



APPLICATION FOR APPEAL

RECEIVED
MAY 22 2013
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 _____) *Purchase Order from State*
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed
- Walk-In OR Mail-In

YOUR HEARING Date and Time:
 Tuesday, June 11, 2013
 Time 1:30 p.m.
 Location of Hearing:
 Room 330 City Hall/Courthouse

E-mail sent 5-22-13.

Address Being Appealed:

Number & Street: 540 Cedar Street City: ST PAUL State: MN Zip: 55155

Appellant/Applicant: STATE OF MINN Email: Gene.Peterman@state.mn.us

Phone Numbers: Business 651 201 2332 Residence _____ Cell _____

Signature: Date: 5-20-13

Name of Owner (if other than Appellant): _____

Address (if not Appellant's): _____

Phone Numbers: Business _____ Residence _____ Cell _____

What Is Being Appealed and Why? *Attachments Are Acceptable*

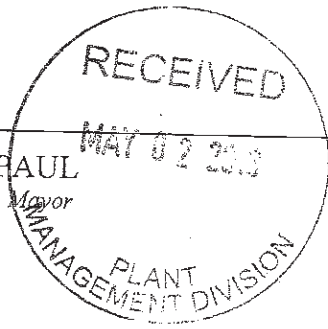
- Vacate Order/Condemnation/Revocation of Fire C of O
- Summary/Vehicle Abatement
- Fire C of O Deficiency List
- Fire C of O: Only Egress Windows
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

Added a number of deficiencies after meeting with Sebastian Migdal and Argie Weise.

Been in place for 9 years, since original occupancy / construction.
21, 22, 23, 24, 26, 27 on attached



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor



DEPARTMENT OF SAFETY AND INSPECTIONS
Fire Inspection Division
Ricardo X. Cervantes, Director

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

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

April 30, 2013

STATE OF MINNESOTA
50 SHERBURNE AVE STE G10
ST PAUL MN 55101

FIRE INSPECTION CORRECTION NOTICE

RE: 540 CEDAR ST
Ref. #100358

Dear Property Representative:

Your building was inspected on April 16, 2013 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 3, 2013 at 9:30 AM.**

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. GENERAL - DATA CENTER - NFPA 2001 7.1.1 (2008) At least annually, all systems shall be thoroughly inspected and tested for proper operation by personnel qualified in the installation and testing of clean agent extinguishing systems. Discharge tests shall not be conducted.-Email documentation of annual test to sebastian.migdal@ci.stpaul.mn.us
2. GENERAL - MAIN LEVEL - DATA CENTER - MSFC 907.20 as amended.- Provide required annual maintenance of the fire alarm system by a qualified person and provide written documentation to this office as proof of compliance.-Documentation must show that the special locking arrangement pull stations function properly. Email documentation to sebastian.migdal@ci.stpaul.mn.us prior to the reinspection.

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3. GENERAL - MAIN LEVEL - KITCHEN - MSFC 904.11.6.4 - Provide required six month service of the hood and duct fire suppression system. Provide documentation from qualified contractor.-Email documentation of most recent inspection to sebastian.migdal@ci.stpaul.mn.us
4. GENERAL - MSFC 404 - Provide an approved fire and emergency evacuation plan.- Email documentation of fire and emergency evacuation plan to sebastian.migdal@ci.stpaul.mn.us
5. GENERAL - MSFC 405 - Conduct annual fire drills for the staff. Maintain documents showing the date and time of each drill.-Fire and evacuation drills must be conducted on an annual basis. Provide documentation of the most recent drill. Email to sebastian.migdal@ci.stpaul.mn.us
6. GENERAL - MSFC 907.20 as amended - Provide required annual maintenance of the fire alarm system by a qualified person and provide written documentation to this office as proof of compliance.-Email documentation to sebastian.migdal@ci.stpaul.mn.us prior to reinspection.
7. GENERAL - MSFC 901.6 - Provide required annual inspection and testing of the fire sprinkler system by a licensed fire sprinkler contractor and provide written documentation to this office as proof of compliance. Tags must be maintained on the riser showing the latest date of inspection and testing.-Email documentation to sebastian.migdal@ci.stpaul.mn.us prior to reinspection.
8. GENERAL - MSFC 604.3 - Emergency and standby power systems shall be maintained in accordance with NFPA 110 and NFPA 111 such that the system is capable of supplying service within the time specified for the type and duration required.-Provide documentation of annual testing. Email to sebastian.migdal@ci.stpaul.mn.us prior to reinspection.
9. GENERAL - MSFC 901.6 - Provide required annual inspection and testing of the fire pump.-Email most recent annual test to sebastian.migdal@ci.stpaul.mn.us
10. INTERIOR - BREAK ROOM / KITCHEN AREAS - INCLUDING FLOORS 2 - 8 - MSFC 906.1, MN Stat. 299F.361 - Provide approved fire extinguishers in accordance with the following types, sizes and locations.-Provide fire extinguisher with a minimum rating of 2A10BC. Extinguisher must be hung on a bracket so that its top is no more than 5 feet off the ground.
11. INTERIOR - ELECTRICAL ROOMS - THROUGHOUT - MSFC 906.1, MN Stat. 299F.361 - Provide approved fire extinguishers in accordance with the following types, sizes and locations.-Electrical rooms have no fire extinguishers. Provide fire extinguishers. Minimum rating of extinguisher must be 2A10BC. Extinguisher must be hung on a bracket so that its top is no more than 5 feet off the ground.
12. INTERIOR - JANITOR CLOSET - THROUGHOUT - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Provide ceiling tile where missing including the following areas: 8323, 6323.

