



APPLICATION FOR APPEAL

email -
agenda - 9/21/10

RECEIVED
SEP 14 2010
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 337932)
- 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, Sept. 21, 2010

Time 1:30 p.m.

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 224 N. Avon St City: St. Paul State: MN Zip: 55104

Appellant/Applicant: Larry Alexander Email _____

Phone Numbers: Business (651)325-8436 Residence _____ Cell _____

Signature: [Signature] Date: 9/14/10

Name of Owner (if other than Appellant): Georgina Stephens

Address (if not Appellant's): 875 Laurel Ave, St. Paul, MN 55104

Phone Numbers: Business (651)325-8436 Residence (651)222-5515 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

Appellant fully complied with City's August 12, 2010 Correction Notice, which was based upon a referral, not cited violations, and does not believe a "bed bug" problem exists. As the Correction Notice only directed curative actions concerning "deficiencies" that do exist and as the inspection did not ~~reveal~~ reveal their existence, the Revocation Notice is not proper. See attached letter to Inspector Lisa Martin dated September 14, 2010.

REVOCAATION NOTICE

The Certificate Of Occupancy Required For
The Occupancy Or Use Of This Building
Has Been Revoked.
It Is Unlawful To Use Or Occupy This Building
After 10-15-10.
Unauthorized Persons Using Or Allowing
The Use Or Occupancy Of This Building
Are Subject To Criminal Penalties.

224 N AUSTIN

Building Address

North

Inspector

9-13-10

Date

SPLC

Code

33

Art.

01

Sec.

DEPARTMENT OF FIRE & SAFETY INSPECTIONS
100 E. 11TH STREET
SAINT PAUL, MN 55101
651-228-6230

Larry Alexander
875 Laurel Avenue
St. Paul, Minnesota 55104
651-325-8436

September 14, 2010

Ms. Lisa Martin
City of St. Paul
Department Safety and Inspections
Fire Inspections
375 Jackson Street, Suite 220
St. Paul, Minnesota 55101

RE: Revocation Notice
224 N. Avon Street

HAND DELIVERED/U.S. MAIL

Dear Inspector Martin:

On August 12, 2010, your office sent a Correction Notice letter directed to me, indicating that your office received a "referral" regarding alleged code deficiencies and went on to state the following:

"If these deficiencies do in fact exist, you are hereby notified that the following deficiencies must be corrected immediately".

Your August 12, 2010 letter noted seven (7) scheduled items, which I reviewed and checked off. Further, at my expense, I hired a licensed electrician, as well as a pest exterminating contractor to inspect the unit. All cited deficiencies in the unit was corrected before your inspection, except the carbon monoxide alarm being installed ten (10) feet of each sleeping unit, scheduled as item six (6) in your deficiency list.

In this regard, the carbon monoxide alarm was already purchased and absent you conducting the inspection before our 1:00 p.m. appointment, I would have installed it on the wall before the inspection. Be advised, as discussed, the carbon monoxide alarm was installed yesterday. I have taken a picture of the installed carbon monoxide alarm and have attached a copy of the receipt for your records.

With respect to my alleged failure to have the exterminator to address "bed bugs" scheduled in item three (3) in your deficiency list, respectfully, I do not believe that a "bed bug" infestation exists and I saw no evidence of such in the unit. As such, as your August 12, 2010 letter specially directed me to address deficiencies,

Inspector Lisa Martin
September 14, 2010

“[[I]f these deficiencies do in fact exist” and as your September 13, 2010 inspection did not objectively reveal that this deficiency does exist, I believe that your August 12, 2010 Correction Notice was abated yesterday.

Furthermore, as your August 12, 2010 letter was based upon a “referral” - - - not a cited violation of SPLC 34.10 (6), 34.33 (5) by the authorized agency or agent thereof and absent your September 13, 2010 inspection revealing a “bed bug” infestation - - - which it did not or your office being granted authority to require me to incur the expense of additional extermination based upon a “referral”, in the absence of objective proof of “bed bugs” in the unit by your office, I do not feel that your decision to issue the Revocation Notice dated September 13, 2010, allowing me an additional thirty (30) days was a proper order and I appeal such order to a Legislative Hearing Officer.

