



APPLICATION FOR APPEAL

Saint Paul City Clerk

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8560

RECEIVED

SEP 27 2010

CITY CLERK

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, Oct. 5

Time 1:30

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 2099 Lincoln Ave City: St. Paul State: Minn Zip: 55101

Appellant/Applicant: Michael Recartora Email: Mike@ryancompanyinc.com

Phone Numbers: Business 952-915-6475 Residence 763-588-8477 Cell 612-817-3368

Signature: [Handwritten Signature] Date: 9/21/2010

Name of Owner (if other than Appellant): JACAT PROPERTIES TWO

Address (if not Appellant's): SAN

Phone Numbers: Business SAN 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

Windows upstairs were installed in 6/08
inspected and funded by City of St. Paul 1/29/09
critical according to attached letter from
Bob Kessler meets the exception requirements
that windows installed & funded by Dept of Inspections
prior to April 28, 2009



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220 Telephone: 651-266-8989
Saint Paul, MN 55101-1806 Fax: 651-266-8951

September 13, 2010

MICHAEL ROCHEFORD
LINDA ROCHEFORD
2420 DRESDEN LANE
GOLDEN VALLEY MN 55422-3614

CORRECTION NOTICE - COMPLAINT INSPECTION

RE: 2099 LINCOLN AVE

Dear Property Representative:

An inspection was made of your building on September 13, 2010 in response to a referral. You are hereby notified that the following deficiency list must be corrected immediately.

A re-inspection will be made on October 8, 2010 at 10:00 AM.

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

DEFICIENCY LIST

1. Basement - Bedroom - 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.
-There is no egress window in the basement bedroom.
2. Basement - Bedroom - SPLC 34.23, MSFC 110.1 - This occupancy is condemned as unsafe or dangerous. This occupancy must not be used until re-inspected and approved by this office.
-**Immediately** vacate and discontinue using the basement for a sleeping area until an approved egress window is installed under permit.
3. 2nd Floor - East Bedroom - 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.
-Egress window measured 21 inches height by 20 inches width and has a glazed area of 6.8 square feet.

4. 2nd Floor - North and South Bedrooms - 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.
-Egress windows measured 21.5 inches height by 24 inches width and have a glazed area of 8.2 square feet.
5. ¹⁶ Exterior - Front - SPLC 34.09 (2) 34.32 (2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.
6. ¹⁶ Garage - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.
7. ¹⁶ Garage - SPLC 34.08 (5), 34.31 (3) - Repair, replace and maintain all exterior surfaces on fences, sheds, garages and other accessory structures free from holes and deterioration. Provide and maintain exterior unprotected surfaces painted or protected from the elements.-Repair or replace damaged shingles.
- Paint the garage where paint is chipped or peeling.
8. Porch - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.

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 the original orders.

If you have any questions, email me at: william.beumer@ci.stpaul.mn.us or call me at 651-266-8991 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,

William Beumer
Fire Inspector

Ref. # 112853

↑ 651-266-8360

68991 - Marsh ~~...~~ File appeal - law recent changed -
 January 9/17 - appeal being mailed out -
 afternoon

Shannon



The City of Saint Paul
Minnesota's Capital City



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2099 LINCOLN AVE -- Property Information --

PIN	Zoning/Use	HPC District
052823410030	R3 / R-Single Family Dwelling	

Information disclaimer...

Data Disclaimer:-

The City of Saint Paul and its officials, officers, employees or agents does not warrant the accuracy, reliability or timeiiness of any information published by this system, and shall not be held liable for any losses caused by reliance on the accuracy, reliability or timeliness of such information. Portions of such information may be incorrect or not current. Any person or entity that relies on any information obtained from this system does so at his or her own risk.

List of Activity...

<u>Number</u>	<u>Address</u>	<u>Description</u>	<u>Details</u>	<u>Status</u>
10 896121 CSO 00 RF	2099 LINCOLN AVE	Possibly over occupied due to number of vehicles at residence (7)	Referral Type: Citizen Complaint Entered on: 09/09/2010 Closed on: 09/14/2010	Closed
10 111479 000 00 TH	2099 LINCOLN AVE		Truth In Sale of Housing Inspection (Most Recent) Type: Single Family Dwelling Report Date: Feb 9, 2010 Stated Owner: Mike Reinhart Lisa Reinhart Evaluator: Patrick Leahy AccuSpec Home Inspections Inc Smoke Detector Hardwire: Y	Completed
09 005462 000 00 CO	2099 LINCOLN AVE		Documents: 02/23/2010: TISH Report Certificate of Occupancy Type: Residential 1 Unit Occupancy Type: Dwelling Units Residential Units: 1 Renewal Due Date: Jan 8, 2009 Paid In Full = Yes	Renewal Due
08 066184 EXP 00 B	2099 LINCOLN AVE		Building Permit Type: Single Family Dwelling Express Repair Issued Date: 05/01/2008 Final Date: 01/29/2009 Contractor: New Windows For America State Valuation: \$8,700.00	Finalied
06 101133 GSF 00 PG	2099 LINCOLN AVE		Activity (most recent first): Building Permit Inspection: Final Inspection - Appd Plumbing/Gasfitting/Inside Water Piping Type: Gasfitting Only Residential Alter Issued Date: 06/22/2006 Final Date: 10/04/2006 Contractor: St Paul Plbg & Htg CO Estimated Value: \$500.00	Finalied
06 096318 S&C 00 E	2099 LINCOLN AVE		Activity (most recent first): MAIN-Plumbing Inspection: 10/02/2006: Final 09/15/2006: Approved w/Corrections Electrical Permit Type: Service & Circuits Residential Repair/Alter Issued Date: 06/14/2006	Finalied

