



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

OCT 03 2016

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 _____)
 - 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

<p>HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>October 11, 2016</u></p> <p>Time <u>11:00 a.m.</u></p> <p>Location of Hearing: Room 330 City Hall/Courthouse</p>
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Address Being Appealed:

Number & Street: 1471 Lafond Avenue City: St. Paul State: MN Zip: 55104

Appellant/Applicant: Therese Markert Email: tessmarkert@gmail.com

Phone Numbers: Business _____ Residence 651-649-1030 Cell 651-470-7777

Signature: Therese Markert Date: 30/September/2016

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.)

brush in trailer and driveway - see attachment for more info

30 September 2016

City of St. Paul City Council- Legislative Hearings
310 City Hall
15 Kellogg Boulevard West
St. Paul, MN 55102

Re: Appeal of Summary Abatement Order for 1471 Lafond Avenue dated 27/September/2016

Dear Sirs:

I received this on 29/September, and today tried to call the DSI Inspector who issued it- Daniel Hesse, but have been unable to reach him to get my questions answered. I left a message on his field/mobile phone number, as instructed via a message on his office phone number listed on the order, but he has not returned my call.

The order lists many things that do not apply to my property and then includes in capital letters: INCLUDING REMOVAL OF THE OVERFLOWING TREE BRUSH ON THE DRIVEWAY AND TRAILER. I wanted to make sure that this is truly the only item addressed by this order, as I cannot identify any other improperly stored or accumulated refuse on my property. I also wanted to understand why the grape vine brush that was trimmed in early September is considered a nuisance. It does not smell, it is not a fire hazard(is wet), and it is not unsightly. I regularly remove yard waste and bring it to the city composting site. I have also maintained in the past, a small composting pile in my back yard near my cement parking slab that abuts the alley. This I have done for the past 20+ years without a complaint.

It is certainly much more beneficial for appearances to maintain the trimming and/or removal of overgrown vegetation, then to wait to maintain it until it can then be immediately removed from the property. The brush is not easily visible from the alley with a car parked on the parking slab, and my next door neighbor that can see the brush has never complained to me directly that they are bothered by this.

I care about maintaining my property and yard and I do not want to be denied the ability to stage my yard waste removal from my back yard/parking slab, hence I am appealing this order.

Sincerely,



Therese Markert
1471 Lafond Avenue
St. Paul, MN 55104



326

CITY OF SAINT PAUL
 DEPARTMENT OF SAFETY AND INSPECTIONS
 DIVISION OF CODE ENFORCEMENT
 375 Jackson Street, Suite 220
 Saint Paul, MN 55101-1806
SUMMARY ABATEMENT ORDER

September 27, 2016

16 - 083340

Yog hais tias koj hais tsis to taub tsab ntawv no, hu rau tus txhais lus ntawm (651) 266- 8989. Nws yog pab dawb zwb. Si necessita un traductor, por favor llamanos al (651)266- 8989. No costo.

THERESE M MARKERT
1471 LAFOND AVE
ST PAUL MN 55104- 2440

As owner or person(s) responsible for : 1471 LAFOND AVE you are hereby ordered to eliminate all nuisance conditions which are in violation of Chapter 45 of Saint Paul Legislative Code.

1. Remove improperly stored or accumulated refuse including: garbage, rubbish, loose and scattered litter, discarded furniture, appliances, vehicle parts, scrap wood and metal, recycling materials, household items, building materials or rubble, tires, brush, etc., from yard areas. **INCLUDING REMOVAL OF THE OVERFLOWING TREE BRUSH ON THE DRIVEWAY AND TRAILER. Comply before October 4, 2016**

If you do not correct the nuisance or file an appeal before **October 04, 2016** , the City will correct the nuisance and charge all costs, including boarding costs, against the property as a special assessment to be collected in the same way as property taxes.

Charges: If the City corrects the nuisance, the charges will include the cost of correction, inspection, travel time, equipments, etc. The rate will be approximately \$260 per hour plus expensed for abatement.

**You must maintain the premises in a clean condition and provide proper and adequate refuse storage at all times
FAILURE TO COMPLY MAY RESULT IN A CRIMINAL CITATION**

Issued by: Daniel Hesse Badge: 326 Phone Number: 651- 266- 1909

If you have any questions about this order, the requirements or the deadline, you should contact the Inspector listed above, Monday through Friday.

Also Sent To:
Occupant

APPEALS: You may appeal this order and obtain a hearing before the City Council by completing an appeal application with the City Clerk before the appeal deadline noted above or seven (7)-days after the date mailed, which ever comes first. No appeals may be filed after that date. You may obtain an appeal application from the City Clerk's Office, Room 310 in City Hall, 15 W Kellogg Blvd., St. Paul, MN 55102. The telephone number is (651) 266- 8688. You must submit a copy of this Summary Abatement Notice with your appeal application.

*WARNING Code inspection and enforcement trips cost the taxpayers money. If the violations are not corrected within the time period required in this notice, the city's costs in conducting a reinspection after the due date for compliance will be collected from the owner rather than being paid by the taxpayers of the city. If additional new violations are discovered within the next following 12 months, the city's costs in conducting additional inspections at this same location within said 12 months will be collected from the owner rather than being paid by the taxpayers of the city. Any such future costs will be collected by assessment against the real property and are in addition to any other fines or assessments which may be levied against you and your property.

sa.rpt 9/15