



APPLICATION FOR APPEAL

RECEIVED
FEB 16 2012
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 _____) *CR # 3287*
- 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, <u>2-28-12</u>
Time <u>1:30 p.m.</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

Address Being Appealed:

Number & Street: 350 Hope St. City: St. Paul State: MN Zip: _____

Appellant/Applicant: Dean Lindstrom Email lind1959@yahoo.com

Phone Numbers: Business _____ Residence _____ Cell _____
[currently teaching in Africa, best communication by e-mail]

Signature: Dean Lindstrom Date: 14 Feb. 2012

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

See attachments for waiver requests of #6, #17, #3

Tenant: Sudani Xiong will be attending hearing on behalf of owner because owner out of the Country.

14 February 2012

To Whom It May Concern:

Thank you for this opportunity to appeal (request a waiver) for the following items from the Fire Inspection Correction Notice (Ref. #114245) for 350 Hope Street.

In particular, I would like to request the following waivers:

Item #3 Basement - Water Meter - MPC 88.08, 2280 - Remove the water meter from the pit and raise the meter to 12-inches above the floor.

Reason for waiver request: The water meter was installed many years before I purchased the property. Currently, it is located in an easily accessible cavity beneath the floor in the basement. There has never been any problem for someone who has needed access to the water meter. At its present location, raising the water meter above the floor level would be a hazard because it is located near the stairway at a location where people would be walking as they enter the basement. The desire is to make a home as safe as possible. Having the water meter above the basement surface in this case would present a hazard for someone walking in the basement. Where it is located presently, beneath the floor, presents no hazard and it is still easily accessible for anyone who needs to read it. For this reason, then, I am requesting a waiver for Item #3 of the Inspection Correction Notice.

Item #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.

Upper Floor Southwest Bedroom (Double-hung)

22h x 24w - Openable

48h x 22w - Glazed

Reason for waiver request: I appreciate the need for having a safe opening for escape from a bedroom. The window addressed in item 6 exceeds the minimum area size (minimum size must be 5 square feet of glazed area, the window in question has 7.33 square feet) and the openable width is exceeded by 4 inches (minimum width is 20 inches, the window in question has a width of 24 inches). Unfortunately, the openable height is supposed to be 22 inches, but the window in question is 20 inches. Despite

the height being 2 inches less than 22 inches, the window provides an adequate escape route. The window goes onto the roof of a porch. When I had a satellite antenna installed on above the porch, the person doing the installation and I used the window to access the porch roof without any difficulty. The window was replaced only several years ago, so is modern and safe. Because the window exceeds the code requirements in all aspects except for a 2 inch deficit in one value, I feel it is still provides a very safe route of escape for any person in the bedroom. Therefore, I am requesting a waiver to allow the bedroom window to remain as it currently is.

Item # 17 Main Floor - Living Room - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.

Reason for waiver request: The window in question is a rather large window that looks out onto the street. The house was built around 1915, and the window is an original window of the home. It has the beautiful texture that old windows have. Unfortunately, in the upper left hand corner there is a small crack that goes from approximately 1 inch below the top left corner diagonally to approximately 1 inch to the right of the top left corner. The crack was present when I purchased the home 10 years ago, and it cannot expand. There is not air leakage through the crack. The reason I am requesting a waiver to allow the window to remain in place is that the textural beauty of the window cannot be replaced. The crack is very small and hard to notice and causes no air leakage or problem to the home. In the balance, replacing the window with a new one will take away some of the beauty of the home without improving the safety of the home.

Thank you for considering these three waiver requests. I am presently teaching in the Democratic Republic of the Congo in Africa, so will be unable to attend the hearing for these waiver requests. If possible, I am requesting that New Lorr represent me in my absence. If you have any questions, please e-mail me at lind1959@yahoo.com. Phone contact is very difficult from here to America, but I am usually able to have daily e-mail correspondence.

Sincerely,



Dean Lindstrom



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

February 6, 2012

DEAN LINDSTROM
2177 COUNTY RD 109
INTERNATIONAL FALLS MN 56649-8718

FIRE INSPECTION CORRECTION NOTICE
(Revised)

RE: 350 HOPE ST
Ref. #114245
Residential Class: C

Dear Property Representative:

Your building was inspected on January 26, 2012 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 March 5, 2012 at 1:30pm.

