



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

JUL 12 2021

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number # 1119)
 - 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>July 20, 2021</u> Time <u>2:30 P.M.</u> Location of Hearing: <i>Teleconference due to Covid-19 Pandemic</i>

Address Being Appealed:

Number & Street: 604 ASBURY ST City: ST. PAUL State: MN Zip: 55104

Appellant/Applicant: ANTHONY T Post Email tonypost@gmail.com

Phone Numbers: Business N/A Residence N/A Cell 507/481-0546

Signature: [Signature] Date: _____

Name of Owner (if other than Appellant): You tot it, dude, LLC

Mailing Address if Not Appellant's: 2305 BYRNES RD NTKA, MN 55305

Phone Numbers: Business - Residence - Cell 507/481-0546

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 LETTER ATTACHED
- Other (Fence Variance, Code Compliance, etc.) _____

Hello,

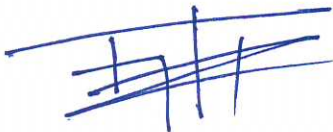
My name is Tony Post and I'm writing to appeal the vacant home notification I received on July 2nd, 2021. My wife and I own the property inside an LLC: *You tot it, dude, LLC*. We purchased the home last fall with the intention of renovating and selling it within six months. The tenant, though, refused to vacate due to the eviction moratoriums that were established due to the COVID-19 epidemic. We were fine with that. The tenant had health issues and we tried to work with her, but she become non-communicative.

She never paid rent, utilities, or responded to letters. I was advised to not approach the property by my attorney to avoid any potential legal issues. I learned from the city of Saint Paul that the property was vacant and sent some landscapers and clean-up help to help me get the home ready for renovation. There was a person living at the property, however, and he scared the crews away.

I decided to call the police department and they responded and asked the person to vacate the property on July 7th, so I have been able to finally clean up the property and get some contractors on-site.

I'm asking for this appeal since I only recently learned of the vacancy and since then, have made earnest attempts to get this property ready for sale. I request that waiver of the registration fee since we will be on site for the rest of the summer and hope to sell the property by late fall.

Respectfully,

A handwritten signature in blue ink, consisting of several overlapping horizontal and vertical strokes, appearing to read 'Tony Post'.

Tony Post



CITY OF SAINT PAUL

375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806Telephone: 651-266-8989
Facsimile: 651-266-1919
www.stpaul.gov/dsi

June 24, 2021

You Tot It Dude Llc
2305 Byrnes Rd
Minnetonka MN 55305-2811

Customer #:1639132

Bill #: 1582172

VACANT BUILDING REGISTRATION NOTICE

The premises at **604 ASBURY ST** has been inspected and found to meet the legal definition of a Vacant Building as described in Saint Paul Legislative Code, Chapter 43. You are required by law to register this building with the Department of Safety and Inspections, Vacant Building Division, by filling out and returning the registration form provided with this letter. You are also required to pay the annual Vacant Building Registration Fee of **\$2,127.00**. The fee is due upon receipt of this letter and must be paid no later than thirty (30) days from the date of this letter, as required in Saint Paul Legislative Code, Chapter 43. If this building is vacant due to a fire, complete the enclosed registration form and return it to this office within 30 days.

Payment must be received by July 24, 2021 .

You may pay this registration fee online by going to **online.stpaul.gov** and selecting the 'Make a Payment' option. You will need your customer number and bill number to process a payment - both can be found on this letter.

To pay this invoice by mail please send this registration form along with payment to:

DEPARTMENT OF SAFETY AND INSPECTIONS
375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806
Do Not Mail Cash

If you wish to pay in person, you may do so from 8:00am to 4:00pm Monday through Friday at the above address.

You may file an appeal to this fee or registration requirements by contacting the City Clerk's Office by calling (651)266-8688. Any appeal of this fee must be made within ten (10) days of the date of this notice.

If the registration fee is not received in this office within 45 days of the date of this letter, the full amount owed will be assessed to, and collected with, the taxes for this property as permitted by Saint Paul Legislative Code Chapter 43.

The Code Enforcement Officer has notified the Building Inspection and Design Section that this property meets the legal definition of a registered vacant building and in accordance with Legislative Code Chapter 33, no permits (except demolition, wrecking and removal permits) will be issued until the requirements of all applicable ordinances are fulfilled.

All category 2 and category 3 vacant buildings must be winterized with gas and water services shut off or, alternately, an excess flow gas valve must be installed in the dwelling, within sixty (60) days of the date of this notice.

WRITTEN PERMISSION FROM THE CITY OF SAINT PAUL IS REQUIRED BEFORE A CATEGORY 2 OR CATEGORY 3 VACANT BUILDING CAN BE OCCUPIED OR SOLD.

Category 2: Requirements include: 1. register/re-register the building, 2. pay outstanding fee(s), 3. obtain a code compliance report, 4. submit for approval a rehab cost estimate from a licensed contractor and a schedule for completion of all code compliance work, 5. submit proof of financial responsibility acceptable to the City, and 6. obtain Zoning approval of the proposed use.

Category 3: All requirements listed for Category 2 vacant buildings, AND obtain a **Certificate of Occupancy OR Certificate of Code Compliance** prior to the sale of the building.

If the use of this building meets the definition of a nonconforming use by the Zoning Code, then the use will lose its nonconforming status 365 days from the date the building was declared vacant.

You must contact the Enforcement officer , Matt Dornfeld, at 651-266-1902 to find out what must be done before this building can be legally reoccupied.

The Enforcement Officer may declare this building to constitute a Nuisance Building subject to demolition and issue an Order to Abate under authority of Legislative Code Chapter 45. In the event this building is declared a Nuisance Building, subject to demolition, the Enforcement Office will notify all owners and interested parties of the Order to Abate as provided in the Legislative Code Chapter 45.

If you have questions about this annual registration fee or other vacant building requirements, please contact the District Inspector, Matt Dornfeld, at 651-266-1902.

This registration form and fee is required by law. Your prompt attention to this matter is appreciated.

Steve Magner
Vacant Buildings Program Manager

Enclosures: Regulations Requirements Information
Vacant Building Registration Form

SM: md
vb_registration_notice 11/14