



# City of Saint Paul

15 West Kellogg Blvd.  
Saint Paul, MN 55102

## Minutes - Final - Final Legislative Hearings

*Marcia Moermond, Legislative Hearing Officer*  
*Mai Vang, Hearing Coordinator*  
*Jean Birkholz, Hearing Secretary*  
*Mary Erickson, Hearing Secretary*  
*legislativehearings@ci.stpaul.mn.us*  
*651-266-8560*

---

Tuesday, January 17, 2012

9:00 AM

Room 330 City Hall & Court House

---

### 9:00 a.m. Hearings

#### Special Tax Assessments (Laid Over Items)

- 1     [RLH TA 12-66](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204A, Assessment No. 128503 at 806 EDMUND AVENUE.

**Sponsors:**     Carter III

*Delete the assessment.*

*RE: 806 Edmund Ave (duplex)*

*Kris Kujala, Ramsey County, appeared.*

*Inspector Joe Yannarely:*

- *Summary Abatement Order issued for a large pile of rubbish, garbage near garage*
- *date: Sep 27, 2011; compliance date Sep 30, 2011*
- *rechecked Sep 30 and found in noncompliance*
- *nuisance abated Oct 3, 2011 for a cost of \$288 plus \$155 service charge = \$443*
- *very long history of Orders*
- *sent to State of MN Trust Exempt*
- *photo*

*Ms. Kujala:*

- *appealing because notice was received Sep 28 to clean-up brush, etc, near garage*
- *she viewed site on Sep 28, 2011*
- *she called their STS crew to clean-up site*
- *they were at site Oct 2 and according to their maintenance slip, they removed the brush pile, etc, near garage*
- *they were back on Oct 6 and Oct 7, 2011*
- *the city is saying that Parks cleaned-up*

*Ms. Moermond:*

- *let's view video - (staff could not find video)*
- *staff will view the video back in their office and let Kris know what transpired*
- *will recommend City Council delete the assessment because there is no video*

**Referred to the City Council due back on 2/1/2012**

- 2     [RLH TA 12-72](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No.

VB1202, Assessment No. 128801 at 297 IVY AVENUE.

**Sponsors:** Brendmoen

**Attachments:** [297 Ivy Ave W.Tax Notice.11-30-11.pdf](#)

*Approve the assessment.*

*RE: 297 Ivy Ave (single family)*

*Kris Kujala, Ramsey County, appeared.*

*Inspector Joe Yannarely:*

- *Category 3 Vacant Building fee*
- *has been a Cat 3 VB since Aug 21, 2007*
- *thinks there was a trash hauler issue*
- *long history of Orders*

*Inspector Joel Essling:*

- *there's a paragraph inserted saying something about a garbage hauler but the fee is \$1,250*
- *there was a mix up in the letter sent to the county*
- *there is some sort of word error, perhaps, the wrong paragraph was inserted*

- *Ms. Kujala:*

- *went to the state Aug 1, 2011*
- *there's a mix up but they got it straightened out before this hearing started*
- *the Notice she received on this assessment said that the purpose was for providing weekly hauling on private property from Nov 2 - Nov 30, 2011 but it's a vacant building, so there's no trash hauling going on there*
- *she is here to straighten this out; she is not protesting the VB fee (a legitimate assessment)*

*Inspector Seeley:*

- *a property clean-up that was paid up in Sep 2011*
- *the VB fee is what should be on for today*

*Ms. Moermond:*

- *ran a copy of letter*
- *the record has been corrected; this assessment is a VB assessment*
- *Ms. Kujala is not appealing the VB assessment*
- *there will be follow-up*
- *staff will talk with Real Estate about this to see if this is a problem for the entire assessment roll or just for this one property*
- *will recommend approval of assessment*

**Referred to the City Council due back on 2/1/2012**

**3**      **RLH TA 12-70**

Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1203A, Assessment No. 128502 at 823 AURORA AVENUE.

**Sponsors:** Carter III

**Attachments:** [823 Aurora.Tax Roll Page J1103A.pdf](#)

*Approve the assessment.*

*Lawrence Walker, owner, appeared.*

*Inspector Joe Yannarely:*

- Summary Abatement issued Sep 14, 2011; compliance date Sep 20, 2011
- for garbage and tall grass and weeds
- rechecked Sep 20, 2011; work done Sep 22 and 23, 2011 for a cost of \$476 plus service charge \$150 = \$631

*Mr. Walker:*

- they were working at the property; when Parks came to clean-up, some of the work had already been taken care of
- the grass was not above 8 inches when they cut it
- looking for a reduction in the total expense
- \$631 is extreme

*Viewed Video for clean-up*

*Viewed Video for grass*

*Inspector Seeley:*

- breakdown of charges:
- clean up abatement - \$260
- code enforcement fees - \$155
- grass abatement - \$160
- dumping charge - \$56

*Mr. Walker:*

- there was a good faith effort to clean up the yard; he cleared most of the debris before Parks came to clean up
- they were not there more than one hour either time
- asked that the fee be cut to \$320 and he would pay it today
- has had a difficult time with this property

*Ms. Moermond:*

- history shows that there have been numerous code enforcement orders at this property so he should know that the costs are high
- doesn't see any reason to reduce the assessment by half when she looks at the record
- the City Council may look at it differently
- will recommend approval of the assessment

**Referred to the City Council due back on 1/18/2012**

- 4      [RLH TA 12-35](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204A, Assessment No. 128503 at 569 ARUNDEL STREET.

**Sponsors:**      Carter III

**Attachments:**      [569 Arundel St. Summary Abatement](#)

*Delete the assessment due to improper notification.*

**Referred to the City Council due back on 2/1/2012**

- 5      [RLH TA 12-41](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1203A, Assessment No. 128502 at 1572 CASE AVENUE.

**Sponsors:** Bostrom

**Attachments:** [1572 case ave. orders.pdf](#)  
[1572 case ave. grass photo.DOC](#)

*No show; approve the assessment.*

**Referred to the City Council due back on 1/18/2012**

- 6 [RLH TA 12-67](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204A, Assessment No. 128503 at 966 CENTRAL AVENUE WEST.

**Sponsors:** Carter III

*No show; approve the assessment.*

**Referred to the City Council due back on 2/1/2012**

- 7 [RLH TA 12-62](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1202E, Assessment No. 128301 at 927 CHARLES AVENUE.

**Sponsors:** Carter III

**Attachments:** [927 CHARLES AVE. SA.DOC](#)  
[927 Charles Ave.Photos.8-23-11.pdf](#)  
[927 Charles Ave.Photos.8-30-11.pdf](#)  
[927 CHARLES AVE. ORDER.DOC](#)

*No show; approve the assessment.*

**Referred to the City Council due back on 2/15/2012**

- 8 [RLH TA 11-494](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204A, Assessment No. 128503 at 381 CLEVELAND AVENUE NORTH.

**Sponsors:** Stark

**Attachments:** 381 Cleveland Ave N. SAO.10-6-11  
381 Cleveland Ave N.Photos.10-6-11

*No show; approve the assessment.*

**Referred to the City Council due back on 2/1/2012**

- 9 [RLH TA 11-505](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1203G, Assessment No. 128703 at 381 CLEVELAND AVENUE NORTH.

**Sponsors:** Stark

**Attachments:** [381 Cleveland Ave N. hauler.10-6-12](#)  
[381 Cleveland Ave N.Photos.10-6-11.pdf](#)

*No show; approve the assessment.*

**Referred to the City Council due back on 2/1/2012**

- 10      [RLH TA 12-47](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204A, Assessment No. 128503 at 1643 IOWA AVENUE EAST.
- Sponsors:**            Bostrom
- Attachments:**        [1643 Iowa Avenue East summary abatement 10.13.11.DOC](#)  
[1643 Iowa Avenue East.Photo 10.20.11.DOC](#)
- No show; approve the assessment.*
- Referred to the City Council due back on 2/1/2012**
- 11      [RLH TA 11-418](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1201A, Assessment No. 128500 at 230 MAPLE STREET.
- Sponsors:**            Lantry
- Attachments:**        [230 Maple St. TGW letter 8.18.11.pdf](#)  
[230 Maple St photo 8.25.11.DOC](#)  
[230 Maple St.Email.1-16-12.pdf](#)
- Appellant sent in email indicating she is withdrawing her appeal. Ms. Moermond recommends approving the assessment.*
- Referred to the City Council due back on 2/1/2012**
- 12      [RLH TA 11-509](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. 1202T, Assessment No. 129001 at 535 MARYLAND AVENUE EAST.
- Sponsors:**            Brendmoen
- Attachments:**        [535 Maryland Ave E.pdf](#)
- Reduce the assessment from \$377.55 to \$251.16.*
- 535 Maryland Ave E (single family)*
- Michael Biebl, owner, appeared.*
- Inspector Karl Mueller, Forestry:*
- diseased elm tree marked Jun 6, 2011; compliance date Jul 18, 2011
  - property re-checked Jul 21, 2011 and tree was still standing
  - sent to contractor and work done Aug 29, 2011 for a cost of \$377.55
  - letter sent to Michael Biebl, New Brighton, MN
  - photo in file
- Mr. Biebl:*
- not appealing the tree take down, just the administrative fees
  - explained that the address the letter was sent to was where he lived 17 years ago
  - this property is registered for inspection
  - Regional Water sends to the right address
  - Right-of-Way Assessment sends to the right address
  - there was nothing posted on the tree and nothing left on the property
  - he never saw the letter
  - has no problem paying the contractor for the work but he is appealing the administrative fees that were added
  - he called Ramsey County and checked to see if they had the correct address and

they do

Mr. Mueller:

- on the STAMP sheet printed Jun 17, 2011, the Nursery Hill Court address is under the owner

- the C of O responsible party has the same name but a different address (Lake Elmo)

Ms. Moermond:

- will recommend that the City Council take off the service charge for a total of \$251.16

**Referred to the City Council due back on 1/18/2012**

- 13      [RLH TA 12-65](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1202, Assessment No. 128801 at 737 ORANGE AVENUE EAST

**Sponsors:**      Bostrom

*Delete the assessment because rehabilitation was completed within two months of the anniversary date.*

**Referred to the City Council due back on 2/1/2012**

- 14      [RLH TA 11-467](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1203A, Assessment No. 128502 at 1132 SELBY AVENUE.

