



APPLICATION FOR APPEAL

RECEIVED
MAY 18 2011
CITY CLERK

Saint Paul City Clerk
310 City Hall, 15 W. Kellogg Blvd.
Saint Paul, Minnesota 55102
Telephone: (651) 266-8560

The City Clerk needs the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number _____)
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed

YOUR HEARING Date and Time:

Tuesday, 6-7-11

Time 1:30

Location of Hearing:
Room 330 City Hall/Courthouse

mailed 5-18-11

Address Being Appealed:

Number & Street: 1351 Conway ST City: ST. Paul State: Mn Zip: 55106

Appellant/Applicant: Mailand Mgmt Email gmailand@mailandmgmt.com

Phone Numbers: Business 651-451-9034x7 Residence 651-450-6719 Cell _____

Signature: Beggy Mailand Date: 5-17-11

Name of Owner (if other than Appellant): _____

Address (if not Appellant's): _____

Phone Numbers: Business 651-451-9034x7 Residence _____ Cell _____

What Is Being appealed and why? *Attachments Are Acceptable*

- Vacate Order/Condemnation/Revocation of Fire C of O _____
- Summary/Vehicle Abatement _____
- Fire C of O Deficiency List _____
- Fire C of O: Only Egress Windows _____
- Code Enforcement Correction Notice _____
- Vacant Building Registration _____
- Other _____
- Other _____
- Other _____



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-8951
Web: www.stpaul.gov/dsi

April 22, 2011

MAILAND MANAGEMENT CORPORATION
149 THOMPSON E APT #210
WEST ST. PAUL MN 55118

FIRE INSPECTION CORRECTION NOTICE

RE: 1376 3RD ST E
Ref. #16958
Residential Class: C

Dear Property Representative:

Your building was inspected on April 14, 2011 for the renewal of your Fire Certificate of Occupancy. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected prior to the re-inspection date.

A re-inspection will be made on June 6, 2011 at 10:45am.

Failure to comply may result in a criminal citation or the revocation of the Fire Certificate of Occupancy. The Saint Paul Legislative Code requires that no building shall be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

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

DEFICIENCY LIST

1. 1 - Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Replace the missing ceramic tile on the bathroom walls.
2. 1 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Northwest Bedroom (Double-hung)

20h x 32w - Openable
41h x 30w - Glazed

Southwest Bedroom (Double-hung)

20h x 40w - Openable
41h x 38w - Glazed

Note: These are new windows that were installed without permit.

An Equal Opportunity Employer

2. 10 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Living Room (Casement)

47h x 18w - Openable

49h x 18w - Glazed

Northwest Bedroom (Double-hung)

20.5h x 34w - Openable

40h x 31w - Glazed

Southwest Bedroom (Double-hung)

20.5h x 43w - Openable

40h x 39w - Glazed

3. 10 - Living Room - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.
4. 10 - Living Room - MSFC 605.1 - All light fixtures shall be maintained with protective globes if originally equipped.
5. 10 - Northwest Bedroom - MSFC 605.1 - Repair or replace damaged electrical fixtures.-Replace the damaged electrical outlet.
6. 10 - Northwest Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.
7. 10 - Occupancy - SPLC 34.13 (2), (3), SPLC 34.17 (2) - Reduce and maintain the number of occupants in the unit to four (4).

Room Dimensions:

Northwest Bedroom 10 x 12 = 120 sf, Southwest Bedroom 9 x 10 = 90 sf, Living Room 11 x 21 = 231 sf, Kitchen 8 x 12 = 96 sf.

Total Habitable Area: 537 sf.

Every dwelling unit shall contain a minimum gross floor area of at least one hundred fifty (150) square feet for the first occupant and at least one hundred (100) square feet for each occupant thereafter. The floor area to be calculated on the basis of the total habitable room area. The definition of habitable room does not include bathrooms, closets, water closets, compartments, laundries, serving and storage pantries, corridors, cellars and spaces that are not used frequently or during extended periods. Reduce and maintain the number of occupants in the unit to four (4).

8. 10 - Southwest Bedroom - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.-Replace the missing outlet cover plate and the broken/cracked switch plate.

9. 11 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Northeast Bedroom (Double-hung)

20h x 32w - Openable
40h x 30w - Glazed

Southeast Bedroom (Double-hung)

20h x 40w - Openable
40h x 38w - Glazed

Note: These are new windows that were installed without building permit.

