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APPLICATION FOR APPEAL

RECEIVED
JAN 19 2011
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

YOUR HEARING Date and Time:	
Tuesday,	<u>1-25-11</u>
Time	<u>1:30 PM</u>
Location of Hearing:	
<u>Room 330 City Hall/Courthouse</u>	

mailed 1-18-11

Address Being Appealed:

Number & Street: 2115 Waukon Ave City: St. Paul State: MN Zip: 55119

Appellant/Applicant: Owen + Edi Holzbauer Email edi-owen@gmail.com

Phone Numbers: Business ^{Edi's Cell} 612-709-3311 Residence 651-766-7536 Cell ^{Owen's} 612-709-3312

Signature: Edi Weiss - Holzbauer Date: 1-14-2011

Name of Owner (if other than Appellant): Owen + Edi Holzbauer

Address (if not Appellant's): 1637 Ethna St, St Paul, MN 55106

Phone Numbers: Business ^{Edi's Cell} 612-709-3311 Residence 651-766-7536 Cell ^{Owen's} 612-709-3312

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

Ceiling Height in Basement living room 81"

Main Floor NW Bedroom + SW Bedroom

Application for appeal

We would like to ask for a variance for 3 deficiencies noted on the Fire Inspection Correction Notice, they are as follows:

Item 1: It is noted that the ceiling height in the basement living room is 81 inches. The regulation notes that the ceiling height needs to be 7 feet or 84 inches. When we purchased this house, the drop ceiling was in place. It provides a better appearance and covers the pipes, wires and wooden supports. We request a variance that would allow us to leave this drop ceiling in place, rather than removing the drop ceiling and exposing the unfinished ceiling which would be necessary to achieve the extra 3 inches needed to meet the 7 foot or 84 inch requirement.

Item 2 and 3: Noted under Deficiency List item 4: Egress Windows

Main Floor Northwest Bedroom 20.5h x 29w – Openable

41h x 28w - Glazed

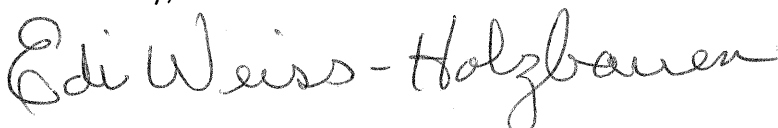
Main Floor Southwest Bedroom 21.5h x 38w – Openable

41h x 36w – Glazed

Both these windows exceed the requirement of having the minimum size of 5 square feet of glazed area, but the height of the openable area is less than 24 inches, while the width exceeds the necessary requirement of 20 inches. We are asking for a variance for these two bedroom windows, in that they do provide the required measurements, but do so by width and height, rather than by height and width as required.

Thank you for your consideration of these 3 deficiencies.

Sincerely,

A handwritten signature in cursive script that reads "Edi Weiss-Holzbauer". The signature is written in dark ink and is positioned above the typed name.

Edi and Owen Holzbauer, Owners



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 13, 2011

EDITH WEISS-HOLZBAUER
1637 ETNA ST
ST PAUL MN 55106-1210

FIRE INSPECTION CORRECTION NOTICE

RE: 2115 WAUKON AVE
Ref. #114467
Residential Class: C

Dear Property Representative:

Your building was inspected on January 12, 2011 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 February 14, 2011 at 12:00pm.

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. Basement - Living Room - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.

Basement Living Room

Ceiling Height is 81 inches or 6 feet, 9 inches.

2. Basement - Stairway - 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.

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3. Basement and Garage - MSFC 605.5 - Discontinue use of extension cords and multi-plug adapters used in lieu of permanent wiring.-Remove the extension cords and multi-plug adapters throughout the basement and garage.

* 4. Egress Windows - Main Floor Northwest and Southwest Bedrooms - 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.

* **Main Floor Northwest Bedroom (Double-hung)**

20.5h x 29w - Openable

41h x 28w - Glazed

* **Main Floor Southwest Bedroom (Double-hung)**

21.5h x 38w - Openable

41h x 36w - Glazed

5. Exterior - Rear Patio - SPLC 34.08 (6), 34.31 (4) - Remove the accumulation of exterior storage that creates a nuisance or harbors rodents.

6. Exterior - Wooden Fence Gate Handle - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair/replace the latch/handle on the wooden fence gate. Maintain the latch/handle in a good state of repairs and operative condition.

7. Garage - Fire Door - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-Provide an automatic door closer on the door between the tuck-under garage and the basement. The door must close and latch automatically.

8. Main Floor - Kitchen - MSFC 906.1 - Fire extinguishers must be permanently mounted between 3 and 5 feet high in readily visible and easily accessible locations.

9. Main Floor - Kitchen - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the cabinets in an approved manner.-Replace the missing cabinet door handles/knobs.

10. Main Floor - Northeast Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.-Replace the cracked/broken window pane on the window along the east wall.

11. Main Floor - Northwest Bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Re-hang the bedroom closet door that is off the track. Maintain the closet door in an operative condition.

12. Main Floor - Northwest and Northeast Bedrooms - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window lock.-Repair/replace the window locks that are not latching on the windows in the northwest and northeast bedrooms.

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 this order.

If you have any questions, email me at: wayne.spiering@ci.stpaul.mn.us or call me at 651-266-8993 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,

Wayne Spiering
Fire Inspector

Reference Number 114467