**Sponsors:**      Carter III

**Attachments:**      [1132 Selby Ave.Summary Abatement Order](#)  
[1132 Selby Ave.Photos.8-11-11.pdf](#)

*No show; approve the assessment.*

**Referred to the City Council due back on 1/18/2012**

- 15      [RLH TA 11-532](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204A, Assessment No.128503 at 1015 YORK AVENUE.

**Sponsors:**      Bostrom

**Attachments:**      [1015 YORK AVE. SA 9-28-11.DOC](#)  
[1015 YORK AVE. PHOTO.DOC](#)

*Approve the assessment*

*RE: 1015 York Ave (multi-family)-17-units*

*Robert Grace, operating/property mgr, The George Group North, appeared.*

*Inspector Joel Essling:*

*- layover*

*- an apartment building run into foreclosure by Peggy Chun about a year ago*

*Mr. Grace:*

*- their group bought the building Aug 1, 2011 (closing Jul 28, 2011)*

*- had not received any correspondence until about mid-Sep for anything from the city*

- they have evicted 5 tenants; there's been a big change
- has an office at the property
- is not disputing any problems going on
- there have not been any citations at the property over the last 45 days
- now have cameras - have seen neighbors bringing trash onto this site
- are working with Officer Mike Carroll, SPPD liaison, to help change the culture there
- want to be in good standing with the city
- the company didn't received any letters and weren't aware of the clean up Notices

Inspector Paula Seeley:

- 3 Excessive Consumption fines: \$410
- Orders mailed Aug 3, Aug 18, and Sep 12, 2011 to clean the property; each time, it generated an Ex Consp
- have a forthcoming Ex Consp fee for \$335
- the first change of address for The George Group was Aug 18, 2011
- on Aug 18 and Sep 12, 2011, they were notified in Plymouth
- has photos
- would recommend deleting all these fees

Ms. Moermond:

- will recommend those Excessive Consumption fees get deleted
- this owner was not excessively consuming those services

Inspector Joel Essling:

- 3 more Ex Consp fees are coming down the pipe and a PAEC (stays)

Ms. Moermond:

- let's give them a clean slate as of ownership
- there's a clean-up from Sep 28, 2011; let's see video

Viewed video (remove couch and loveseat)

Ms. Moermond:

- will recommend approving the assessment on the one for today
- have deleted those in the past

**Referred to the City Council due back on 2/1/2012**

16 [RLH TA 12-4](#)

Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1202E, Assessment No. 128301 at 1015 YORK AVENUE.

**Sponsors:** Bostrom

**Attachments:** [1015 YORK AVE. EC \\$75.00.DOC](#)  
[1015 YORK AVE. EC \\$150.00.DOC](#)  
[1015 YORK AVE. EC 2 \\$150.00.DOC](#)  
[1015 York #12.UD.11-15-11.pdf](#)  
[1015 York.UD #3.11-15-11.pdf](#)  
[1015 York.UD #5.11-15-11.pdf](#)  
[1015 York.UD #12.11-15-11.pdf](#)  
[1015 York Ave.Photos.8-3-11.pdf](#)  
[1015 York Ave.Photos.8-18-11.pdf](#)  
[1015 York Ave.Photos.9-12-11.pdf](#)

Delete the assessments

RE: 1015 York Ave (multi-family)-17-units

Robert Grace, operating/property mgr, The George Group North, appeared.

Inspector Joel Essling:

- layover
- an apartment building run into foreclosure by Peggy Chun about a year ago

Mr. Grace:

- their group bought the building Aug 1, 2011 (closing Jul 28, 2011)
- had not received any correspondence until about mid-Sep for anything from the city
- they have evicted 5 tenants; there's been a big change
- has an office at the property
- is not disputing any problems going on
- there have not been any citations at the property over the last 45 days
- now have cameras - have seen neighbors bringing trash onto this site
- are working with Officer Mike Carroll, SPPD liaison, to help change the culture there
- want to be in good standing with the city
- the company didn't received any letters and weren't aware of the clean up Notices

Inspector Paula Seeley:

- 3 Excessive Consumption fines: \$410
- Orders mailed Aug 3, Aug 18, and Sep 12, 2011 to clean the property; each time, it generated an Ex Consp
- have a forthcoming Ex Consp fee for \$335
- the first change of address for The George Group was Aug 18, 2011
- on Aug 18 and Sep 12, 2011, they were notified in Plymouth
- has photos
- would recommend deleting all these fees

Ms. Moermond:

- will recommend those Excessive Consumption fees get deleted
- this owner was not excessively consuming those services

Inspector Joel Essling:

- 3 more Ex Consp fees are coming down the pipe and a PAEC (stays)

Ms. Moermond:

- let's give them a clean slate as of ownership
- there's a clean-up from Sep 28, 2011; let's see video

Viewed video (remove couch and loveseat)

Ms. Moermond:

- will recommend approving the assessment on the one for today
- will recommend deleting those in the past

**Referred to the City Council due back on 2/15/2012**

### Special Tax Assessment Rolls (3/7/12 CPH)

- 17      [RLH AR 11-150](#)      Ratifying Collection of Vacant Building fees from October 2011. (File No. VB1203, Asmt No. 128802)



**Sponsors:** Lantry

**Attachments:** [Assessment Roll](#)

**Referred to the City Council due back on 3/7/2012**

- 18      **RLH AR 11-152**      Ratifying Tree Removal services from November 2011. (File No. 1204T, Assessment No. 129003)

**Sponsors:** Lantry

**Attachments:** Assessment Roll

**Referred to the City Council due back on 3/7/2012**

- 19      **RLH AR 11-153**      Ratifying Boarding and/or Securing services in October 2011. (File No. J1203B, Assessment No. 128102)

**Sponsors:** Lantry

**Attachments:** Assessment Roll

**Referred to the City Council due back on 3/7/2012**

- 20      **RLH AR 11-154**      Ratifying Property Clean Up services during November 01 to 29, 2011. (File No. J1205A, Assessment No. 128504)

**Sponsors:** Lantry

**Attachments:** Assessment Roll

**Referred to the City Council due back on 3/7/2012**

- 21      **RLH AR 11-155**      Ratifying Trash Hauling Services from November 02 to 30, 2011 (File No. J1204G, Assessment No. 128704)

**Sponsors:** Lantry

**Attachments:** Assessment Roll

**Referred to the City Council due back on 3/7/2012**

- 22      **RLH AR 11-157**      Ratifying Demolition Services during November 2011 [File No. J1206C, Assessment No. 122005]

**Sponsors:** Lantry

**Attachments:** Assessment Roll

**Referred to the City Council due back on 3/7/2012**

**Special Tax Assessments (3/7/12 CPH)**

- 23      [RLH TA 12-68](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. 1204T, Assessment No. 129003 at 540 CLEVELAND AVENUE NORTH.

**Sponsors:**      Stark

**Attachments:**      [540 Cleveland Ave N 8-23-11.pdf](#)

*No show; approve the assessment.*

**Referred to the City Council due back on 3/7/2012**

- 24      [RLH TA 12-71](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. 1203T, Assessment No. 129002 at 334 MILTON STREET NORTH.

**Sponsors:**      Carter III

**Attachments:**      [334 Milton St N.Photo.7-22-11](#)  
[334 Milton St N.Emails.Jan 11.doc](#)

*No show.*

*Karl Mueller reported after the hearing that the tree was not actually removed as there had been a mixup at the tree contractor. Therefore, recommend assessment be deleted.*

**Referred to the 2/15/2012 City Council**

- 25      [RLH TA 12-42](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No. 128504 at 1003 ARCADE STREET.

**Sponsors:**      Bostrom

**Attachments:**      [1003 ARCADE ST. SA.DOC](#)  
[1003 Arcade St.Photos.10-31-11.pdf](#)  
[1003 Arcade St.Photos.11-15-11.pdf](#)  
[1003 Arcade St.Photos.12-29-11.pdf](#)

*Delete the assessment.*

*RE: 1003 Arcade St (club/association hall)*

*James Mueller, representing the Polish American Club, previous owner for 80 years, and a person representing the church, Iglesia Cedros Del Libano Inc*

*Inspector Paula Seeley:*

- Summary Abatement Order sent Oct 25, 2011; compliance date Oct 31, 2011*
- rechecked Oct 31 and found noncompliant*
- abated Nov 1, 2011 for a cost of \$158 plus \$155 service charge for a total = \$313*
- sent to Polish American Club, 1129 Arcade and Iglesia Cedros Del Libano Inc, 1003 Arcade St*
- dumpster was very full; sofa on the side of building*
- Ms. Seeley was the inspector*
- photos*

*Mr. Mueller:*

- appealing for a number of factors involved
- property is being occupied by a Spanish church, consisting of many new people residents who don't know the language and they don't realized the severity of some of what's happening plus they are battling a dumping situation that's been happening for years
- their trash has been hauled twice a month, more than sufficient for their needs because they create very little trash
- because of the dumping, they have increased their trash pick-up to 4 times a month
- the inspector had recommended to them to get a larger trash container (he feels that there is no reason to penalize these people for a larger dumpster because they do not create that amount of trash)
- when the Polish American Club occupied the bldg, they had a bldg mgr there everyday to keep track of the dumping (he would call a member to come haul it away); they also had pad locks on their compactor but it didn't matter; the trash just kept being dropped off
- the couch has no connection, whatsoever, to the church
- the church has been a very good proprietor of the bldg since it has taken over; however, it has been vandalized in many ways and it was corrected it as soon as they caught it but they don't have someone there every day (most people live over on the West Side)
- the church picks up their mail once a week
- his communication for the Polish American Club goes to the Legion Club on Arcade where they assemble
- another problem is a city street light that is out and has been for about 6 months (city street light is on the NW corner of the bldg)
- these people are trying hard; he tried to explain some of this to the inspector but she didn't seem to understand what he was trying to tell her

