughout the building in an approved manner.
13. Exterior - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Paint all windows that have chipped or peeling paint in an approved manner.
14. Exterior - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.-Repair or replace cracked windows throughout building.
15. Exterior - SPLC 34.08 (1), 34.31 (1) - All exterior property areas shall be maintained free from any accumulation of refuse, garbage or feces.-Remove old satellite dish and excess cable on the ground.
16. Exterior - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090. - Outlet is improperly mounted.-Repair exterior outlet near rear entrance in an approved manner.

17. Exterior - MSFC 506.2 - Call Fire Department communication center at (651) 224-7371 to make arrangements to have the keybox opened when you have the correct keys on site.
18. Interior - Bathrooms - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.
 - Repair or replace the damaged or deteriorated walls.
 - Patch the holes and/or cracks in the walls.
 - Paint the walls.
19. Interior - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window sash.-Repair damaged sash cords throughout building where needed. Openable windows must be able to remain open.
20. Interior - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-Repair all fire doors to be able to close and latch completely.
21. Interior - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Patch the holes and/or cracks in the ceiling and paint the ceiling where needed throughout building.
22. Interior - MSFC 901.6 - Provide required annual maintenance of the fire extinguishers by a qualified person and tag the fire extinguishers with the date of service.
23. Interior - MSFC 906.1, MN Stat. 299F.361 - Provide approved fire extinguishers in accordance with the following types, sizes and locations.-Provide one minimum 1A10BC fire extinguisher within each apartment unit or a minimum 2A10BC not be more than 50' travel distance from each apartment entrance. They must be permanently mounted between 3 and 5 feet high in readily visible and easily accessible locations
24. Interior - MSFC 1010.4 - Provide and maintain at least 60 minutes of illumination to the exit signs in case of primary power loss.
25. Interior - SPLC 34.10 (4), 34.33 (3) - Provide a bathroom floor impervious to water.-Repair damaged caulking throughout building.
26. Unit 1 - Bath - NEC 406.3(b) - A non-grounding -type receptacle(s) shall be permitted to be replaced with a ground-fault circuit interrupter-type of receptacle(s). These receptacles shall be marked 'No Equipment Ground.' An equipment grounding conductor shall not be connected from the ground-fault circuit interrupter-type receptacle to any outlet supplied from the ground-fault circuit-interrupter receptacle.
 - Label non-grounded GFI outlets or repair to provide a ground in Units 1, 9, and throughout entire building.
27. Unit 1 - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Repair non-working hard wired smoke detectors in Units 1, 9, and throughout the entire building.

28. Unit 1 - 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 manufacturer's instructions.-And throughout the entire building.
29. Unit 2 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-And throughout building.
30. Unit 8 - Bathroom - SPLC 34.10 (4), 34.33 (3) - Provide a bathroom floor impervious to water.-Repair damaged floor tile.
31. Unit 9 - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.-Contact a licensed electrician to repair all non-grounded 3 prong outlets in Unit 9 and throughout building
32. Unit 9 - 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.
-Egress window measured 18.5 inches height by 28 inches width openable space and has a glazed area of 8.6 square feet.
33. 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.
34. 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 william.beumer@ci.stpaul.mn.us or call me at 651-266-8991 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,

William Beumer
Fire Inspector