Additionally, in appealing your September 13, 2010 Order I merely exercise my lawful right and I look to the Legislative Hearing Officer, as it is his duty to address the question of whether your August 12, 2010 Correction Notice based upon a “referral” was abated - - - whether I must incur additional extermination expenses to purge the Correction Notice, in the absence of your inspection revealing “bed bugs” and whether a Revocation Notice, with respect to this property, properly issued yesterday.

Lastly, as I addressed your August 12, 2010 Correction Notice, it should be apparent that I have no problem addressing deficiencies and be advised that matters pointed out will be addressed.

Sincerely,



Larry Alexander

c.c. Legislative Hearing Officer,
Office of the City Clerk
310 City Hall
15 W. Kellogg Blvd
St. Paul, Minnesota 55102

Use Your  2%
BIG CARD REBATE
MENARDS[®]

MENARDS - STPL MDWY
2005 W. University Av
St. Paul, MN 55104

KEEP YOUR RECEIPT
RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for
items on this receipt will be in the form
of an in store credit voucher if the
return is done after 12/12/10



Sale Transaction

CARBON MONOXIDE ALAR	
3584772	17.76
CHERRY SLICES	
5752991	1.98
TOTAL	19.76
TAX AT 7.625%	1.51
TOTAL SALE	21.27
CASH	22.00
CHANGE	0.73-

TOTAL NUMBER OF ITEMS = 2

THANK YOU, YOUR CASHIER, Breanne

9293 12 1511 09/13/10 12:04PM 3181



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220 Telephone: 651-266-8989
Saint Paul, MN 55101-1806 Fax: 651-266-8951

August 12, 2010

Georgina Y Stephens/Occupant
224 Avon St N
St Paul MN 55104-6628

Larry Alexander
875 Laurel Ave.
St. Paul, MN 55104

CORRECTION NOTICE - COMPLAINT INSPECTION

RE: 224 AVON ST N

Dear Property Representative:

A referral has been made to our office regarding code deficiencies that are reported to exist in your building or on the premises. An inspection has not been conducted by the Fire Prevention Division. If these deficiencies do in fact exist, you are hereby notified that the following deficiencies must be corrected immediately.

An inspection will be made on August 23, 2010 at 1 pm.

DEFICIENCY LIST

1. Exterior - SPLC 34.11 (8), 34.34 (4) - Provide approved garbage containers impervious to weather.
2. Exterior - SPLC 34.11 (7), 34.34 (4) - Provide additional approved containers or additional pick-ups to meet tenant trash demands.
3. Interior - SPLC 34.10 (6), 34.33 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.-Immediately hire a licensed exterminator to eliminate bed bugs, roaches, spiders, etc. Fax a copy of the report to 651-266-8951.
4. Interior - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Remove all mold/mildew substance from walls.
5. Interior - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Check all smoke detectors to make sure they are operating.
6. 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 manufacturers instructions.

7. Interior - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090. - Immediately hire a licensed electrician to certify the electrical meets code. (Report of lights flickering and making a sizzling noise). Fax written report to 651-266-8951.

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: lisa.martin@ci.stpaul.mn.us or call me at 651-266-8988 Between 6:30 a.m. - 8:30 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Lisa Martin
Fire Inspector



NAME Michael J. ...
 ADDRESS 324 North Avon St.
 CITY St. Paul STATE MN ZIP 55104
 PHONE (651) 325-8436 ALTERNATE PHONE _____
 EMAIL _____ POWER CLUB YES / NO

612-827-2788 Mpls.
 651-687-9100 St. Paul
 www.mistersparkymn.com

REASON FOR CALL: Panel Repair & Breaker Upgrade

SUSTAINABLE ELECTRICAL SAFETY STARTS HERE

POWER CLUB MEMBER BENEFITS

- ★ One Professional Electrical Safety Inspection for your home to give you the peace of mind knowing that your electrical system is monitored on a regular basis for safety and security.
- ★ One Panel Tune-Up to ensure your electrical system is in top working order.
- ★ Priority Scheduling - If you ever need service, you immediately go to the front of the line when scheduling your appointment

I am ready to become a member and take advantage of the benefits immediately!