10. 11 - Northeast Bedroom and Living Room - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Remove the tape covering the electrical outlet/switches.
11. 12 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Northwest Bedroom (Double-hung)

20.5h x 40w - Openable
40h x 37w - Glazed

Southwest Bedroom (Double-hung)

20.5h x 34w - Openable
40h x 31w - Glazed

12. 12 - Entry Door - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-Remove the rug that is preventing the fire door from closing and latching.
13. 1351 Building - Boiler Room - MSFC 703 - Provide and maintain fire rated floor and/or ceiling construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-9090. The minimum rating must be 1-hour.-Replace all loose plaster. Remove all unapproved material. Seal all holes/penetrations in the boiler room ceiling with approved material. The material used must provide at least a 1-hour fire rating. Provide documentation to the inspector that the material used provides the required rating.
14. 1351 Building - Boiler Room - MSFC 315.2.3 - Remove combustible storage from the fuel burning equipment rooms.
15. 1351 Building - Common Area Hallways - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-The fire doors in the basement, 1st floor, and 2nd floor corridors are not closing and latching.

16. 1351 Building - Dryer Vent - UMC 504.6 - Provide, repair or replace the dryer exhaust duct. Exhaust ducts for domestic clothes dryers shall be constructed of metal and shall have a smooth interior finish. The exhaust duct shall be a minimum nominal size of four inches (102 mm) in diameter. Transition duct is acceptable up to 8 feet in length. Transition duct must be cut to length, pulled tight, securely fastened with approved metal tape, and listed/labeled as dryer transition duct. This work may require a permit(s). Call DSI at (651) 266-8989.-Remove the non-listed, non-labeled flexible metal transition exhaust duct installed on the dryers and replace with an approved dryer exhaust vent. Inspector must be able to view and read the label on all transition duct. Provide an approved vent cover on the exterior of the building.
17. 1351 Building - Entry Doors - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door latch.- Repair/replace the lock on the north and south building entry doors.
18. 1351 Building - Keys - MSFC 506.2 - Call Fire Department communication center at (651) 224-7371 to make arrangements to have the keybox opened when you have the correct keys on site.- Provide keys for the building entry door, fire alarm panel, fire alarm access door, and pull stations to be placed in the fire department lock box.
19. 1351 Building - Laundry Room - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-The fire door is not closing and latching.
20. 14 - Bathroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair/replace the inoperable/missing vent fan.
21. 14 - Bathroom - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.-Replace the missing globe cover on the light fixture.
22. 14 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Bedroom (Double-hung)

20.5h x 30w - Openable

40h x 27w – Glazed

23. 14 - Entry Door - MSFC 1003.3.1.8 - The maximum number of locks on unit doors is two. Remove all locks in excess of two.
24. 14 - Throughout - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.
25. 15 - Bathroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair/replace the inoperable/missing vent fan.

26. 15 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Southeast Bedroom (Double-hung)

20h x 32w - Openable

40h x 30w - Glazed

Northeast Bedroom (Double-hung)

20h x 40w - Openable

40h x 38w - Glazed

Note: These are new windows that were installed without building permit.

27. 15 - Kitchen - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the cabinets in an approved manner.-Repair or replace the damaged or missing door under the kitchen sink.
28. 16 - Bathroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair/replace the inoperable vent fan.
29. 16 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Northwest Bedroom (Double-hung)

20h x 32w - Openable

40h x 30w - Glazed

Southwest Bedroom (Double-hung)

20h x 40w - Openable

40h x 38w - Glazed

Note: These are new windows that were installed without building permit.

30. 16 - Hallway - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Replace the battery in the smoke/carbon monoxide detector.
31. 16 - Northwest Bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair/replace the inoperable window blinds.
32. 18 - Bathroom - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Repair/replace the missing/inoperable sink stopper.

33. 18 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Northeast Bedroom (Double-hung)

20h x 32w - Openable
40h x 30w - Glazed

Southeast Bedroom (Double-hung)

20h x 40w - Openable
40h x 38w - Glazed

Note: These are new windows that were installed without building permit.

34. 18 - Hallway and Northeast Bedroom - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Remove or reposition the cable cords that are causing an exit obstruction.
35. 18 - Northeast Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Repair/replace the window that is not staying in the up position.
36. 18 - Southeast Bedroom - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.-Replace the cracked cover plate on the light switch.
37. 2 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Southeast Bedroom (Double-hung)

20h x 32w - Openable
40h x 30w - Glazed

Southwest Bedroom (Double-hung)

20h x 40w - Openable
40h x 38w - Glazed

Note: These are new windows that were installed without building permit.

38. 3 - Bathroom - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Repair/replace the handle on the bathroom sink faucet that is not allowing the water to be completely shut off.