13. L131 - ELECTRICAL - BATTERY STORAGE ROOM - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.-Junction box missing cover.
14. L144 - SMALL SERVER ROOM - MSFC 906.1, MN Stat. 299F.361 - Provide approved fire extinguishers in accordance with the following types, sizes and locations.-No fire extinguisher present. Provide a fire extinguisher with a minimum rating of 2A10BC.
15. L218 - MSFC 315.2.1 - Provide and maintain a minimum of 18 inches clearance between the top of the storage and the sprinkler heads throughout the space.-Combustibles are stored to high to the ceiling and sprinkler head.
16. L219 - SERVER ROOM / WORK ROOM - MSFC 906.1, MN Stat. 299F.361 - Provide approved fire extinguishers in accordance with the following types, sizes and locations.- No fire extinguisher present. Provide a fire extinguisher with a minimum rating of 2A10BC.
17. L223 - FITNESS CENTER - CLOSET - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Provide ceiling tiles where missing.
18. LOWER LEVEL - ON DOOR BETWEEN L130 AND L131 - MSFC 2703.5 - Provide NFPA 704 hazard identification placards per handout HM-1. Blue =3 Red =0 Yellow =2 White =COR Size =6 inch-Provide an approved placard.
19. LOWER LEVEL - THROUGHOUT - ALL CORRIDORS - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit way.- Assure that storage is neat and orderly. Storage can only be on one side of the corridor. A minimum of 44 inches exit pathway clearance is needed at all times.
20. MAIN LEVEL - ABOVE EXIT LEADING TO PARKING RAMP - MSFC 1010.1, 1003.2.10 - Provide and maintain approved directional exit signs.-Cap off the right arrow on the exit sign.
21. MAIN LEVEL - CAFETERIA EXIT - MSFC 1008.1.8.6 - Remove unapproved locks from the exit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.-Emergency exit door from an Assembly area has a delayed egress device. Remove the delayed egress device.
22. MAIN LEVEL - EMERGENCY EXIT - NORTH SIDE OF THE BUILDING - MSFC 1008.1.8.6 - Remove unapproved locks from the exit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.-Emergency exit door from an Assembly area has a delayed egress device. Remove the delayed egress device.
23. MAIN LEVEL - EMERGENCY EXIT - STAIRWAY B - MSFC 1008.1.8.6 - Remove unapproved locks from the exit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.-Emergency exit door from an Assembly area has a delayed egress device. Remove the delayed egress device.

24. MAIN LEVEL - EXIT DOOR DOOR LEADING TO THE LOADING DOCK - MSFC 1008.1.8.6 - Remove unapproved locks from the exit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.-Emergency exit door from an Assembly area has a delayed egress device. Remove the delayed egress device.
25. MAIN LEVEL - KITCHEN EXIT - MSFC 1008.1.8.6 Delayed egress locks. (5) A sign shall be provided on the door and located above and within 12 inches of the release device reading: PUSH UNTIL ALARM SOUNDS. DOOR CAN BE OPENED IN 15 SECONDS.-Delayed egress does not have sign posted. Post sign or remove the delayed egress mechanism.
26. SECOND LEVEL - EXIT LEADING TO THE SECURED OFFICE AREA - MSFC 1010.1, 1003.2.10 - Provide and maintain approved directional exit signs.-Remove the exit sign above the door, or remove delayed egress mechanism.
27. SECOND LEVEL - EXITS - THROUGHOUT - MSFC 1008.1.8.6 - Remove unapproved locks from the exit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.-Emergency exit doors from an Assembly area have delayed egress devices. Remove the delayed egress devices from stairways A and B.

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: Sebastian.Migdal@ci.stpaul.mn.us or call me at 651-266-8985 between 8:00 a.m. - 9:30 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Sebastian Migdal
Fire Inspector

Reference Number 100358