

RLH VO 16-38



# APPLICATION FOR APPEAL

## Saint Paul City Council – Legislative Hearings

RECEIVED

310 City Hall, 15 W. Kellogg Blvd.  
Saint Paul, Minnesota 55102  
Telephone: (651) 266-8585

AUG 22 2016

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number 950217)
- 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

<b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>August 23, 2016</u>
Time <u>11:30 a.m.</u>
Location of Hearing: Room 330 City Hall/Courthouse

## Address Being Appealed:

Number & Street: 850 UNIVERSITY AVE City: SAINT PAUL State: MN Zip: 55104  
WINSTON NGUYEN (REP)

Appellant/Applicant: DIANNA DONGTHI BUI Email \_\_\_\_\_

Phone Numbers: Business 7136281362 Residence 2812502809 Cell \_\_\_\_\_

Signature: Winston Nguyen Date: 8/22/2016

Name of Owner (if other than Appellant): DIANNA DONGTHI BUI

Mailing Address if Not Appellant's: SAME

Phone Numbers: Business \_\_\_\_\_ Residence RESIDENCE Cell \_\_\_\_\_

## What Is Being Appealed and Why? Attachments Are Acceptable

- Vacate Order/Condemnation/Revocation of Fire C of O Heather Meyers, SMRLS, 222-5863, will be representing property. Fee will be returned to Nguyen.
- Summary/Vehicle Abatement
- Fire C of O Deficiency List/Correction
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)



CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

375 Jackson Street., Suite 220  
Saint Paul, MN 55101-1806

Telephone: 651-266-8989  
Facsimile: 651-266-1919  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

325.0

August 19, 2016

## NOTICE OF CONDEMNATION AS UNFIT FOR HUMAN HABITATION AND ORDER TO VACATE

Dong Thi Bui  
850 University Ave W  
St Paul MN 55104-4807

Dear Sir or Madam:

The Department of Safety and Inspections, Division of Code Enforcement, has determined that the dwelling and premises at **850 UNIVERSITY AVE W** is "Unfit for Human Habitation". In accordance with Saint Paul Legislative Code, Chapter 34, Section 23, the premises will be placarded on **August 19, 2016** and ordered vacated no later than **August 24, 2016**.

Your attention is called to the following provisions of Section 34.23, Subsection 6 entitled, "Vacation of Structure or Unit":

**"Any residential structure or residential unit which has been condemned or placarded as unfit for human habitation shall be vacated within the time set forth in the placard and/or order. It shall be unlawful for any person to let to any person for human habitation any structure or unit so condemned or placarded, and no person shall occupy the structure or unit after the date set forth in the placard and/or notice."**

**THIS DWELLING SHALL NOT AGAIN BE USED FOR HUMAN HABITATION  
UNTIL WRITTEN APPROVAL IS SECURED FROM THE CITY OF SAINT PAUL;  
DEPARTMENT OF SAFETY AND INSPECTIONS, DIVISION OF CODE  
ENFORCEMENT**

**Principle Violations:** These deficiencies must be corrected before this condemnation and vacate order will be removed.

1. CONDEMNATION: The interior of the house constitutes material endangerment. The interior of home has gross hoarding conditions. Inspector found the home filled with excessive storage and materials, egress windows blocked, doors blocked including padlocks, small walking path throughout the home. This is a fire hazard due to the excessive combustibles and many code violations.
2. CODE COMPLIANCE. Due to the number of deficiencies, a Code Compliance Inspection will be required before a Placard Lift will be issued.
3. WALLS. The interior walls are defective. Repair all wall defects and finish in a professional manner.
4. CEILINGS. The interior ceilings are defective. Repair all ceiling defects and finish in a professional manner.
5. DOOR LOCKS. Lacking deadbolt door locks. Provide one-inch throw deadbolt locks for all entry doors to dwelling unit(s). Remove all excessive door locks throughout the home. UNAPPROVED LOCKS. Remove unapproved locks from the unit doors, no more than two locks. The door must be operable from the inside without the use of keys or special knowledge or effort.
6. ELECTRICITY. Immediately repair electrical service. Use of candles, fuel operated lighting or extension cord wiring and temporary lighting is not permitted. Have the hard wired smoke detector repaired or replaced by a licensed electrician under permit. Remove all temporary lighting and extension cords from the interior and exterior of home. Repair damaged electrical fixtures and exposed wires throughout the home under permit.
7. BATHROOM. Every dwelling unit shall contain within its walls a room, or adjacent rooms, separate from the habitable rooms which affords privacy and which is equipped with a toilet, hand sink and bathtub or shower
8. MORE THAN FOUR UNRELATED OCCUPANTS. The use of this building for more than four unrelated adults would require approval and a Certificate of Occupancy. Immediately discontinue unapproved use and convert to legal use. Discontinue use as a rooming and boarding occupancy without the required Certificate of Occupancy.
9. ZONING. Use of this property does not conform to zoning ordinance. Immediately discontinue unapproved use and convert to legal use. Discontinue use as a rooming and boarding occupancy without approval and the required Certificate of Occupancy.
10. LIGHT AND VENTILATION. Provide and maintain light and ventilation in all habitable rooms in accordance with the Saint Paul Legislative Code.

