

RLH VO 19-3



2nd request

APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED 310 City Hall, 15 W. Kellogg Blvd.
Saint Paul, Minnesota 55102
Telephone: (651) 266-8585

FEB 08 2019

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number # 5583)
 - Copy of the City-issued orders/letter being appealed
 - Attachments you may wish to include
 - This appeal form completed
 - Walk-In OR Mail-In
- for abatement orders only: Email OR Fax

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>FEB. 12, 2019</u> Time <u>11:30</u> Location of Hearing: <u>Room 330 City Hall/Courthouse</u>
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Address Being Appealed:

Number & Street: 985 Rice Street City: St. Paul State: MN Zip: 55103

Appellant/Applicant: Cheryl Mikel Email: cherylamikel@icloud.com

Phone Numbers: Business 651 646 5272 Residence _____ Cell 6513588001

Signature: [Signature] Date: 1/23/2019

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: _____

Phone Numbers: Business _____ 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/Correction
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)

Comments:
Appeal re: letter dated 1/23/19.



CITY OF SAINT PAUL

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

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

January 23, 2019

CHERYL A MICKEL
4550 HELMO PL N
OAKDALE MN 55128-2260

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 985 RICE ST
Ref. # 110326

Dear Property Representative:

Your building was determined to be unoccupied on January 14, 2019. Since certificates are for the occupancy of buildings, it has become necessary to revoke the Certificate of Occupancy.

Saint Paul Legislative Code provides that no building shall be occupied without a Certificate of Occupancy. To re-occupy the building, the following deficiencies (if applicable) must be corrected and a complete Certificate of Occupancy inspection will be required.

A re-inspection will be made on February 15, 2019 at 11:00 AM.

DEFICIENCY LIST

1. Exterior - Fence - SPLC 34.08(5), 34.32(3) - All accessory structures including, but not limited to, detached garages, sheds and fences shall be maintained structurally sound and in good repair. Provide and maintain exterior unprotected surfaces painted or protected from the elements. -The fence on the left side of the house and the back fence are in disrepair with rotted and damaged wood, exposed nails and does not swing properly.
2. Interior - Basement - MMC 305.2 - Install proper hangers and support for the gas piping in compliance with the mechanical code. -The gas pipe next to the drying machine is not supported and secure.
3. Interior - Doors - SPLC 34.33 (3) - Repair and maintain the door in good condition. - Properly repair or seal the doors for the upstairs porch area.
4. Interior - Light Fixture - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped. -The ceiling fan in the front upstairs bedroom is missing the globes for the light fixture.

5. Interior - Smoke Alarms - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located inside and outside each sleeping area. -The smoke alarms in the bedrooms are missing.
6. Interior - Window - SPLC 34.09 (4), 34.33 (3) - Repair and maintain the window in good condition. -There is a window with a cracked glass.
7. SPLC 40.06 - Suspension, revocation and denial. (a) Grounds for revocation. The fire code official may in writing, issue a notice to the owner(s) and known interested parties of the city's suspension or revocation of a fire certificate of occupancy issued under the provisions of this code, or deny an application therefor: (3) If it is found upon inspection of the fire code official that the building or occupancy is in violation of this or other applicable safety codes, ordinances, rules and regulations. **-The Fire Certificate of Occupancy has been revoked due to long-term non-compliance.**

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>

You have the right to appeal these orders to the Legislative Hearing Officer. Applications for appeals may be obtained at the Office of the City Clerk, 310 City Hall, City/County Courthouse, 15 W Kellogg Blvd, Saint Paul MN 55102 Phone: (651-266-8585) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: Efrayn.Franquiz@ci.stpaul.mn.us or call me at 651-266-8955 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Efrayn Franquiz
Fire Inspector

Ref. # 110326

RE: 985 Rice Street

Franquiz, Efrayn (CI-StPaul) <efrayn.franquiz@ci.stpaul.mn.us>
To: Maria Mikel <maria.rose.mikel@gmail.com>

Wed, Jan 23, 2019 at 3:59 PM

Hello,

Attached is the copy of the new correction notice for 985 Rice Street. The Fire Certificate of Occupancy for this property is still revoked and there are still deficiencies that needs to be corrected. **As of right now, you cannot rent out the house.**

In regards to your question about the egress issues for the right upstairs room, I have discussed this issue with my supervisor and he agrees that this room should not be used as a sleeping room. I understand that in the past this room has passed inspections, even by me but it was a mistake and we are now rectifying it. Please remember that you do have the right to appeal if you disagree with this call. I did received your letter and I will share it with my supervisor when he is back in the office. We will stay in touch.

Sincerely,



EFRAYN FRANQUIZ

Fire Safety Inspector II

City of Saint Paul

Department of Safety and Inspections

375 Jackson St, Suite 220

Saint Paul, MN 55101

P: 651-266-8955

F: 651-266-8951

Efrayn.Franquiz@ci.stpaul.mn.us

From: Maria Mikel [mailto:maria.rose.mikel@gmail.com]
Sent: Friday, January 4, 2019 4:13 PM
To: Franquiz, Efrayn (CI-StPaul) <efrayn.franquiz@ci.stpaul.mn.us>
Cc: cherylamikel@icloud.com
Subject: Re: 985 Rice Street

[Quoted text hidden]

2 attachments

985 Rice Street Revocation Letter #3 (2019).doc
43K

Change of Information Form.pdf