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APPLICATION FOR APPEAL

RECEIVED
MAR 20 2012
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
- Walk-In OR Mail-In

YOUR HEARING Date and Time:
 Tuesday, April 3,
 Time 1:30 p.m.
Location of Hearing:
Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 934 GRAND AVENUE City: St. Paul State: MN Zip: 55105

Appellant/Applicant: Eric Lein Email info@apts.cc

Phone Numbers: Business 651-224-2653 Residence 651-224-2653 Cell _____

Signature: [Signature] Date: March 20, 2012

Name of Owner (if other than Appellant): Eric Lein

Address (if not Appellant's): Eric Lein, 361 Summit Avenue #2, St. Paul, MN 55102

Phone Numbers: Business 651-224-2653 Residence 651-224-2653 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

Original bedroom windows at 934 Grand Avenue had been double-hung since the building was built in the mid-1920's. When Certificate of Occupancy inspectors first started to visit apartment buildings, the garden level double-hung bedroom windows did not meet egress requirements. Crank-out casement windows were installed, the City has inspected the building every few years since then, and previous inspections have not listed the casement windows as a problem. As shown on the attached pages, the bedroom window in Apt B2 has a sill height of 55". 39" below that sill is a step/ledge, 16" above the floor. The window's wood-to-wood glazed width is 23.00" and glazed height is 30.75", giving a **4.91 sq ft** glazed area. As shown on the attached page, the glazed width and the glazed height of the bedroom window are each only 0.250" (1/4") too small. Hopefully that 1/4" will not require a new window.

I HEREBY REQUEST A VARIANCE TO LEAVE THE EXISTING EGRESS WINDOW AND STEP/LEDGE AS-IS. (See Item #6, pg 2 of City letter dated 03/12/2012)

Kard
3/13/12

DEPARTMENT OF SAFETY AND INSPECTIONS
Fire Inspection Division
Ricardo X. Cervantes, Director



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

March 12, 2012

ERIC M LEIN
361 SUMMIT AVE
SAINT PAUL MN 55102

FIRE INSPECTION CORRECTION NOTICE

RE: 934 GRAND AVE
Residential Class (A)

Dear Property Representative:

Your building was inspected on March 12, 2012 for the renewal of your Fire Certificate of Occupancy. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected prior to the re-inspection date.

A re-inspection will be made on April 17, 2012 at 10:00 AM.

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 shall be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

YOU WILL BE RESPONSIBLE FOR NOTIFYING TENANTS IF ANY OF THE FOLLOWING LIST OF DEFICIENCIES ARE THEIR RESPONSIBILITY.

DEFICIENCY LIST

1. Exterior windows - SPLC 34.09 (1) b,c, 34.32 (1) b,c - Provide and maintain all exterior 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.-Scrape and remove chipped and peeling paint. Repaint in a professional manner.
2. Fence west of building - SPLC 34.08 (5), 34.31 (3) - Repair, replace and maintain all exterior surfaces on fences, sheds, garages and other accessory structures free from holes and deterioration. Provide and maintain exterior unprotected surfaces painted or

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protected from the elements.-Scrape and remove chipped and peeling paint. Repaint in a professional manner.

3. Unit 103 bedroom - MSFC 605.4 - Discontinue use of all multi-plug adapters.
4. Unit 206 - MFGC 301.3 - Maintain clearance of combustibles from the space heaters in accordance with the manufacture's recommendations.
5. Unit 302 - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Repair window so it is easily openable.

APPEAL



6. Unit B2 - Casement window - 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.-
Window opens 32 h x 20 w with a glazed area of 4.9 sq ft. Sill height is 55 inches to the floor. Sill to ledge is 38 inches.
7. MSFC 907.20 as amended - Provide required annual maintenance of the fire alarm system by a qualified person and provide written documentation to this office as proof of compliance.

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: (651-266-8688) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: rick.gavin@ci.stpaul.mn.us or call me at 651-266-8994 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,

Rick Gavin
Fire Inspector