*Ms. Seeley:*

- the sofa and the debris on the south side of the bldg can't be illegal dumping because you can't get a car in there
- Inspector Scalley, Nov 29, 2011 noted that trash pick up was twice a month
- someone is constantly making complaints about this area
- there's an open file for this property
- suggested Mr. Muller call Maynard Vinge, who could add Mr. Mueller's name and address to the Responsible Party

*Mr. Mueller:*

- the last 2 weeks, they have had to call their contractor within 4 days to have the container dumped twice
- one of the times he went back and took a look inside and noticed that the bags in there were all the same color as though they came from the same supply (the same business, for instance); it was not random dumping from different people
- when they were in there, they would open the bags, find mail and call the police; the police would confront the people who did the dumping
- on the south side of bldg: some trash came from the church because they were rehabbing and they did not realize they needed to keep having to pick it up
- these people are working hard to do the right thing; they are good responsible citizenry; they need a chance
- they will be installing a camera and putting up "No Dumping" signs (can get them from Public Works for approx. \$20); and adding a pad-lock
- noted that a pad-lock will not deter the dumping

*Ms. Essling:*

- suggested they add a sign that says, "Under video surveillance" and a camera, which should help

Ms. Moermond

- lock on dumpster; a camera; added to C of O Responsible Party for notifications; check the property more than once a week; and "No Dumping" sign  
- if they take these proactive steps, she will recommend deleting the assessment

**Referred to the City Council due back on 3/7/2012**

- 26      [RLH TA 12-54](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203, Assessment No. 128802 at 675 AURORA AVENUE.

**Sponsors:**      Carter III

*This was processed as a recommended deletion from DSI. They recommended this because they thought the LHO had resolved an earlier case in a fashion that dictated this should be a deletion. I have reviewed the record and do not concur that was the outcome. Therefore, I have made the resolution read as a ratification of the assessment. ~MM*

**Referred to the City Council due back on 3/7/2012**

- 27      [RLH TA 12-60](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203, Assessment No. 128802 at 1083 BEECH STREET.

**Sponsors:**      Lantry

*Reduce the assessment from \$1,250.00 to \$325.00.*

*RE: 1083 Beech St (duplex)*

*Lisa Degneau, appeared on behalf of Boris Tsretorat*

*Inspector Joe Yannarely:*

*- Vacant Building fee  
- Category 2 Vacant Building since Sep 30, 2010  
- 3 permits have been finalized; one plumbing permit is still open - close to sign-off  
- suggested Ms. Degneau call Mr. Seeger, 651-266-9046, who will issue the Code Compliance Certificate*

*Ms. Degneau:*

*- she understands that everything was finalized Dec 29, 2011  
- they bought the bldg and totally rehabbed the interior  
- asking for the assessment to be waived or prorated*

*Ms. Moermond:*

*- will recommend the assessment be reduced to \$325 but Ms. Degneau must follow through with Mr. Seeger*

**Referred to the City Council due back on 3/7/2012**

- 28      [RLH TA 12-52](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203, Assessment No. 128802 at 1091 COOK AVENUE EAST.

**Sponsors:**      Bostrom

*Delete the assessment as City has razed the building.*

**Referred to the City Council due back on 3/7/2012**

- 29      [RLH TA 12-61](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203, Assessment No. 128802 at 1315 FREMONT AVENUE

**Sponsors:**      Lantry

*No show; approve the assessment. (On November 15, 2011, fee was to be reduced in half if rehab is done by mid-January. From the City's record, there are still active mechanical and warm airm permits. No signoff yet).*

**Referred to the City Council due back on 3/7/2012**

- 30      [RLH TA 12-84](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203, Assessment No. 128802 at 1197-1199 FOREST STREET.

**Sponsors:**      Bostrom

*Laid over for 60 days (To be referred back to Legislative Hearing on March 20, 2012 and City Council Public Hearing on April 4, 2012). If Appellant has sign-offs, Ms. Moermond will recommend the VB fee be reduced to \$500.*

*1199 Forest St (duplex)*

*George Wright appeared.*

*Inspector Joe Yannarely:*

- *Category 2 Vacant Building on the roles since Oct 3, 2008*
- *3 Work Orders for ice/snow removal*
- *Expired code compliance report Sep 2011*
- *Open permits for electrical and plumbing; active building permit*

*Mr. Wright:*

- *electrical rough-in has been completed*
- *all walls are sheet rocked and sanded*
- *plumbing rough-in has been completed*
- *tiling in bathrooms will be completed next week; then painted and floor coverings put on*
- *need another month time to complete*

*Mr. Yannarely:*

- *Mr. Wright should contact Jim Seeger to have him extend the code compliance inspection report since is just recently expired*
- *Anniversary date 10-3-08*

*Ms. Moermond:*

- *will lay this over for 60 days; at that time, if Appellant has the sign-offs, she will recommend the Vacant Building fee be reduced to \$500 total*

**Referred to the City Council due back on 3/7/2012**

- 31      [RLH TA 12-56](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203, Assessment No. 128802 at 949 GALTIER STREET.

**Sponsors:**      Brendmoen

*No show; approve the assessment.*

Referred to the City Council due back on 3/7/2012

- 32 [RLH TA 12-51](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1203B, Assessment No. 128102 at 1097 GOODRICH AVENUE.

**Sponsors:** Thune

*Delete the assessment per Fire Marshall Steve Zaccard.*

Referred to the City Council due back on 3/7/2012

- 33 [RLH TA 12-36](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204G, Assessment No. 128702 at 649 IVY AVENUE EAST A/K/A 651 IVY AVENUE EAST.

**Sponsors:** Bostrom

**Attachments:** [649 Ivy Ave E Hauler summary abatement 10.26.11.DOC](#)

*Approve the assessment.*

*649 Ivy Ave E a/k/a 651 Ivy Ave E (two family dwelling)*

*Robert Wicker, Stafford Woodlane Inc, tax owner; and Jerome Koslowski, owner, appeared.*

*Inspector Paula Seeley:*

- this assessment is for weekly trash service at a cost of \$300 plus \$155 service charge = \$455*
- Orders issued Oct 26, 2011; compliance date Nov 1, 2011*
- rechecked Nov 3, 2011 - still no trash service*
- Work Order was sent to provide city trash service*
- was the inspector on this one*
- received a complaint that said, "No hauler service for over a month; Waste Management truck passes by without picking up; garbage and trash are building up"*
- her notes: "2 Waste Management containers overflowing; grey Nissan-no plates on grass. I called Waste Management: service suspended, non pay"*
- on Nov 3, the Nissan was still in violation; she sent a tow Order and also put trash containers out there because they had not received a call from the owner and it appeared that the garbage was coming from the house*
- received a call from Mr. Koslowski Nov 9, 2011 - "The tenants moved out and a new tenant is moving in. He will start Waste Management service again."*

*Mr. Wicker:*

- Stafford Woodlane has never been in possession of that property*
- Mr. Koslowski and his wife are the fee owners of that property*

*Mr. Koslowski:*

- from the second week in Oct through mid Nov 2011, there were no tenants there*
- tenants left a lot of garbage outside when they left, including a car*
- he didn't pay Waste Management because he had no tenants*
- he junked the garbage himself*
- he took Waste Management's containers to Viola and through all the garbage away; the containers were empty and weren't needed*
- one day, he went back over there and the city had garbage cans there but they weren't needed*

- he called the number on the can and told the lady that there were no tenants there; that was the reason he hadn't hire Waste Management back
- in the middle of Nov, 2011, he paid Waste Management and trash pick-up was resumed
- he had tenants beginning in Dec 2011
- lives in Afton
- he also notices dumping going on; house is on the corner of the alley

Ms. Moermond:

- the city is charging Appellant for dropping off the 2 containers and picking them up again plus 1 week of service
- it costs the same whether there is something in them or not; the service was provided
- as soon as Ms. Koslowski called the city, the service was stopped
- will recommend approval of the assessment
- Mr. Koslowski will need to go the City Council meeting to plead his case
- there was an Order to get garbage service provided, letter sent to Mr. Koslowski in Afton on Oct 26 (Mr. Wicker asked that they receive a copy of that letter)

**Referred to the City Council due back on 3/7/2012**

34 [RLH TA 12-38](#)

Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No. 128504 at 758 JENKS AVENUE.

**Sponsors:** Bostrom

**Attachments:** [758 JENKS AVE. SA.DOC](#)  
[758 JENKS AVE. PHOTOS.DOC](#)

Delete the assessment.

RE: 758 Jenks Ave (single family)

Roberto Rodriguez appeared.

Inspector Paula Seeley:

- Summary Abatement Order issued Nov 8; compliance date Nov 14, 2011
- rechecked Nov 14 and found noncompliant
- work done Nov 16, 2011 for a cost of \$488 plus \$155 service charge = \$643
- sent to Rolf Benz in Colorado and to the occupant
- her notes: Proton Investments (Mr. Rodriguez) must have bought the property from Mr. Benz

Mr. Rodriguez:

- acquired property Oct 14, 2011

Ms. Moermond:

- during the time Mr. Rodriguez owned the property this happened but the previous owner was notified
- will recommend the assessment be deleted

**Referred to the City Council due back on 3/7/2012**

35 [RLH TA 12-39](#)

Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No.128504 at 561 MARYLAND AVENUE EAST.

**Sponsors:** Brendmoen

**Attachments:** 561 MARYLAND AVE E. SA.DOC  
561 MARYLAND AVE E. PHOTO.DOC

*Rescheduled at owner's request.*

**Laid Over to the City Council due back on 2/7/2012**

- 36 [RLH TA 12-48](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No. 128504 at 616 MARYLAND AVENUE EAST.

**Sponsors:** Bostrom

**Attachments:** [616 Maryland Avenue East Photos 11.17.11.DOC](#)  
[616 Maryland Avenue East summary abatement 11.10.11.DOC](#)

*No show; approve the assessment.*

**Referred to the City Council due back on 3/7/2012**

- 37 [RLH TA 12-73](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No.128504 at 1300 MISSISSIPPI STREET/0 HYACINTH AVENUE EAST.