[Move
Top](#)
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<p>06 096315 2099 REF 00 M LINCOLN AVE</p>	<p>Final Date: 05/01/2007 Contractor: Golden Valley Htg & Air Estimated Value: \$2,000.00</p>	<p>Activity (most recent first): MAIN-Electrical Inspection: 04/30/2007: Final 06/25/2006: Approved by Location Mechanical Permit Type: Refrigeration Residential Replace Issued Date: 06/14/2006 Final Date: 06/26/2006 Contractor: Golden Valley Htg & Air Estimated Value: \$2,400.00</p>	<p>Finaled</p>
<p>06 091380 2099 PLB 00 PG LINCOLN AVE</p>	<p>Activity (most recent first): MAIN-Mechanical Inspection: 06/23/2006: Final Plumbing/Gasfitting/Inside Water Piping Type: Plumbing/Inside Water (All) Residential Alter Issued Date: 06/01/2006 Final Date: 10/04/2006 Contractor: St Paul Plbg & Htg CO Estimated Value: \$6,800.00</p>	<p>Finaled</p>	
<p>06 085871 2099 REM 00 B LINCOLN AVE</p>	<p>The following "Trade" Permits are required for this project: Electrical, W.Air Vent, Plumbing, 06/29/2007: Automatically closed by system due to no activity in one year.</p>	<p>Activity (most recent first): MAIN-Plumbing Inspection: 10/02/2006: Final 09/15/2006: Approved w/Corrections 06/20/2006: Approved 05/23/2006: Approved Building Permit Type: Single Family Dwelling Remodel Issued Date: 05/22/2006 Final Date: 04/22/2010 Contractor: Michael A Reinhart State Valuation: \$15,000.00 Final Inspection - Appd04/22/2010: Inspection Done Framing/Structural - Appd Framing/Structural - Appd Architectural (R) Review: 05/22/2006: Preliminary Plan Check 05/22/2006: Approved</p>	<p>Finaled</p>



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

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

Telephone: 651-266-9090
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

April 29, 2009

To: Saint Paul Housing Owners and Interested Citizens

Fr: Bob Kessler, Director
Department of Safety and Inspections

Re: Uniform Egress Window Policy

The Department of Safety and Inspections recognizes that the various code requirements for egress windows are confusing and need clarity so that property owners will know what the requirements are when we inspect their properties.

An egress window is very important because it is a life safety means of escape from smoke and/or fire and other potential hazardous conditions. The Department of Safety and Inspections wants to emphasize the public safety of all residents by establishing the following uniform policy for the size of egress windows for residential housing.

Department of Safety and Inspection Egress Window Policy

The Minnesota State Fire Code, which has been adopted by the City of Saint Paul, applies to existing buildings when: 1) identified in specific sections of the fire code; and 2) when, in the opinion of the Fire Marshal, a structure, facility or condition constitutes a distinct hazard to life and property. Minn. R. 7511.0102 (IFC 102.1).

Under the Minnesota State Fire Code, escape windows in existing buildings that were installed prior to April 11, 1983 must have a clear opening of at least 20 inches in width, 24 inches in height **and** 5 square feet of entire glazed opening area, with a finished sill height of no more than 48 inches. Minn. R. 7511.1026 (IFC 1026.1). Windows not meeting this requirement must be upgraded in order to satisfy the Minnesota State Fire Code.

DSI Egress Window Policy—Page 2

In addition, the Fire Marshal has declared that all escape windows with openings less than 20 inches in width, 24 inches in height **and** 5 square feet of entire glazed area with a finished sill height of no more than 48 inches to be a distinct hazard to life and property. (See Fire Marshal Steve Zaccard's Policy Memo, April 2009).

Window Policy:

Based on the Minnesota State Fire Code, windows in existing structures must have a clear opening of at least 20 inches in width, 24 inches in height **and** at least 5 square feet of entire clear glazed area, with a finished sill height of no more than 48 inches. In addition, replacement windows cannot be smaller than the originally approved windows, unless the originally approved windows exceed the current building code.

Exceptions:

The only exception to the above policy that may be granted by the Department of Safety and Inspections is for previously installed replacement windows that were installed under permit, inspected, and approved by the Department of Safety and Inspections prior to April 28, 2009.

Appeals:

Orders on an egress windows not meeting these specific requirements can be appealed to the City Council via the City's Legislative Hearing Officer. The Council will consider the benefit to be obtained by complying with the Fire Marshal's orders and the effect on affordable housing, provided that the spirit of the code is complied with and public safety is secured. (Minn. Stat. § 299F.011, subd. 5b).

Please direct any questions regarding this policy to Jim Bloom, the Saint Paul Building Official 266- 9071 or Mr. Dick Lippert, the Manager of Inspections for the Department of Safety and Inspections. 651-266-1922