



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

SEP 01 2015

CITY CLERK

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

We need the following to process your appeal:

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

<p>HEARING DATE & TIME (provided by Legislative Hearing Office)</p> <p>Tuesday, <u>Oct. 6, 2015</u></p> <p>Time <u>1:30 p.m.</u></p> <p>Location of Hearing: <u>Room 330 City Hall/Courthouse</u></p>
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Address Being Appealed:

Number & Street: 1725 Montana Ave E. City: St Paul State: MN Zip: 55106

Appellant/Applicant: Matthew E. Ballenthin Email: mballenthin@yahoo.com

Phone Numbers: Business _____ Residence _____ Cell 651-260-8827

Signature: Math E Ballenthin Date: 8/30/2015

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: 3920 Jay Lane, White Bear Lake MN 55110

Phone Numbers: Business _____ Residence _____ Cell 651-260-8827

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.)

Repairs indicated for the garage. I have plans to tear down and rebuild the garage in the next 12 months. I have started to research contractors and will soon obtain estimates. It is requested that no corrections to the garage be enforced at this time.



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

August 19, 2015

MATTHEW E BALLENTHIN
3920 JAY LANE
WHITE BEAR LAKE, MN 55110-4426

FIRE INSPECTION CORRECTION NOTICE

RE: 1725 MONTANA AVE E
Ref. #113253
Residential Class: B

Dear Property Representative:

Your building was inspected on August 13, 2015 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 October 19, 2015 at 1:00 PM.

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 - Garage - SPLC 34.08(5), 34.32(3) - All accessory structures including, but not limited to, detached garages, sheds and fences shall be maintained structurally sound and in good repair. Provide and maintain exterior unprotected surfaces painted or protected from the elements. Repair, scrape and paint the chipping and peeling paint all around the garage. Repair or replace the cracked and damaged trim over the main garage door. Repair or replace the cracked and damaged trim over the side entry garage door. Repair or replace the door for the side storage room for the garage. The garage does not fit properly within its frame and does not close well.

2. Exterior - Throughout - SPLC 34.09 (1) b,c, 34.33 (1) b, c - Provide and maintain all exterior walls 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.
Repair, scrape and paint the chipping and peeling paint on the walls of the house (where needed).
3. Interior - Basement - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
Remove the items that are too close to the furnace and water heater.
4. Interior - Kitchen - MSFC 605.4 - Discontinue use of all multi-plug adapters.
Remove the multi-plug adapter in the kitchen.
5. Interior - SE Bedroom - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.
Provide a cover for the electrical outlet in the South East bedroom.
6. Interior - Throughout - Ext. Door SPLC 34.09 (3), 34.33 (3) - Repair and maintain the door in good condition.
Provide a door knob for the bedroom and bathroom doors. They are missing.
7. Interior - Throughout - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
Provide a cover for the light fixture in the kitchen.
Provide a cover for the light fixture in the hallway.
8. SPLC 34.11 (6), 34.34 (3) - Provide service of heating facility by a licensed contractor which must include a carbon monoxide test. Submit a completed copy of the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report to this office.
9. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

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: Efrayn.Franquiz@ci.stpaul.mn.us or call me at 651-266-8955 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,

Efrayn Franquiz
Fire Inspector

Reference Number 113253

Re: Fire Inspection Correction Notice - Appeal

Friday, August 28, 2015 7:13 AM

From: "Franquiz Efrayn (CI-StPaul)" <efrayn.franquiz@ci.stpaul.mn.us>
To: "Matthew Ballenthin" <mballenthin@yahoo.com>

Hello Mr. Ballenthin,

I would recommend that you go in person move forward with the appeals as soon as possible. If there is a conflict with the ten day rule please them know that the letter was mailed out late and they can call or email me to confirm that or I may call on your behalf. Sorry, that you got the letter late. The letter may have gone out the next day instead of the same day. I hope this helps.

Regards,

Efrayn Franquiz

Sent from my iPhone

> On Aug 27, 2015, at 9:10 PM, Matthew Ballenthin <mballenthin@yahoo.com> wrote:

>

> Hello Mr. Franzuiz -

>

> I just received the Fire Inspection Correction Notice (ref#113253). I have already corrected the deficiencies indicated in your letter with the exception of the garage repairs. As we talked about on the date of the initial inspection (8/13) I have plans to tear down and rebuild the entire garage building in the next year and therefore would like to submit an appeal. It looks like I need to file the appeal within 10 days of the date of the letter (8/19); however, for some reason I just received it so I am not able to drop off the appeal form and \$25.00 payment before the 10-days is up (8/29). I could do it in person the morning of Monday 8/31 or get it in the mail by Friday 8/28. Any thoughts on the best action to take? Thank you for your service.

>

> Respectfully,

>

> Matthew E. Ballenthin

> 651-260-8827

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