11. CARBON MONOXIDE ALARM. 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.
12. SMOKE DETECTOR. Lack of properly installed and operable smoke detector. Provide functioning smoke detectors in accordance with the attached requirement, within 24 hours.
13. EXIT OBSTRUCTION. Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit way.
14. PLUMBING FIXTURES. Provide an approved number and type of plumbing fixtures.
15. MECHANICAL CLEARANCE. Provide 30 inches clearance around all mechanical equipment.
16. SUPPLIED EQUIPMENT. Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code. Repair the stove and all appliances to meet code.
17. COMBUSTIBLE MATERIALS. Immediately remove and discontinue excessive accumulation of combustible materials throughout the home and garage.
18. STORAGE HEIGHT. Provide and maintain at least 2 feet clearance below the lowest structural member or the ceiling. Provide and maintain orderly storage of materials.
19. INTERIOR SANITATION. Provide and maintain interior in a clean and sanitary condition.
20. STAIRWAY. Repair or replace the unsafe stairway in an approved manner.
21. FURNACE: Have a licensed heating contractor service and clean the furnace or boiler and make any necessary repairs. Perform a C/O test on the heating plant. Then, send the attached form back to the Inspector. Repair of gas fired appliances requires a permit.
22. WINDOWS. The windows and/or storm windows are in a state of disrepair. Replace all missing or broken window glass. Make all necessary repairs to frames, sashes, hardware and associated trim in a professional manner. Permit may be required.
23. SCREENS. The window and/or door screens are missing, defective or in a state of disrepair. Provide proper window and door screens for all openable windows and doors. Screens must be tight-fitting and securely fastened to the frames.
24. GUARDRAILS. There are missing or defective guardrails. Provide all stairways, porches, decks or steps which are more than 30" high with guardrails and intermediate

rails with openings in the guardrail no more than four (4) inches apart and in accordance with the State Building Code.

25. HANDBRAILS. The stairs have missing or defective handrails. Provide all interior and exterior stairways and steps of more than three (3) risers with handrails which are grippable and installed 34" to 38" above the nose of the stair treads.
26. GARAGES AND ACCESSORY STRUCTURES. All garages and accessory structures must be in sound condition and secure from unauthorized entry. Repair or replace any missing doors, windows, or hardware for same.
27. SANITATION: Immediately remove improperly stored or accumulated refuse including; garbage, rubbish, junk, vehicle parts, wood, metal, recycling materials, household items, building materials, rubble, tires, etc., from yard. The Saint Paul Legislative Code requires all exterior property areas to be maintained in a clean and sanitary condition. Usable materials must be stored in an approved manner, so as not to constitute a nuisance.
28. TALL GRASS AND WEEDS: Immediately cut tall grass and weeds which have grown to a height of eight (8) or more inches or have gone to seed. The Saint Paul Legislative code requires that grass be cut and maintained at a height of under eight (8) inches.
29. ADDRESS NUMBERS. The address posted is not visible from street. Or Provide address numbers on building
30. EXTERIOR STORAGE. Remove the accumulation of exterior storage that creates a nuisance or harbors rodents.
31. EXTERIOR SANITATION. All exterior property areas shall be maintained free from any accumulation of refuse, garbage or feces.
32. STORM DOOR(S): The storm door(s) are in disrepair; repair or replace the door(s). Repair doors, frames and locks on house and garage.
33. EXTERIOR STAIRWAY. Repair or replace the unsafe stairways, porch, decks or railings in an approved manner. This work requires a permit(s). Call DSI at (651) 266-9090.

Authorization to reoccupy this/these dwelling unit(s) will not be given until it is demonstrated that all principal violations have been corrected and that no new conditions exist which could constitute material endangerment or which threaten the peace, health, safety or welfare of the occupants of this building.

All repairs and new installations must be made in accordance with the appropriate codes. Permit information may be obtained from the Building Inspection and Design Section, 375 Jackson Street, Suite 220, (651) 266-8989.

You may file an appeal to this notice by contacting the City Clerk's Office at (651) 266-8688. Any appeal must be made in writing within 10 days of the date of this notice.

It is the responsibility of the property owner to keep all buildings secured and to properly maintain the premises at all times.

**If you have any questions concerning this matter, please contact the Inspector, Lisa Martin, at 651-266-1940. To arrange an appointment or request an extension of time to complete repairs, you will need to speak directly to the inspector.**

Sincerely,

**Lisa Martin**  
Enforcement Officer

lm

c: Posted to ENS

uhh60103 4/11

# NOTICE

THEFT OR DESTRUCTION OF THIS PROPERTY IS A CRIME PUNISHABLE BY IMPRISONMENT FOR UP TO FIVE YEARS OR A FINE OF \$10,000 OR BOTH, IN ACCORDANCE WITH MINNESOTA STATE STATUTE 609.52.

ALL UNAUTHORIZED PERSONS ARE HEREBY NOTIFIED TO

# KEEP OUT

880 UNIVERSITY AVE

CITY OF SAINT PAUL  
DSI - CODE ENFORCEMENT  
375 JACKSON STREET, SUITE 220  
SAINT PAUL, MN 55101-1806  
PHONE: (651) 266-8989

THIS NOTICE SHALL NOT BE REMOVED  
WITHOUT AUTHORIZATION FROM THE DIVISION  
OF CODE ENFORCEMENT

266/900

#361

81K-16

Office Phone: (651)

ENFORCEMENT OFFICER

DATE POSTED

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