**Sponsors:** Brendmoen

**Attachments:** 1300 mississippi st. sa.DOC  
1300 mississippi st. photos.DOC

*Laid over for 60 days (To be referred back to Legislative Hearing on March 20, 2012 and City Council Public Hearing on April 4, 2012)*

*1300 Mississippi is a vacant lot*

*3 people from Habitat For Humanity Homeowners Association appeared:  
Ruth Tesfay (1304)  
Muhamed Mohamed (1302)*

*Inspector Paula Seeley:*

- *Summary Abatement Order issued Oct for \$807*
- *Supposed to be on agenda for today but they didn't send in the Gold Card*
- *There is another Work Order that the Association appealed a couple weeks ago*
- *Habitat changed their address from Grand Ave to Sibley Memorial, so she sent new SA there*
- *Habitat says that the 7 houses of the Association are responsible for the 1300 Mississippi St plat*
- *She spoke with Steve about it, who agreed with that*
- *Habitat on Sibley is the property mgr for the Association and they notify the individual homeowners*
- *Inspector Mitch did that one*
- *SA issued Oct 25, 2011; compliance date Nov 1, 2011*
- *Rechecked Nov 2, 2011*
- *Parks did the clean-up on Nov 2, 2011 for a cost of \$807*
- *At that time, Orders were sent to the only place on record for 1300 Mississippi St:*
- *Mississippi St Habitat For Humanity Homeowners Association, 1043 Grand Ave*
- *It's definitely "illegal dumping" but someone has to take responsibility and put up a barricade or something*



Viewed Video (dumping of mattresses, furniture, garbage, debris, grass, junk, tires, etc.)

Mr. Mohamed:

- where that dumping took place is not even Mississippi St; it's Hyacinth Ave, someone else's driveway; it's more that a football field away from their houses
- it's not their property; why are they responsible
- the area of the pond is actually far from our houses

Inspector Joel Essling:

- asked if they had every spoken with Habitat for Humanity about this
- this was originally part of the entire Habitat development; probably because it was a pond and couldn't be built on, Habitat just left it attached to all your houses

Ms. Seeley:

- her last conversation with Habitat was with the director

Ms. Moermond:

- will lay the matter over for 60 days to do more homework on it
- she will alert the City Council member and the District Council for that area, Payne Phalen District Council; hopefully, they can help you resolve this dumping situation and who should be notified
- it's looking as though the Association is responsible; however, this is a very awkward circumstance and may the City Council and District Council can help

**Referred to the City Council due back on 3/7/2012**

38 [RLH TA 12-58](#)

Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203, Assessment No. 128802 at 2385 NOKOMIS AVENUE

**Sponsors:** Bostrom

To be referred back to Legislative Hearing on April 3, 2012 and City Council on April 18, 2012 for progress of rehabilitation. If Appellant has sign off on the rehabilitation, Ms. Moermond will recommend reducing the assessment from \$1,250.00 to \$625.00.

RE: 2385 Nokomis Ave (single family)

Toua Moua, owner, appeared.

Inspector Joe Yannarely:

- Vacant Building fee: \$1,100 plus \$150 service charge = \$1,250
- Category 2 Vacant Building file opened Sep 21, 2010
- code compliance report issued Dec 20, 2011
- several permits have been pulled; rehab appears to be underway
- noted that if a vacant building is determined to be a nuisance property, they will open a VB file and they will monitor the property to make sure that garbage and rubbish, etc., is taken care of; that the bldg remains secure
- the city has done 4 Work Orders in the past 1 1/2 year on this property

Mr. Moua:

- wants an explanation of the fee
- closed Nov 19, 2011
- will be done with rehab in 3-4 months

Ms. Moermond:

- will lay this matter over for 3 months; and if, at that time, the rehab is complete, she will recommend the City Council decrease the VB fee to \$625

**Referred to the City Council due back on 3/7/2012**

- 39      [RLH TA 12-55](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203 Assessment No. 128802 at 1211 REANEY AVENUE.

**Sponsors:**      Lantry

*Delete the assessment per Inspector Rich Singerhouse because the property was off the vacant building list in less than four months.*

**Referred to the City Council due back on 3/7/2012**

- 40      [RLH TA 12-59](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No. 128504 at 614 ROSE AVENUE.

**Sponsors:**      Bostrom

**Attachments:**      [614 Rose Ave E. Summary Abatement.DOC](#)  
                                  [614 ROSE AVE E. PHOTO.DOC](#)

*Reduce the assessment from \$315.00 to \$157.00.*

*RE: 614 Rose Ave (single family)*

*Vatou Her, owner, appeared.*

*Inspector Paula Seeley:*

*- Summary Abatement Order sent Nov 2, 2011 for tall grass and weeds and rubbish; compliance date Nov 7, 2011*

*- rechecked Nov 8, 2011; work done Nov 10, 2011 at a cost of \$160 plus \$155 service charge = \$315*

*- sent to Vatou and Ying Her, Roseville; Bao Yang, Rose Ave; TCF Nat'l Bank, Mpls*

*- notes: tires, garbage in rear yard; remove plant growth in back yard*

*- spoke with Mr. Her - he did remove the tires and the bag of rubbish but there was a little area in the back with 4' high tall weeds that the city cleared*

*- somewhat of a garden area*

*- she recommends lowering the assessment*

*Viewed Video*

*Mr. Her:*

*- asked if there were some way to deal with this over the phone instead of coming down here to the hearing*

*- he had sent his guys to clean up*

*Ms. Moermond:*

*- will recommend reducing the assessment to \$157*

**Referred to the City Council due back on 3/7/2012**

- 41      [RLH TA 12-45](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No. 128504 at 1734 SIMS AVENUE.

**Sponsors:**      Bostrom

**Attachments:**     [1734 Sims Ave E.Summary Abatement](#)  
                          [1734 Sims Ave E.Photo.DOC](#)  
                          [1734 SIMS AVE. PHOTO ON 10-25.DOC](#)

*No show; approve the assessment.*

**Referred to the City Council due back on 3/7/2012**

42     [RLH TA 12-12](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A , Assessment No. 128504 at 885 SIXTH STREET EAST.

**Sponsors:**       Lantry

**Attachments:**     [885 6th St E preauthorized work order photo 11.03.11.DOC](#)  
                          [885 6th St E summary abatement 11.03.11.DOC](#)

*Delete the assessment.*

*RE: 885 6th St E (single family)*

*John Parranto appeared.*

*Inspector Paula Seeley:*

- *Summary Abatement Preauthorized Work Order for garbage and refuse*
- *work done Nov 8 at a cost of \$338 plus service charge \$155 = \$493*
- *sent Nov 3, 2011; compliance date Nov 7, 2011*
- *sent to DHP Properties LLC, Eagan; and Whatiz Enterprises LLC, Circle Pines*
- *her notes say there was no container*
- *no Orders returned*
- *have photo*

*Mr. Parranto:*

- *there are 3 different assessments (only 1 on today)*
- *he called 2 weeks ago and someone said they'd put them all on the agenda*
- *the tenant cleaned-up in Aug and he mowed the lawn*
- *he would like to discuss the garbage SA*
- *had a disgruntled tenant who made a mess and moved out*
- *he came by the house and saw the garbage (prior to getting the notice); he went there himself and pickup up 2-3 very large bags and got rid of them*
- *Aspen Waste is his hauler; he filled the container in the alley but there was still more; he couldn't fit it all into his truck so he tucked it around the back of the fence, thinking that he'd come back in a couple of days and bring it from the fence and put it into the can*
- *there were 2 mattresses which he hauled away*
- *doesn't know what the city did*
- *the lady on the phone said that she would recommend this assessment be deleted*

*Viewed Video*

*Mr. Parranto:*

- *doesn't know who's container is on the video; Aspen's container is his*
- *the television was moved back onto property*

*Ms. Moermond:*

- *she doesn't see the television set in the Orders or in the photos*
- *will recommend deleting this assessment*

(Ms. Vang: the Excessive Consumption assessment went on Jan 3, 2011 agenda - she read minutes: "DSI staff recommends reducing the assessment from \$135.00 to \$85.00 because dept. staff cannot assess excessive consumption for pre-authorized work order.")

**Referred to the City Council due back on 3/7/2012**

- 43      [RLH TA 12-37](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No. 128504 at 1044 SIXTH STREET EAST.

**Sponsors:**      Lantry

**Attachments:**      [1044 Sixth St E.Summary Abatement](#)  
                                 [1044 6th St E.Photos.11-17-11.pdf](#)

Delete the assessment.

RE: 1044 6th St E (single family)

Al Conard, owner, appeared.

Inspector Paula Seeley:

- Summary Abatement Orders issued Nov 9, 2011; compliance date Nov 16, 2011
- rechecked Nov 16 and found noncompliant
- work done Nov 21, 2011 for a cost of \$471
- sent to Al Conard, Mahtomedi and Occupant
- underlined: garbage bag, rubbish, vacuum cleaner, brush
- still is an open file
- 2nd Notice on improper storage; Inspector Smith also issued an Order Sep 29, 2011
- history: a few snow complaints which the owner took care of; this stems from the Margaret St Block Club, who is monitoring
- it's minor but there's a lot of monitoring going on in this neighborhood

Mr. Conard:

- has had a terrible tenant in the house, who has totally trashed the place
- since then, they have gotten a Certificate of Occupancy for the property
- he has had dumpsters of items taken away
- re the Nov SA, he was out of town and didn't get back until after
- he spoke with Aspen Waste - they know that extra garbage is to be picked up and he is to be billed for it
- is there no way of assessing the people who are doing the trashing?

Ms. Moermond:

- thinks that Aspen is picking up only what is near the garbage container, not what is strewn throughout the yard
- it's between the landlord and tenants if they are charged for any trashing, etc.

