



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

RECEIVED

JAN 22 2014

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number waived)
 - Copy of the City-issued orders/letter being appealed
 - Attachments you may wish to include
 - This appeal form completed
 - Walk-In OR Mail-In
- for abatement orders only: Email OR Fax

HEARING DATE & TIME

(provided by Legislative Hearing Office)

Tuesday, Jan. 28, 2014

Time 11:30 a.m.

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 946 WESTERN AVE City: ST. PAUL State: MINN Zip: 55016

Appellant/Applicant: Tommy Moore JR Email: _____

Phone Numbers: Business _____ Residence 651-487-3746 Cell _____

Signature: Tommy Moore Date: 1-21-2014

Name of Owner (if other than Appellant): Tammie Lee Moore SR.

Mailing 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
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

this is not a rental property
my house needs maintenance



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

January 16, 2014

Occupants
946 Western Ave N.
St. Paul, MN 55117

NOTICE OF CONDEMNATION UNFIT FOR HUMAN HABITATION ORDER TO VACATE

RE: 946 WESTERN AVE N
Ref. # 121286

Dear Property Representative:

Your building was inspected on January 16, 2014, in response to a complaint.

The building was found to be unsafe, unfit for human habitation, a public nuisance, a hazard to the public welfare or otherwise dangerous to human life. A Condemnation Placard has been posted on the building.

The following deficiency list must be completed or the building must be fully vacated by the re-inspection date.

A reinspection will be made on January 27, 2014 at 9:00am. *Mon*

CONDEMNATION OF THE BUILDING REVOKES THE CERTIFICATE OF OCCUPANCY.

Failure to complete the corrections may result in a criminal citation. The Saint Paul Legislative Code requires that no building be occupied without a Fire Certificate of Occupancy.

DEFICIENCY LIST

1. SPLC 34.23, MSFC 110.1 - This occupancy is condemned as unfit for human habitation. This occupancy must not be used until re-inspected and approved by this office.-House is condemned due to overcrowding, illegal sleeping room, and multiple code violations.

2. EXTERIOR - Ext. Door SPLC 34.09 (3), 34.33 (3) - Repair and maintain the doors in good condition. -Exterior doors are deteriorated and have rotted portions of wood.
3. EXTERIOR - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door frames.
4. EXTERIOR - MSFC 307.1 All fires on the ground must be a minimum of 25 feet from structures or contained in a grill or outdoor fireplace. -Lot size is too small to conduct open burning. Remove the fire pit.
5. EXTERIOR - SPLC 34.08 (6), 34.31 (4) - Remove the accumulation of exterior storage that creates a nuisance or harbors rodents.
6. EXTERIOR - SPLC 34.09 (1) b,c, 34.33 (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.
7. EXTERIOR - SPLC 34.08 (1), 34.31 (1) - All exterior property areas shall be maintained free from any accumulation of refuse, garbage or feces.
8. EXTERIOR - SPLC 34.11 (7), 34.34 (4) - Provide additional approved containers or additional pick-ups to meet tenant trash demands.
9. EXTERIOR - SPLC 34.11 (8), 34.34 (4) - Provide approved garbage containers impervious to weather.
10. EXTERIOR - Remove the accumulation of snow or ice from the public and private sidewalk abutting this property.
11. EXTERIOR - SPLC 163.03, 163.01 (2), (3) - Currently license (tags) all vehicles on the property and return the vehicles to an operative mechanical condition or remove vehicles from the property.
12. EXTERIOR - SPLC 34.09 (3), 34.32 (3) - Repair or replace and maintain the windows in good condition. -There are several missing and broken windows throughout the home.
13. EXTERIOR - SPLC 34.09 (3), 34.33 (3) -Provide or repair and maintain the window screens. -There are several missing and broken screens throughout the home.
14. INTERIOR - BASEMENT - SPLC 34.10 (3), 34.33(2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.
15. INTERIOR - FRONT DOOR - SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock.
16. INTERIOR - SECOND FLOOR - SPLC 34.10 (3), 34.33(2) - Repair or replace the unsafe stairway in an approved manner. -Carpet on stairs is loose and missing portions creating a trip hazard.