I would like to pay an annual fee today \$ _____

This invoice will reflect a charge today for the Power Club Membership

I decline the opportunity of a Power Club membership at this time

MINIMUM SERVICE FEE AND ON-TIME GUARANTEE

	EXPRESS	RESERVED	STAND-BY	EMERGENCY
STD RATE	\$79	\$59	\$28	\$199
CLUB RATE	\$59	\$39	\$Free	\$149
	CUSTOMER'S INITIALS	CUSTOMER'S INITIALS	CUSTOMER'S INITIALS	CUSTOMER'S INITIALS

Electrician's Arrival Time _____ AM / PM ON-TIME GUARANTEE KEPT? YES NO

Appointment Time Window _____ AM / PM to _____ AM / PM

StraightForward Pricing®

Repair / Install Fee

Level	Service Description	Done	Standard Rate	Club Rate
10	50A hot tub circuit w/o GFCI, 40 - 80A 240V circuit, 2-circuit restoration, CS-8-circuit transfer switch panel rejuvenation, 15-30a, 120/240v circuit/outlet over 75 ft. Complete door bell system, attic fan roof mount lifetime	YES NO	\$1098 QUANTITY	\$988 = \$
9	50A 240V circuit, 100A 1ph fused disconnect, attic fan roof mount lifetime, complete grounding system, circuit restoration, multiple circuit diagnostics, 50A hot tub ckt w/o GFCI, circuit restoration, obsolete 1ph. main breaker, 50A remote WP back-up generator outlet, 15 - 30A 120/240V circuit/outlet, main ground system.	YES NO	\$818 QUANTITY	\$736 = \$
8	Brass floor outlet, 100A 1ph. fused disconnect, bath fan/light combo unit, 15 - 30A 120/240V circuit/outlet, new flood lighting outlet over 20ft, 150 - 200A std. main breaker, up to 2-std lamps/one fixture over 30ft, CS-50A remote WP back-up generator outlet, main grnd system, 100-150w HID ballast and lamp, attic fan roof mount standard, complete grounding system, wiring and fan box installation.	YES NO	\$598 QUANTITY	\$538 = \$
7	Bath ventilator fan, roof ventilator fan motor off ladder, walk-behind trencher/day, 50A GFCI breaker w/WP enclosure, 100 - 125A std. main breaker, brass floor outlet, 3 way repair, attic fan gable mount, ground rod system, underground cable locating service, wiring and fan box installation.	YES NO	\$528 QUANTITY	\$475 = \$
6	Obsolete DP 70 - 90A breaker, roof ventilator fan motor, fan and/or light outlet, 1 - 2 switchlegs for a fan/light, roof ventilator thermostat off ladder, 110v/battery smoke/carbon monoxide detector, 100-150w HID ballast main, 3 way repair, ceiling box and wire restoration, 110v indoor outlet within 15 ft, ceiling fan & fan box installation, circuit diagnosis.	YES NO	\$419 QUANTITY	\$377 = \$
5	Obsolete tandem & DP15 - 60A breaker, 100 - 125A DP breaker, door chime kit, two chime fixture, outdoor GFCI outlet fan and/or light outlet within 15 ft of source, 110V/battery smoke detector, underground cable locating, CS-undercounter microwave, 1 - 2 switchlegs for a fan/light, floodlight outlet under 20 ft, new 110v w/t outlet within 10 ft, 1 grnd rod, single circuit diagnosis.	YES NO	\$339 QUANTITY	\$305 = \$
4	Up to 2-std lamps/one fixture 16 - 30ft, 50A disconnect, direct-burial splice kit, 70 - 100A fuse, hard wire range or cook top, CS-exhaust hood, DP 70 - 90A std breaker, CS-door Chime kit, obsolete SP breaker, cable or phone jack, 110v indoor outlet within 5ft, large J-box, single circuit diagnosis, home inspection up to 3 300 sq ft, 50 - 100A underground cct each 5ft up to 50 ft.	YES NO	\$289 QUANTITY	\$260 = \$
3	Fan speed control switch, tandem & DP std 15 - 60A breaker, SP GFCI std breaker, SP arc-fault breaker, chime, attic vent-fan t-stat, bath fan motor, CS-fan light kit, 15 - 40A underground cct per each 5ft up to 50ft, 50 - 100A A-frame ladder charge, switch time clock, 600W preset dimmer, brass floor outlet, ceiling fan installation, 4ft T8 ballast, Minor diagnostics.	YES NO	\$219 QUANTITY	\$197 = \$
2	3 or 4-way switch, appliance cord, range/dryer outlet, GFCI outlet, CS-T-stat, stack switch, vent-fan disc switch, 40 - 60A fuse, 110V/battery smoke detector, 2ft/4ft 2 lamp T12 ballast, small J-box, doorbell, trafo, SP 15-20A std breaker, CS-puck-light, 600W std dimmer, wiring per U/C light, 5-40A underground cct per each 5ft for runs over 50ft. New device-open framing, basic troubleshoot.	YES NO	\$159 QUANTITY	\$143 = \$
1	Up to 2-std lamps/one fixture below 16ft, new device-open framing, 110V SP switch/outlet, std coax/tel outlet, 10 - 30A fuse, bubble cover, CS-fan light kit, light kit pull chain, coax splitter, doorbell button, fluorescent tombstone, keyless light fixture, WP fixture box, CS-dimmer. Std coax/tel.	YES NO	\$109 QUANTITY	\$98 = \$