Viewed Video

Mr. Conard:

- for \$471, that's ridiculous!
- every yard in the neighborhood looks like that
- that was a fire pit, not a pool
- they went on the back porch and took a vacuum cleaner

- they want all of their properties to look decent; we do everything we can to keep them up
- we buy houses and rehabe them and keep them up
- sometimes the tenants are terrible but when they have 3-4 kids, you hate to throw them out, yet we get punished for it
- this tenant hasn't paid him for 6 months; she was \$8,000 behind in rent; he is working with Ben Weiss - they paid \$3,300
- now, I'll have to file a lawful detainer; it's frustrating
- typically, when they get a Notice in the mail, they go out and take care of it right away; Aspen takes a lot

Ms. Moermond:

- ultimately, this occurred because the Appellant was out of town
- because Appellant's history is good, confirmed by Inspector Seeley, and because there was much less needing to be addressed than was outlined in the orders, she will recommend the assessment be deleted

**Referred to the City Council due back on 3/7/2012**

**44 RLH TA 12-64**

Ratifying the Appealed Special Tax Assessment for Real Estate Project No.VB 1203, Assessment No.128802 at 571 VAN BUREN AVENUE.

Sponsors: Carter III

Approve the assessment.

RE: 571 Van Buren Ave (duplex and single family)

Ron Peltier, owner, appeared.

Inspector Joe Yannarely:

- vacant building fee \$1,100 plus service charge \$150 = \$1,250
- vacant building file opened Dec 15, 2009
- there's no code compliance report
- Jan 26, 2010, per Ms. Moermond and Inspector Urmann's instruction, Mr. Dornfeld said he's changing it to a Category 1 holding VB fees for 30 days to allow owner time to obtain a Certificate of Occupancy; if the C of O is not obtained, the property will revert back to a Category 2 VB and owner must pay fee
- as a result, the Department of Safety and Inspections (DSI) changed it back to a Cat 2 one month later as there was no code compliance or C of O

Mr. Peltier:

- wondering when this is going to stop; has been fighting this since 2009
- he never got anything marked off the list (Inspector Martin) but there has always been something else found to add on every time she came thru
- it's been an on-going thing
- never have the inspectors come thru when they were supposed to
- he has had the electrical inspected; no one has walked thru for that
- what exactly do you want on the code compliance?
- there wasn't that much that had to be done
- inspectors were supposed to call me when they were coming out; he was there 5 days a week
- pulled up the file; the pictures in there are from 2009; nothing's been updated

Ms. Moermond:

- asked if there was an application for a code compliance inspection in the file or notes in Amanda about Lisa Martin making an appointment to go out there

- typically, the Appellant needs to call Fire Prevention and ask them to come out  
 - doesn't look as though Mr. Peltier has applied for the code compliance report  
 - when you have a vacant building, the owner needs to get a code compliance inspection - 4 trades people do a walk-thru on the property  
 - Mr. Peltier really needs to get the code compliance inspection done; he has been given a chance a couple of times to get the Fire C of O re-instated

Mr. Yannarely:

- doesn't see an application for a code compliance inspection or notes regarding an appointment  
 - in Jul 2011, assessment payment voided per legislative hearing officer; fee waived another 90 days until Oct 4, 2011  
 - property was assessed Feb 11, 2010, Jan 25, 2011 and Jan 6, 2012  
 - there were 2 fee waives: 1) Jan 2010 for 30 days; and 2) Jul 6, 2011  
 - maybe there's confusion - Mr. Peltier doesn't have to deal with the Fire inspectors anymore; he have to deal with Jim Seeger, who will oversee the code compliance inspection

Ms. Moermond:

- Mr. Peltier will need to apply for a code compliance inspection and get the sign-offs  
 - will recommend approval of this assessment

**Referred to the City Council due back on 3/7/2012**

- 45      [RLH TA 12-57](#)      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203, Assessment No. 128802 at 260 WINIFRED STREET EAST.

**Sponsors:**      Thune

*No show; approve the assessment.*

**Referred to the City Council due back on 3/7/2012**

- 46      RLH TA 12-33      Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A, Assessment No. 128504 at 978 WOODBRIDGE STREET.

**Sponsors:**      Brendmoen

**Attachments:**      978 Woodbridge St SA 10.27.11.DOC

*Rescheduled at owner's request to February 7, 2012.*

**Laid Over to the Legislative Hearings due back on 2/7/2012**

## 11:00 a.m. Hearings

### Orders To Vacate, Condemnations and Revocations

- 47      RLH VO 12-4      Appeal of Joachim Breuer to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 727 DAYTON AVENUE.

**Sponsors:**      Carter III

**Attachments:** 727 Dayton.appeal.12-30-11.pdf  
727 Dayton.Photos.12-28-11.pdf  
727 Dayton RFCOOV.docx  
727 Dayton Ave.Breuer Ltr 1-13-12.doc  
727 Dayton Ave.Heating & Plumbing Inspection Document.pdf

*Laid over 2 weeks for work plan. The furniture can stay in upper unit. The tenant can remain in downstairs unit.*

*RE: 727 Dayton Ave (duplex)*

*Joachim (Joe) Breuer, owner, appeared.*

*Fire Inspector Mike Urmann:*

- *there has been a Condemnation Order in place for the upstairs unit since May 13, 2011*
- *that space is occupied and it lacks basic facilities*
- *kitchen has been gutted; plumbing fixtures removed, etc., for quite a long time*
- *work being done for an extensive period of time without permits or approval*
- *inspector issued Orders to the owner to discontinue use of that space and to obtain permits for the work*
- *building permits were pulled on Dec 8, 2011*
- *electrical permit pulled Dec 16, 2011*
- *plumbing permit pulled Dec 20, 2011*
- *although people may not have been there 24/7, there were people staying there; there was food and personal belongings there*
- *photos here and in file*
- *note from another inspector saying he believes the space is being occupied*
- *it became necessary to Condemn the space and Revoke the Certificate of Occupancy due to noncompliance on that Order*
- *other items on that list have been there since May 2011*
- *the exterior items could have been taken care of since May 2011*

*Mr. Breuer:*

- *he had been traveling for his job the past 18 months; his wife has been managing this while he was gone*
- *all work has been done by contractors; is surprised that permits had not been pulled*
- *some items on the list he doesn't know what to do about*
- *they have been and are trying to comply with everything on the list*
- *the kitchen is now completed; finished electrical yesterday; doing the floors this week; it is livable right now*
- *wife started the exterior painting until it got cold; they will finish it*
- *property is in an historic district and one of the items they are waiting for needs approval from the HPC*
- *everything has taken a lot longer because it has taken the contractors and inspectors longer to show up that was anticipated*
- *currently, there is no occupancy*
- *upstairs unit is furnished with the upcoming tenant's furniture (the lady is currently living with them)*
- *if need be, he will move that furniture and store it, although he doesn't want to because of the expense (he feels that's over-the-top)*
- *he doesn't want to lose the rent on the downstairs unit; they are losing money hand-over-fist on this place anyway*
- *downstairs renter is pretty scared; he doesn't want to move out - has lived in the neighborhood for 25 years; he does a lot of handiwork for Appellant*

- circumstances are not untrue; but are very unfortunate and he couldn't be there to help
- just needs more time and doesn't want to kick out the guy on the first floor
- all the work is done; there are just permit issues
- Lisa Martin agreed that the work was done but she suggested that he appeal because she couldn't do anything about these things still being in the system
- he doesn't know where to turn: does he call St. Paul Plumbing and Heating to get it finalized or does he call the City of St. Paul?

Mr. Urmann:

- can show pictures of personal belongings, groceries and bedding throughout the place
- the future tenant admitted that she occupied the space occasionally
- any occupancy of that space would be an illegal occupancy and an unsafe situation
- having things stored there is an occupancy
- ultimately, getting permits signed off is the responsibility of the person hiring the worker
- in this case, a water heater was installed, a permit was pulled and never called for a final
- still missing a mechanical permit for venting a dryer and water heater

Mr. Breuer:

- occasionally, this lady goes over and stays for a while, reads books and eats lunch, etc.; and if that's against the code, he will move out all the furniture to comply with the code
- when he paid St. Paul Heating and Plumbing, he was under the assumption that he didn't have to do further work to make sure it was done legally
- he's not unwilling to do the leg work; just doesn't know what to do

Mr. Urmann:

- the code requires the licensed contractors to call the inspector for finalizing the permits
- normally, an inspector cannot sign off without seeing the license of the person who did the work

Ms. Moermond:

- would like to see a Work Plan from right now to having C of O re-instated
- put bullet points on the notes as to when these different things will be done and when it depends on other people
- will lay this over for 2 weeks to see Work Plan with timelines
- in the meantime, the downstairs tenant can stay and the furniture can stay in the upstairs unit
- enforcement will be held in abeyance until the Work Plan is figured out

Laid Over to the Legislative Hearings due back on 2/7/2012

## 11:30 a.m. Hearings

### Summary Abatement Orders

48      [RLH SAO 12-3](#)      Appeal of Joseph Zimlich, Sr. to a Summary Abatement Order at 880 ROSE AVENUE EAST.