17. INTERIOR - SECOND FLOOR - SPLC 34.10 (3), 34.33(2) - Repair or replace the damaged guardrail in an approved manner.
18. INTERIOR - THROUGHOUT - MSFC 605.6 - Provide electrical cover plates to all outlets, switches, and replace the cover on the main panel.
19. INTERIOR - THROUGHOUT - MSFC 605.6 - Provide all openings in junction boxes to be sealed.
20. INTERIOR - THROUGHOUT - MSFC 605.6 - Provide all electrical splices within junction boxes.
21. INTERIOR - THROUGHOUT - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989. Damaged outlets, light fixtures, and electrical boxes.
22. INTERIOR - THROUGHOUT - MSFC 605.1 - Remove unapproved exposed wiring and install in accordance with the electrical code. This work may require a permit(s). Call DSI at (651) 266-9090.
23. INTERIOR - THROUGHOUT - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.
24. INTERIOR - THROUGHOUT - MSFC 605.5 - Remove electrical cords that extend through walls, ceiling, floors, under doors, or floors coverings, or are subjected to environmental or physical damage.
25. INTERIOR - THROUGHOUT - MSFC 605.5.3 - Immediately, discontinue use of frayed, deteriorated, damaged or spliced electrical cords.
26. INTERIOR - THROUGHOUT - MSFC 1028.3 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit way. -Remove the items blocking the bedroom escape windows.
27. INTERIOR - THROUGHOUT - MSFC 1003.3.1.8 - Remove unapproved locks from the exit doors. The door must be openable from the inside without the use of keys or special knowledge or effort. -Remove all unapproved hasp locks from the interior doors.
28. INTERIOR - THROUGHOUT - MSFC 315.2.5 - Fueled equipment, including but not limited to motorcycles, mopeds, lawn-care equipment and portable cooking equipment, shall not be stored, operator or repaired within a building. -Gasoline and gas powered appliances cannot be stored inside the building.
29. INTERIOR - THROUGHOUT - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.

30. INTERIOR - THROUGHOUT - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner. -There are several holes in the walls throughout the home.
31. INTERIOR - THROUGHOUT - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner. -Floor tiles missing or broken. -Cracked portions of wood floor. Carpeting is loose, ripped, and frayed.
32. INTERIOR - THROUGHOUT - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the ceiling in an approved manner. -Repair all holes in the ceiling.
33. INTERIOR - THROUGHOUT - SPLC 34.10 (7), 34.33 (6) - Repair or replace and maintain the woodwork in an approved manner. -Replace the missing woodwork. Scrape and paint where needed.
34. INTERIOR - THROUGHOUT - SPLC 34.11, MSBC 2902.1, SPLC 34.17, MSPC 415.0220 - Repair or replace and maintain all parts of the plumbing system to an operational condition. -Plumbing is not properly installed. Garden style hosing is not approved for indoor plumbing.
35. INTERIOR - THROUGHOUT - SPLC 34.13 (2), (3), SPLC 34.17 (2) - Reduce and maintain the number of occupants. Occupants indicated over 14 people living in the home.
36. INTERIOR - NEC 440.13 - For cord-connected equipment such as room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptacle shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.
37. INTERIOR - SPLC 34.10 (4), 34.33 (3) - Provide a bathroom floor impervious to water. -Bathroom tiles are missing and broken.
38. INTERIOR - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition. -Thoroughly clean the home including the kitchen stove.
39. INTERIOR - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the cabinets in an approved manner. -Kitchen cabinets are broken and rotted in areas.
40. INTERIOR - 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.
41. INTERIOR - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment. -Remove the storage by the furnace and water heater.
42. INTERIOR - SPLC 34.14 (3), MPC 4715.200.T - Provide and maintain a window or approved ventilation system in all bathrooms. -Bathroom fan is broken.
43. INTERIOR - SPLC 34.16 (2) - Properly dispose all of your garbage in the owner-provided containers.

44. INTERIOR - MSFC 1026.1 - Provide and maintain an approved escape window from each sleeping room or area, or discontinue use of area as a sleeping room. This work may require permit(s). Call DSI at (651) 266-8989. -Discontinue use of the illegal sleeping room in the basement.

45. INTERIOR - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area. -No working smoke detectors inside the home. Inspector provided smoke detector and batteries to occupants.

46. INTERIOR - 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.

47. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>

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: (651-266-8585) and must be filed within 10 days of the date of the original orders.

If you have any questions, email me at: adrian.neis@ci.stpaul.mn.us or call me at 651-266-8992 between 7:30 - 9:00 a.m. Please help make Saint Paul a safer place in which to live and work.

Sincerely,

A.J. Neis
Fire Inspector
Ref. # 121286

cc: Housing Resource Center
Force Unit
Tommie Moore