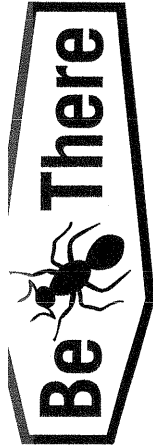
Additional Installations or Repairs Performed - See Additional Notes/Work Form for details **TOTAL OF ADDITIONAL WORK** \$ _____

- All Repairs have a FULL 2 year parts and labor warranty unless otherwise specified
- See additional notes page for comments of work performed See additional notes page for warranty information

PAYMENT INFO Cash \$ _____ Check Check # _____ \$ _____

Subtotal of Service Repairs \$ _____

DEDUCTIONS THAT APPLY TODAY
 L-3 \$ 219
 \$ 0
 \$ 59



PEST CONTROL

Customer Name: *Lamy Alexander*
Service Address: *224' North Ave St*
St Paul, MN
651-325-8936

Target Pests to Be Covered (Circle as needed)
 Ants, Rodents, Roaches, Spiders, Boxelder Bugs, Asian Lady Bug
 Carpenter Ants, Centipedes, Mosquitoes, Bees/Wasps/Hornets
 Bedbugs, Sowbugs, Stored Product Pest, Pigeons

Service Initial Scheduled 1 Service Extra Service

Guarantee None 30 day 60 day 90 day

Please allow 21 days for full effectiveness

Products	EPA #	Amount	Location
Termidor	432-901		
Tempo 20WP	3125-380		
Cykick CS	499-304		
Exciter	655-798		
Suspend SC	432-763	<i>6oz</i>	<i>B</i>
Genitol IGR	2724-351		
Maxforce Roach Gel	84248-5		
Avitrol	11649-7		
Glueboard			
Confrac Bloc	12455-79		
Zone Defense	44757-3		
Drione Dust	4816-353AA		
Snap Traps			
Steel Wool / Caulk			
Tempo Dust	432-1373		
Dirac Tracking Pwdr	12455-56		
Final Blox	12455-89		
Arlon	352-776		
1 Outside	2 Bsmt	3 Comm. Area	4 Kitchen
7 Bed Rm	8 All Int Rms	9 Office	10 Classroom
		5 Bath Rm	6 Void Areas
		11 Whse	12 Garage

Thank!
 You

612-379-8300

Residential
 Commercial

Tech Mike Cogan Erik Larson Jeremy Gade Dave Dease
 20092162 20092392 20101652 20026008
 20081783 20082120 20126007

License *QA*

Signature *[Signature]*

Date *9/13/10*

Time In *9:00* Out

Comments / Suggestions / Service Type
 Trim vegetation from structure Crack & Crevice
 Sanitation concerns Spot Treatment
 Outside service performed Inspection

unit # 2 serviced for the control of spiders/centipedes. I recommend formaldehyde sanitization. Vacuum all carpet areas. 2) remove piles of clothing on floor in closet they can be possible harborage for pests and humidity zone. I also inspected for rodent activity and found none from any current activity.

Payment: Please Mail Check

Services Rendered	95.00	Paid By	PO #
Sales/Service Tax	7.24		Check #
Amount Due	102.24		Cash
Amount Paid			CC

Type Exp Date
 Name CCV
 Card #

Accepted By *[Signature]*

X