

RLH VO- 18.56



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

NOV 19 2018

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

We need the following to process your appeal: CITY CLERK

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number SMRLS*)
- 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, <u>NOV. 27, 2018</u> Time <u>11:30</u> Location of Hearing: <u>Room 330 City Hall/Courthouse</u>
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Address Being Appealed:

Number & Street: 752 Carroll Ave. #1 City: St. Paul State: MN Zip: 55104

Appellant/Applicant: Peggy Baker Attorney Malecha Rizwy, SMRLS
Email malecha.rizwy@smrls.org

Phone Numbers: Business SMRLS Direct 651.894.6937 Residence SMRLS main 651.222.5863 Cell _____

Signature: Malecha Rizwy Date: November 19, 2018

Name of Owner (if other than Appellant): James Cannon, Jr.

Mailing Address if Not Appellant's: _____

Phone Numbers: Business 612.460.5818 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/Correction
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)

Ms. Baker is the residential tenant. She is not responsible for the repairs. She will be homeless if she has to vacate by November 29. She is not asking for more time for Mr. Cannon, only for herself.

* SMRLS - FEE IS WAIVED.

Peterson, Janis (CI-StPaul)

From: Maleeha Rizwy <maleeha.rizwy@smrls.org>
Sent: Monday, November 19, 2018 2:59 PM
To: Peterson, Janis (CI-StPaul)
Subject: Application for Appeal, Peggy Bager, tenant at 752 Carroll
Attachments: Baker Peggy Application for Appeal.pdf

Good afternoon,

Thank for talking about this case with me. Along with the application I am attaching the letter/order that I received from Leeanna Shaf. I do not know whether it is the most recent in the case, because my client reported a Vacate Notice was posted on her door for November 29.

Regards,

Maleeha Rizwy
Attorney at Law
Southern Minnesota Regional Legal Services
55 East Fifth Street, Suite 400
Saint Paul, MN 55101
Office Phone: (651) 222-5863
Office Fax: (651) 297-6457
Email: maleeha.rizwy@smrls.org
website: www.smrls.org

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CITY CLERK

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CITY OF SAINT PAUL

375 Jackson Street, Suite 220
St Paul, Minnesota 55101-1806

November 9, 2018

James Cannon
752 Carroll Ave
Saint Paul MN 55104-5507

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 752 CARROLL AVE
Ref. # 118974

Dear Property Representative:

Your building was inspected on November 9, 2018, at 1:00 PM for the renewal of the Certificate of Occupancy. Since you have failed to comply with the applicable requirements, it has become necessary to revoke the Certificate of Occupancy in accordance with Section 40.06 of the Saint Paul Legislative Code.

A reinspection will be made on November 29, 2018 at 1:00 PM or the property vacated.

The Saint Paul Legislative Code further provides that no building shall be occupied without a Certificate of Occupancy. Failure to immediately complete the following deficiency list or the building vacated may result in a criminal citation.

DEFICIENCY LIST

1. Interior - Basement of Dwelling - SPLC 62.101 - Use of this property does not conform to zoning ordinance. Discontinue unapproved use or call DSI Zoning at (651) 266-8989 to convert to legal use. Discontinue work on the basement of the dwelling until zoning use as a triplex has been reviewed and approved.
2. Interior - Dwelling - SPLC 40.09(a)(1) - The owner of a building for which a fire certificate of occupancy has been issued is under a continuing obligation to give written notice to the fire marshal of any changes in the information supplied as part of the application for the certificate. This includes any changes or modifications of ownership of the building, and any change in use or occupancy status of the building. Current use as duplex with one unit upstairs and one unit occupying the main floor and basement. Basement has unpermitted work to convert to a third dwelling unit. No application to zoning for the conversion or obtaining of a building permit by a licensed contractor has been obtained for the dwelling.

3. Basement - SPLC 34.11 (9) All residential structures and dwelling units shall be supplied with electrical service that is adequate to safely meet the electrical needs of the residential structures and dwelling units in accordance with the building code in effect at the time of construction or as altered/modified under an approved building permit. Any illegal or electrical devices shall be removed, repaired or replaced. All electrical components shall be maintained in an approved manner and free of defects.
Have a Licensed Electrical contractor remove or install wiring in the basement to code.

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 this order.

If you have any questions, email me at: Laura.Huseby@ci.stpaul.mn.us or call me at 651-266-8998 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Laura Huseby
Fire Inspector

Ref. # 118974



CITY OF SAINT PAUL
OFFICE OF THE CITY COUNCIL

310 CITY HALL
15 WEST KELLOGG BOULEVARD
SAINT PAUL, MN 55102-1615
Marcia Moermond, Legislative Hearing Officer
EMAIL: legislativehearings@ci.stpaul.mn.us
PHONE: (651) 266-8585 FAX: (651) 266-8574

October 11, 2018

James Cannon, Jr.
752 Carroll Avenue
St Paul MN 55104

VIA EMAIL: j.f.cannonjr@gmail.com

Re: Appeal for Property at 752 Carroll Avenue

Dear Mr. Cannon, Jr:

This is to confirm that on October 9, 2018 at the Legislative Hearing, Marcia Moemond recommended that the City Council grant an extension to November 9, 2018 to remove the basement walls, studs, venting, plumbing and electrical which was installed without permit, or bring into compliance by getting this work permitted and approved.

If you wish to appeal further, you may attend the City Council Public Hearing on Wednesday, November 7, 2018, at 3:30 p.m. in Room 300 Council Chambers.

If you have any questions, please contact me at 651-266-8573.

Sincerely,

/s/

Mai Vang
City Council Offices

c: Fire Supervisors
Laura Huseby