39. 3 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Bedroom (Double-hung)

20h x 28w - Openable

40h x 25w – Glazed

40. 4 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Bedroom (Double-hung)

20.5h x 32w - Openable

40h x 28w – Glazed

41. 4 - Entry Door - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-The fire door is not closing and latching.
42. 4 - bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.- Replace the cracked/broken window glass. Repair/replace the damaged window frame.
43. 5 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Northeast Bedroom (Double-hung)

20.5h x 34w - Openable

40h x 31 w - Glazed

Southeast Bedroom (Double-hung)

20.5h x 43w - Openable

38h x 39 w – Glazed

44. 5 - Entry Door - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-The fire door is not closing and latching.
45. 5 - Northeast Bedroom - SPLC 34.13 (3), SPLC 34.17 (2) - Reduce and maintain the number of occupants in the sleeping rooms to two (2).

Room Dimension: 10 feet x 12 feet = 120 square feet.

Every room occupied for sleeping purposes by one (1) occupant shall have a minimum gross floor area of at least seventy (70) square feet and every room occupied for sleeping purposes by two (2) or more occupants shall have a minimum gross floor area of fifty (50) square feet per occupant thereof. Reduce and maintain the number of occupants in the room to two (2).

46. 6 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Southwest Bedroom (Double-hung)

20.5h x 34w - Openable

40h x 31w - Glazed

Northwest Bedroom (Double-hung)

20.5h x 43w - Openable

40h x 39w - Glazed

47. 6 - Southwest Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Repair/replace the window that is not staying in the up position.
48. 7 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Southeast Bedroom (Double-hung)

20.5h x 34w - Openable

40h x 31w - Glazed

Northeast Bedroom (Double-hung)

20.5h x 43w - Openable

38h x 39w - Glazed

49. 7 - Hall - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
50. 7 - Northeast Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Repair/replace the window that is not staying in the up position.
51. 7 - Northeast Bedroom - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Remove the headboard or reposition the bed that is obstructing the egress window.
52. 8 - Bedroom - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.-Replace the missing cover plate on the electrical outlet.

53. 8 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Bedroom (Double-hung)

20.5h x 30w - Openable

40h x 28w – Glazed

54. 9 - Bedroom - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.- Repair/replace the ripped/torn window screen.
55. 9 - Bedroom - SPLC 34.13 (2), (3), SPLC 34.17 (2) - Reduce and maintain the number of occupants in the sleeping room to Three (3).

Room Dimension: 10 feet x 15 feet = 150 square feet.

Every room occupied for sleeping purposes by one (1) occupant shall have a minimum gross floor area of at least seventy (70) square feet and every room occupied for sleeping purposes by two (2) or more occupants shall have a minimum gross floor area of fifty (50) square feet per occupant thereof. Reduce and maintain the number of occupants in the room to three (3).

56. 9 - Egress Windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651) - 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.

Bedroom (Double-hung)

20.5h x 30w - Openable

40h x 28w – Glazed

57. Fire Alarm Panel - Contact Info - MSFC 907.19 - Provide fire alarm owner, emergency contact, alarm contractor, and alarm operation information in the fire alarm panel.
58. Fire Alarm Panel - Keys - MSFC 506.1 - Provide a key in the keybox for the fire alarm panel. Call the Fire Department communication center at (651) 224-7371 to make arrangements to have the keybox opened when you have the correct keys on site.
59. Fire Alarm Panel - MSFC 107.4 - Portable or fixed fire-extinguishing systems or devices and fire-warning systems shall not be rendered inoperative or inaccessible except as necessary during emergencies, maintenance, repairs, alterations, drills, or prescribed testing.-Lock the fire alarm panel to prevent against unauthorized tampering and provide a key in the fire department lock box.
60. Laundry Room - MSFC 510.1 - Provide FIRE ALARM PANEL sign on door.
61. Unit 5 - Entry Door - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door latch.-Replace the missing strike-plate for the deadbolt lock.

For an explanation or information on some of the violations contained in this report, please visit our web page at: <http://www.ci.stpaul.mn.us/index.aspx?NID=211>

You have the right to appeal these orders to the Legislative Hearing Officer. Applications for appeals may be obtained at the Office of the City Clerk, 310 City Hall, City/County Courthouse, 15 W Kellogg Blvd, Saint Paul MN 55102 Phone: (651-266-8688) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: wayne.spiering@ci.stpaul.mn.us or call me at 651-266-8993 between 7:30 a.m. - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Wayne Spiering
Fire Inspector

Reference Number 14160