**Sponsors:**      Bostrom



**Attachments:** [880 Rose.appeal.1-9-12.pdf](#)  
[880 Rose Ave E. Photos.1-12-12.pdf](#)  
[880 Rose Ave E.Zimlich Ltr 1-18-12.pdf](#)  
[880 Rose Ave E.Photos with deadlines.1-17-12.pdf](#)

*Deny the appeal and grant extensions to February 15, 2012 as indicated in the photos provided at the hearing except the lumber which was granted an extension to July 1, 2012.*

*RE: 880 Rose Ave E (two-family dwelling)*

*Joseph Zimlich, owner, appeared.*

*Inspector Paul Seeley:*

- received a complaint on the excessive storage load on the 2nd floor of the garage
- issued Summary Abatement Jan 5, 2012; compliance date Jan 9, 2011
- owner called and said he needs more time
- she told him to file an appeal because she is concerned with the excessive amount of exterior storage and debris and on the 2nd floor of the garage
- doesn't think makeshift guardrails are going to hold all the debris
- there is some trash in there

*Mr. Zimlich:*

- came here today to say that he doesn't think he needs an extension to clean up the yard
  - wife suggested they call Goodwill; they take only the clothes
  - they called 3 thrift shops who came out
  - his garage was at one time a barn; when he bought it, there were boxes piled up in the back of it - among that were boxes of green depression glass and blue/green Mason jars-the thrift stores were happy to get it
  - his kids were not interested in taking any of the items
  - all the items in the yard are now gone
  - on the deck is aluminum and wrought iron furniture; also plastic flowers, vines, etc. from wedding decorations
  - the plastic flowers were transferred into long florist boxes
  - a lot is bulky but not heavy
  - some of the decorations are used at St. Catherine's Fall Festival for dinner dances
  - the trash in front of the garage door is all gone
- all viewed the photographs together:*
- the blue things are light fiberglass benches which came from the Wilernie Bowling Alley; they go on the outer edges of the deck (not heavy)
  - now, he may need an extension to work on the top of the carport (deck)
  - under the tarp on the driveway are 2 x 4s to be used in the spring to help jack up and square off the garage
  - inside the garage is furniture the kids used in college

*Ms. Moermond:*

- Mr. Zimlich will need to get a building permit for storage on the deck and talk with the building inspector
- storage on the exterior needs to go
- all exterior junk, throw aways need to be gone by Feb 1, 2012
- the wrought iron railing needs straightening by Feb 15, 2012
- anything else left outside needs to be gone by Feb 15, 2012
- the pile of lumber needs to be gone by Jul 1, 2012
- attached photos will show deadline date

---

Referred to the City Council due back on 2/15/2012

## 1:30 p.m. Hearings

### Fire Certificates of Occupancy

- 49 [RLH FCO 12-34](#) Appeal of Mark Hurley to a Fire Certificate of Occupancy Correction Notice at 2169/2171 GLENRIDGE AVENUE.

**Sponsors:** Lantry

**Attachments:** [2169 and 171 Glenridge.appeal.1-5-11.pdf](#)  
[2169-2171 Glenridge Ave.Hurley Ltr 1-18-12.doc](#)

*Deny the appeal and grant extension to new date described in orders to be issued to both 2169-2171 and 2173-2175 Glenridge Avenue.*

*RE: 2160 - 2171 Glenridge Ave (duplex)*

*Mark Hurley, owner, appeared.*

*Fire Inspector Leanna Shaff:*

- Fire Certificate of Occupancy approval with corrections done by Inspector Wayne Spiering on Dec 28, 2011*
- approve this Fire C of O with the exterior driveway (heard here Sep 13, 2011) to be completed at a later date*
- Mr. Hurley received a criminal citation, appeared in housing court where he was given 6 months to comply (as of 12-15-11)*
- realistically, takes us to May 15, 2012 for compliance*
- the prosecuting attorney checks back with us in 6 months to make sure that the work was completed; if not, they take further action*
- in Mr. Hurley's appeal he says that he doesn't agree with that*
- she is confused*

*Mr. Hurley:*

*- read statement: It has taken almost a year to get my Certificate of Occupancy inspections completed. Our first inspection was Feb 2, 2011; 16 minor items were cited on that day, including those items which are the tenants' responsibility. These items included removing snow, replacing light bulbs, replacing globe over light bulb, replacing missing cabinet knobs, closing a permit on windows, discontinuing use of extension cords, completing smoke detector affidavit, etc. The major items: repairing missing screen on rear entry door, providing a carbon monoxide test by a licensed contractor and submit a report. The re-inspection was scheduled for Mar 9, 2011. With each subsequent inspection, new minor items were cited, including the driveway. All along I stayed in touch with Wayne (Wayne Spiering was the inspector.), letting him know that I hadn't made progress with the driveway, but he continued to come out and find new problems. At the last inspection, I again explained my situation with the fact that this was a shared driveway and that both owners were obligated to fix it and I asked him what I should do. His answer was that I should come up with a plan to repair the driveway and send it to him so that he'd know that I was trying to get it fixed. So, I sent him an email with a timeline of my plans, including calculating costs of repairs, having both property owners place the money in escrow and of course, having the work completed. Wayne's response was that my plan was unacceptable since I hadn't provided evidence to him that the other owner agreed to the plan. I appealed the decision and went to Legislative*

Hearing and this is how we met on Sep 13, 2011. On Sep 13, I appeared at the hearing and you may remember that I described that it was my intent to take care of the problem by working with the other property owner. But the inspector told me that I needed to take care of it. I also showed 6 photos of the other driveways (I have them if you need them) just like mine, even though mine was the only one cited. I wasn't appealing because the driveway didn't need to be fixed; I was appealing because I don't think I should bear the cost alone. You said that you would deny my appeal for now but gave expressed instructions that parallel Orders should be issued to the other property owner so that we could both be held accountable. I was instructed to continue to contact the other property, including writing a letter to the Bank of California. This extended the deadline to Nov 1, 2011 for both parties to complete the project or both parties will be held responsible. This would give me time to reach the other party and execute the plan which I originally presented to Wayne Spiering of getting support for the other responsible party. (I have a certified copy of the minutes and a CD if you want to listen to it.) Your instructions were very clear that you gave a directive to the city to submit parallel Orders for the property at 2173 Glenridge. I appreciated the hearing, that it wasn't my expectation that I should handle this alone; we'd both be held responsible. I did exactly what you suggested: I wrote a letter to the bank; I continued to call the agent on file for the property. I didn't hear back from the bank but when I finally was able to reach the agent, I told her the driveway was cited and that it was expected we'd work together to get it fixed. She didn't know anything about it. I forwarded my citation figuring it would resemble hers. She basically said that without any Orders, nothing would get done. (has copies) So, I kept corresponding with her and each time, it came back saying she had heard nothing from the city. An inspection was referenced but she said nothing was said about the driveway. I checked with the city website and couldn't find the Orders, either. I also emailed Wayne Spiering looking for a copy of the citation and he said that no Orders were ever issued. So on Nov 1, 2011, the deadline, the property was inspected and I was issued a criminal citation for the same day. Of course, only I was so cited for the driveway and not the neighbor. Immediately, I started researching, trying to locate the Orders. I couldn't find any and I had had no further contact with anyone from 2173 Glenridge. What I did find, however, was that your instructions from our hearing in Sep were not met. Mai Vang, City of Saint Paul, sent me the actual recording of the hearing. The building was never cited so, understandably, those responsible for 2173 Glenridge would have no reason to take action to resolve the problem. I learned that on Oct 25, 2011, I believe is a result from our dialogue (Angel, the realtor and I), requested a Code Compliance report for the property. On Dec 9, 2011, the report was issued by Jim Seeger, citing a whopping 114 deficiencies for the interior and exterior of the property. However, even on this report, the driveway we share, which Wayne says is in need of repair, was not cited. The inspector never issued the Correction Notice required by you and the Code Compliance Report didn't mention the driveway, either. (I have a copy of the report, if you'd like it.) I don't know if it matters but it seems odd to me that a street with roughly 30 cookie cutter duplexes like mine, with many of the driveways are in similar if not worse condition, according to the city records, my duplex has been the only one cited. Is it because I'm the only private citizen property owner left on the block? I don't know but it adds a little layer of ugliness to the whole thing. Finally, I emailed Wayne Spiering asking when the Corrections Orders were sent. And, on Dec 6, 2011, Wayne wrote back saying he had not sent them. (I know this has been long but I really appreciate your patience.) I want you to understand that I never objected to fixing the driveway; I only acted in good faith all along. But I do not have the resources to do it myself nor should I have to do it myself. I did what you asked me to do; however, the inspectors didn't adhere to your ruling. In order to bring the driveway into compliance, at the hearing I asked you what would happen if I did everything I was supposed to do and the other property owner wouldn't work with me - and you said that we would both be subject to criminal citation. But here I am

today, alone. I'm charged with a misdemeanor even though I did everything within my control, short of fixing the driveway between both houses myself. If fixing my half of the driveway would have been sufficient, I would have done so. I did make some minor repairs just to level out the surface a bit but it was a temporary fix. I attended my criminal hearing when I was told I would lose in court no matter what, which was better to pay the \$50 than be charged with a petty misdemeanor but to this day, the driveway isn't fixed and no one's going to fix it until the other property gets cited. This begs a different question, "Since a very thorough inspector cited 114 items on the other property but missed the driveway, I have to ask, 'Are the building code inspectors wrong or is the fire inspector over zealous in targeting me as a property owner?'" "You saw the pictures; you know that I was the only one cited. I don't mind being held responsible; I don't really appreciate being singled out. I'd like this dismissed. I will no longer own the property in 2 weeks. I just wanted to clear my name.

- it's in foreclosure; redemption time period expires Jan 27, 2012

Ms. Shaff:

- has no comments
- it's a registered vacant building next door
- we don't write Orders in fire inspection on owner-occupied properties
- Inspector Spiering did his job by turning it over to Code Enforcement (hand off)

Ms. Moermond:

- will ask the City Attorney's Office to dismiss the citation; doesn't know if that's going to work
- Appellant worked with Steve Christy, CA's Office
- this has been a torched route
- asked Mai Vang to email Jim Seeger, Matt Dornfeld, Leanna Shaff (Orders should be coordinated among the three); fresh Orders should be given on both sides

**Referred to the 2/1/2012 City Council**

50      [RLH FCO 12-26](#)      Appeal of Lawrence Marcus to a Fire Certificate of Occupancy Inspection Request for 383 GOODHUE STREET.

**Sponsors:**      Thune

**Attachments:**      [383 Goodhue.appeal.12-28-11.pdf](#)  
                                  [383 Goodhue.Photo.1-16-12.pdf](#)  
                                  [383 Goodhue St.Marcus Ltr 1-18-12.doc](#)

*Grant the appeal to opt out of the Fire Certificate of Occupancy program as long as the current owner maintains the property and has no renter(s) occupying the property.*

*RE: 383 Goodhue St (single family)*

*Lawrence Marcus, owner, appeared.*

*Mr. Marcus:*

- appealing because the property is not rental and it's not vacant
- entered photo
- he bought property in 1994; it's very old - pioneer housing - the wood section was a cabinet worker's shop from the 1850s which was moved from what is now Kellogg Blvd
- the first section of the stone was built in the 1860s
- built by Christian Rheinhardt, who immigrated from Germany in 1856 along with his

brother

- Mr. Rheinhardt built many houses in Saint Paul, of which only two are left; this house was his residence
- the other house is on McBoll St
- Mr. Rheinhardt was in charge of the additions to Ft. Snelling in 1980
- Mr. Marcus has been slowly fixing what he can to keep it together and nice
- he and his fiance bought a house on Hague Ave
- this house is considered to be an extension of his Hague residence; it's his den - his place to go
- he has not tried to lie about the homestead taxes on this
- he maintains the building and goes there quite often; it's his hobby
- it's not rental and never has been rental since he's owned it; he does not intend to make it rental; nor is it vacant
- he realizes that it's between categories that the city maintains
- he has quite a bit of history on this house and the Rheinhardt family
- he did live at this house when he first bought it; moved to Hague in 1997

Fire Inspector Leanna Shaff:

- has spoken with Mr. Marcus on the phone about his options
- they have sent out 2 appointment letters; they haven't been inside the property

Ms. Moermond:

- is satisfied that this property doesn't need to be in the Certificate of Occupancy Program; that it is the equivalent of being owner-occupied
- it can remain this way as long as it is maintained and is not rented out
- will recommend this property be waived out of the C of O Program

**Referred to the City Council due back on 2/1/2012**

- 51      [RLH FCO 12-18](#)      Appeal of Nathaniel A. Khaliq to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 844 HAGUE AVENUE.

**Sponsors:**            Carter III

**Attachments:**        [844 Hague.appeal.12-30-11.pdf](#)  
                                  [844 Hague Ave.Photos.12-27-11.pdf](#)  
                                  [844 Hague Ave.Khaliq Ltr 1-18-12.doc](#)

*Deny the appeal and grant an extension to August 1, 2012 for the exterior painting issue and repairing or replacing the roof.*

*January 31, 2012: Ms. Vang contacted Mr. Khaliq and told him that the file did not make it to Feb 1 CCPH. She told him that the Council public hearing has been set for Feb 15. Mr. Khaliq don't plan to attend the public hearing.*

*RE: 844 Hague Ave (duplex)*

*Nathaniel Khaliq, owner, appeared.*

Fire Inspector Leanna Shaff:

- photos in AMANDA
- Fire Certificate of Occupancy re-inspection Dec 27, 2011 by Inspector Rick Gavin
- #1 - exterior doors and windows (scrape peeling paint and paint in a professional manner); photo show this; too cold to paint now
- #2 - maintaining the exterior unprotected surfaces of the garage; painting them also; too cold to paint now
- #3 - garage needs to be weather tight and free from defects; it is not too cold to

re-roof a garage now

- #4 - requirement of dryer duct being replaced under permit with approved materials; as of this morning there is no permit on this item; inspector didn't make any comments (there was an Order issued on an old vent that had no permit; this is a new vent)

Mr. Khaliq:

- Ryan Plumbing is taking care of the dryer vent permit tomorrow (he will call to remind them tomorrow)

- roofing - at first inspection, there were some shingles missing; he put some other shingles up there that didn't match because the roof is quite old; the inspector said that was not satisfactory. Is the city requiring him to replace the roof or just some shingles?

- had roof on house replaced (hail damage); but the insurance company wouldn't replace the garage roof

- has cedar shakes underneath; will cost \$3,500 - \$4,000, which he doesn't have now; if Ms. Moermond insists that he re-roof now, he will find a way to do it

Ms. Moermond:

- the Order says, literally: "Provide and maintain the roof weather tight and free from defects." In her view, Appellant can repair or replace to get the roof into that condition. She can't require him to replace the whole thing.

Ms. Shaff:

- looking at the photos of the roof, it would not be a satisfactory repair job; and, any repair like this would also require a permit

- the photos show it buckling; there's missing shingles in all sorts of places; it's not done in a workmanship like manner - just asking for leaks

- there's old dried out roofing underneath

- has no problem with Appellant having all exterior work done at the same time when the weather is better

Ms. Moermond:

- what has been done there isn't adequate but she is not prepared to say that it couldn't be repaired

- the Orders will probably keep coming

- she is OK with a repair but it has to be an adequate repair

Mr. Khaliq:

- there's no question that the roof needs replacement

- the question is whether the repair would be satisfactory until he could get it replaced

- will paint, re-roof, etc, the first chance he gets in spring

Ms. Moermond:

- will recommend denying the appeal and granting an extension to Aug 1, 2012 for the painting

- for now, she can live with roof patching; we'll see how it looks Aug 1, 2012

Ms. Khaliq:

- plans to have the roof replaced before Aug 1, 2012

- Ryan Plumbing will pull permit for dryer vent tomorrow (and get it finalized)

**Referred to the City Council due back on 2/15/2012**

**Sponsors:** Tolbert

**Attachments:** [1599 Palace.appeal.1-20-11.pdf](#)

*Withdrawn at owner's request.*

**Withdrawn**

53      [RLH FCO 12-13](#)      Appeal of Tamer Azzazi to a Fire Certificate of Occupancy Correction Notice at 1849 REANEY AVENUE.

**Sponsors:** Lantry

**Attachments:** [1849 Reaney.appeal.12-28-11.pdf](#)  
[1849 Reaney Ave.Azzazi Ltr 1-19-12.doc](#)

*Deny the appeal on the basement ceiling height and basement west and east side occupancy load issue and grant a 4-inch variance on the openable height of the egress windows in the west side and northwest side bedrooms.*

*RE: 1849 Reaney Ave (single family)*

*Tamer Azzazi, owner, appeared.*

*Fire Inspector Leanna Shaff:*

- Fire Certificate of Occupancy inspection Nov 28, 2011 by Inspector James Thomas*
- found 14 deficiencies*
- appealing item #3 - basement ceiling height; code requires at least 7 feet over half the floor area; here the ceiling height is 6' 2" over entire basement*
- #6 - bedrooms on north and northwest side egress windows; these are 20h x 26*

*Mr. Azzazi:*

- entire basement is 6' 2" with the exception of a pit where their high efficiency furnace is located*
- entire basement is finished; entire house has been remodeled*
- basement was designed as sort of a playroom and 2 bedrooms for kids; never designed for adults*
- egress windows have been installed; the bedrooms were already there, they just put in the egress windows*
- any adult 6 feet or shorter would have no problem*
- when we pulled permits for the remodeling, none of this was mentioned by the inspector*
- he went to great expense to finished the space*

*Ms. Moermond:*

- basement ceiling height 6' 2" - too low for sleeping rooms but space can be used*
- no bedrooms allowed in basement*
- will recommend denying the appeal on basement ceiling height*
- will recommend a variance on the egress windows in west and northwest bedrooms*

*Mr. Azzazi:*

- the inspector said there were 4 kids sleeping in one bedroom in the basement but actually, the kids were just watching TV from the bed*
- entered photo of house*
- at the time, one of the tenant's sisters had lost her house and she and family were staying here; she moved out 1 week later*

- house has 6 bedrooms; now it will have 4 legal bedrooms and 2 baths
- there are 6 people living in the that house
- there's no way to moved up the ceiling in the basement and the sewer lines are directly below the bedrooms, so he can't dig down

Ms. Moermond:

- will grant and extension of 90 days to come into compliance with the basement ceiling height

**Referred to the City Council due back on 2/15/2012**

- 54      [RLH FCO 12-37](#)      Appeal of Tim Copeland to a Fire Inspection Correction Notice at 1501 YORK AVENUE.

**Sponsors:**            Bostrom

**Attachments:**        [1501 York.appeal.1-6-12.pdf](#)

*No one appeared.*

*On January 23, 2012, Appellant called and stated he did not received notice of the hearing date. Ms. Naylor rescheduled Mr. Copeland to February 7, 2012 at 1:30 p.m.*

**Laid Over to the Legislative Hearings due back on 2/7/2012**

- 55      [RLH FCO 12-35](#)      Appeal of Tami Ablu to a Fire Certificate of Occupancy Correction Notice at 1836 NEBRASKA AVENUE EAST.

**Sponsors:**            Bostrom

**Attachments:**        [1836 Nebraska.appeal.1-6-12.pdf](#)  
[1836 Nebraska Ave E.Ablu Ltr 1-26-12.doc](#)

*Grant an 8-inch variance on the openable height of the egress window in the attic bedroom; grant a 4-inch variance on the openable height of the egress window in the main floor bedroom, deny the appeal in Item 4 to remove the bed from the basement but the couch can stay.*

*Fire Inspector Leanna Shaff:*

- Fire Certificate of Occupancy inspection conducted jan 3, 2012 by Inspector James Thomas
- 11 Orders
- #1 attic double hung egress window 16h x 24 w
- #5 window 20h x 27w
- #4 basement is condemned; unsafe or dangerous; there is no escape window in bedroom - the bed had to be removed from basement
- #6 requiring burning safety test - Appellant says furnace if 5-6 yrs old and passed inspection (we have no paperwork on it)
- #9 dryer has ducting work that's not code compliant (accordion type duct; code requires smooth bore)
- as of this morning, there are no permits pulled

*Mai Vang:*

- Appellant is withdrawing item #6 and #9; she is submitting the furnace testing and she has a contractor for the dryer duct
- Appellant provided a photo of the bed in basement and she said that it's just lying against the wall and a sofa(an elderly lady lives there and when she goes downstairs,



*she usually sits when she does laundry)*

*Ms. Moermond:*

- the bedding must go but the couch can stay in the basement*
- will recommend variances on the egress windows*

**Referred to the 2/01/2012 City Council**

## 2:30 p.m. Hearings

### Vacant Building Registrations

56 [RLH VBR 12-1](#) Appeal of Winnie Crosbie to a Vacant Building Registration Notice at 908 FARRINGTON STREET.

**Sponsors:** Carter III

**Attachments:** [908 Farrington.appeal.12-30-11.pdf](#)  
[908 Farrington.Photos.12-29-11.pdf](#)  
[908 Farrington.Condemnation.8-19-09.pdf](#)  
[908 Farrington St.Crosbie Ltr 1-26-12.doc](#)

*Deny the appeal and grant an extension to July 1, 2012 for all exterior items to come into compliance; grant the appeal on being released from the vacant building program; provide a work plan with timeline for the repairs. Appellant to do a full Certificate of Occupancy inspection with Inspector Lisa Martin*

*RE: 908 Farrington St (single family)*

*Winnie Crosbie, a property manager and Jing Xiao Wu, owner, appeared.*

*Ms. Crosbie:*

- asked that her name appear as the responsible party*

*Inspector Matt Dornfeld, Vacant Buildings:*

- Condemnation in 2009 by Fire Inspector Lisa Martin*
- at some point, that Vacant Building file was opened as a Category 1; then, closed Dec 21, 2010 by vacant bldg inspector Mike Kalas as being owner-occupied but the Condemnation was never lifted*
- Dec 12, 2011, Inspector Martin documented some work being done on interior plumbing without permit*
- roof needs replacing and she felt the house was in need of a Code Compliance inspection because the house was never un-condemned*
- at the time of his inspection, the house was vacant*
- due to multiple code violations on the Condemnation list in 2009 and what inspector Martin documented, he opened a Category 2 Vacant Building*
- there is a plumbing permit on file; not finaled*
- an electrical permit was finaled*
- still an open building permit and an open plumbing permit*

*Ms. Moermond:*

- it was Condemned; it was put into the VB Program as a Cat 1; it became owner-occupied*

*Fire Inspector Leanna Shaff:*

- property is unoccupied at this time with lots of work being done; still more needed
- it was admittedly opened incorrectly; clearly the violations would have made it a Category 2 vacant building
- it was supposed to be owner-occupied which it hasn't been
- the water shut-off caused the Condemnation but the roof might have been missed

Ms. Crosbie:

- according to the owner, she used a licensed plumber and they did pull permit
- she talked to the plumber, personally, and he said he pulled permit (Ms. Wu added that they had a permit before they did the job; he is licensed, bonded and insured) - name is Martin Gavin
- they didn't tear down or put up any walls; walls were just re-painted
- Virgil (who takes care of Category 1 VB) was at the house just recently
- Ms. Wu was going to move into house but she didn't pass the driving test; so, she can't move in because there's no transportation for her; Ms. Wu looked up Ms. Crosbie to help her rent out the house (Ms. Crosbie told her that she couldn't rent out the house until she got a rental license, so she ordered the inspection from Lisa Martin)
- there were very few items that Ms. Martin wanted Ms. Crosbie to take care of
- she pulled a permit to put in handrail
- before Virgil came to look at the handrail, they got an email from Ms. Martin saying that the Condemnation was never lifted
- when Virgil came he said there was a foundation crack but it was not major; a retaining wall needs to be repaired; the staircase span is too wide - he never wrote a report; he verbally told her to take care of those things
- can Ms. Wu rent it out after she makes all those corrections?
- then, in the summer, she'll do the roof - has quotes for the roof already (there are so many layers of shingles)
- they want to get the safety issues all squared away; Ms. Wu is on a tight budget
- want an extension for the exterior work: patch cement on foundation wall, roof and painting
- don't know what needs to be done to lift the Condemnation
- Ms. Wu wanted to move in when she got the house in order but now, transportation is an issue for her
- Sang Yang is the original owner, who lost the house through forfeit

Mr. Dornfeld:

- the house was opened incorrectly by the them; it should have been opened as a Category 2 Vacant Building
- he can't speak for why it wasn't but thinks the roof may have been missed
- then, it was closed without these violations being corrected (the water had been restored), just on an apparent owner-occupancy
- when they called to renew their Certificate of Occupancy, Inspector Martin noted what she had noted in the first place and sent it back over to him
- Mr. Dornfeld made it a Cat 2 VB
- he wasn't in the interior; didn't inspect it; doesn't know how much work remains
- it was in fair condition from a quick eyeball but the roof is a disaster
- they can either get the work done from the original list or go through a full code compliance inspection

Ms. Crosbie:

- will order a final on the plumbing
- electrical is already finalized
- Ms. Wu bought the property as a Category 1 VB Nov 2009
- she has someone who wants to rent the house so they can have it occupied immediately

Ms. Dornfeld:

- looking at the TISH Report - not seeing that a Vacant Building status was documented at all on that report (dated Sep 2, 2009)
- they had closed the file in Aug 2009
- 3 of the 4 trades have been there: bldg, plumbing, elect; warm air ventilation is the only one that has not been there (1 has been finalized; 2 are still open)

Ms. Moermond:

- will recommend granting the appeal and that Ms. Wu be released from the Vacant Building Program but prior to re-occupation, a full Certificate of Occupancy re-inspection needs to be done (inspector may find other things)
- will recommend that a Work Plan be done on the exterior items and grant an extension to Jul 1, 2012 (painting, tuckpointing and re-roofing)
- Appellant needs to contact Inspector Lisa Martin to schedule an inspection appointment (Inspector Shaff will alert her)
- Appellant needs to complete the work that Inspector Martin may find and receive the Certificate of Occupancy before re-occupation can be allowed

**Referred to the 2/01/2012 City Council**

- 57      [RLH VBR 12-4](#)      Appeal of Cynthia Newman to a Vacant Building Registration Requirement at 1209 WOODBRIDGE STREET.

**Sponsors:**      Brendmoen

**Attachments:**      [1209 Woodridge.appeal.1-6-12.pdf](#)

45 days extension was given to owner by inspector.

**Withdrawn**

#### **Window Variances: No Hearing Necessary**

- 58      [RLH FOW 12-27](#)      Appeal of Angel Goss, on behalf of Bates Avenue Partners, LLC, to a Fire Certificate of Occupancy Correction Notice at 296 BATE AVENUE, #B1.

**Sponsors:**      Lantry

**Attachments:**      [296 Bates.appeal.1-10-12.pdf](#)  
                                  [296 Bates Ave.Goss Ltr 1-18-12.doc](#)

No hearing necessary; grant a 5-inch variance on the openable height of the egress window in the west bedroom.

**Referred to the City Council due back on 2/1/2012**

- 59      [RLH WP 12-4](#)      Appeal of Mike Lacroix and Rick Nyquist to an Egress Window Non-Compliance Determination at 1568 CHAMBER STREET.

**Sponsors:**      Bostrom

**Attachments:**      [1568 Chamber.appeal.1-6-12.pdf](#)  
                                  [1568 Chambers St.Lacroix Ltr 2-14-12.doc](#)

Owner was told to not attend hearing due to windows being granted; however, this was in error. Rescheduled PO to February 7, 2012.

**Laid Over to the Legislative Hearings due back on 2/7/2012**

- 60      [RLH FOW 12-29](#)      Appeal of Joseph Manns to a Fire Certificate of Occupancy Correction Notice at 528 HOYT AVENUE EAST.

**Sponsors:**              Brendmoen

**Attachments:**              [528-530 Hoyt Ave E.appeal.1-9-12.pdf](#)  
[528-530 Hoyt Ave.Manns Ltr 1-18-12.doc](#)

*No hearing necessary; grant a 3.5-inch variance on the openable height of the egress windows in 528 and 530-2nd floor, 2 bedrooms.*

**Referred to the City Council due back on 2/1/2012**

- 61      [RLH WP 12-6](#)              Appeal of Daniel Schmidt, on behalf of Ramsey County Public Health, to an Egress Window Non-Compliance Determination at 731 HOYT AVENUE.

**Sponsors:**              Bostrom

**Attachments:**              [731 Hoyt.appeal.1-10-12.pdf](#)  
[731 Hoyt Ave.Public Health Ltr 1-18-12.doc](#)

*No hearing necessary; grant a 5-inch variance on the openable height of one double hung replacement egress window measuring 19.93 inches high by 31.2 inches wide.*

**Referred to the City Council due back on 2/1/2012**

- 62      [RLH FOW 12-25](#)              Appeal of Todd Anderson, on behalf of Garnet Real Estate Services, to a Fire Certificate of Occupancy Correction Notice at 1643 IOWA AVENUE EAST.

**Sponsors:**              Bostrom

**Attachments:**              [1643 Iowa.appeal.1-5-12.pdf](#)  
[1643 Iowa Ave.Anderson Ltr 1-18-12.doc](#)

*No hearing necessary; grant a 6-inch variance on the openable height of the egress window in the attic bedroom and grant a 4-inch variance on the openable height of the egress window in the main floor bedroom.*

**Referred to the City Council due back on 2/1/2012**

- 63      [RLH FOW 12-28](#)              Appeal of Josh Harrington, on behalf of First Commercial Bank, to a Fire Certificate of Occupancy Correction Notice at 344 JENKS AVENUE.

**Sponsors:**              Brendmoen

**Attachments:**              [344 Jenks.appeal.1-11-12.pdf](#)  
[344 Jenks Ave.harrington ltr 1-18-12.doc](#)

*No hearing necessary; grant an 8-inch variance on the openable height of the egress window in the first floor south bedroom and grant a 2.5-inch variance on the openable height of the egress window in the 2nd floor north, southwest, southeast and attic bedrooms.*

**Referred to the City Council due back on 2/1/2012**

- 64     [RLH FOW 12-26](#)   Appeal of Kimberly Farr to a Fire Certificate of Occupancy Correction Notice at 910 SELBY AVENUE.

**Sponsors:**       Carter III

**Attachments:**    [910 Selby.appeal.1-6-12.pdf](#)  
                          [910 Selby Ave.Farr Ltr 1-18-12.doc](#)

*No hearing necessary; grant a 2-inch variance on the openable height of the egress window in the northeast bedroom.*

**Referred to the City Council due back on 2/1/2012**

- 65     [RLH WP 12-5](#)     Appeal of Derek Tanberg, on behalf of The Window Store Home Improvements, Inc., to an Egress Window Non-Compliance Determination at 1046 STINSON STREET.

**Sponsors:**       Carter III

**Attachments:**    [1046 Stinson.appeal.1-6-11.pdf](#)  
                          [1046 Stinson St.Window Store Ltr 1-18-12.doc](#)

*No hearing necessary; grant a 2-inch variance on the openable height of two double hung replacement egress bedroom windows measuring 22 inches high by 23.34 inches wide.*

**Referred to the City Council due back on 2/1/2012**