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. Basement - Office - MSFC 806.2 - Wall and/or ceiling finishes exceed the code requirements for flame spread ratings. Remove or provide documentation of flame spread compliance.-The ceiling and walls have a vinyl material covering them. This is not an approved ceiling/wall covering. Remove the material from the ceiling/walls or provide documentation that the material meets the flame spread rating.
2. Basement - Office - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.

3. Basement - Water Meter - MPC 88.08, 2280 - Remove the water meter from the pit and raise the meter to 12-inches above the floor. This work requires a permit. Contact DSI at 651-266-8989.
4. Basement - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Secure the plumbing lines near the utility sink.
5. Basement and Main Floor - plumbing - SPLC 34.11 (4), 34.34 (1), MPC 4715.0900 MPC 4715.0220S - Provide and maintain an approved waste trap and vent.-The plumbing is installed incorrectly and without vents. Contact a licensed plumbing contractor to repair/replace the incorrectly installed plumbing. This work must be done under permit.
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.

Upper Floor Southwest Bedroom (Double-hung)

22h x 24w - Openable

48h x 22w - Glazed

7. Exterior - Parking Area - SPLC 34.08 (7) - All parking spaces shall be paved with asphalt, concrete, or durable dustless surfacing. Before any existing spaces may be paved, site plan approval must be obtained as specified in the St. Paul Zoning Code. Contact DSI Zoning at 651-266-9090.-The tenant is parking on the grass. Grass is not an approved parking surface. Install an approved parking surface for all vehicles.
8. Exterior - Pigeon Coop and Shed - SPLC 33.03 (a) No person shall construct, enlarge, alter, move, demolish, or change the occupancy of a building or structure without first obtaining a building permit. Contact DSI at (651) 266-9090.
-Remove and discontinue use of buildings in the rear yard of the property.
9. Exterior - Pigeons - SPLC 198.02 (b) Small animals and birds of the orders Anseriformes and Galliformes. No person shall keep or allow to be kept any pigeons within the city without a permit.-There were 20-30 pigeons at the property. Obtain the required permits for the pigeons. Contact DSI at 651-266-8989.
10. Exterior - SPLC 34.09 (2), 34.32(2) - Repair or replace the damaged guardrail and handrail in an approved manner.-Secure all loose guardrails/handrails. Repair/replace all broken handrail/guardrails.

11. Garage and House - Exterior Surfaces - 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.-Replace the rotted/deteriorated fascia/soffit on the detached garage. Scrape all flaking/chipped paint. Maintain exterior surfaces protected against elements of the weather.
12. Garage, Shed, and Pigeon Coop - MSFC 605.1 - Remove unapproved exposed wiring and install in accordance with the electrical code. This work may require a permit(s). Call DSI at (651) 266-9090.-Electrical wiring has been installed incorrectly. Remove the electrical wiring and install according to code. This work must be done by licensed contractor under permit.
13. Main Floor - Kitchen - MFGC 409.5 - Provide an approved gas shut off valve within 6 feet of the appliance in accordance with the mechanical code. This work requires a permit(s). Call DSI at (651) 266-8989.-Provide the required gas shut-off valve to the gas range. This work must be done by licensed contractor under permit.
14. Main Floor - Kitchen - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Secure the loose faucet.
15. Main Floor - Kitchen - MSFC 901.6 - Provide required annual maintenance of the fire extinguishers by a qualified person and tag the fire extinguishers with the date of service.-The fire extinguisher was manufactured in 2005 and has not been serviced.
16. Main Floor - Living Room - MSFC 605.1 - Repair or replace damaged electrical fixtures.-Secure the loose electrical outlets.
17. Main Floor - Living Room - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.
18. Main Floor - Porch - NEC 440.13 - For cord-connected equipment such as room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptacle shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.-Remove and discontinue the use of power-strips used to supply power to the freezers. Freezers must be plugged directly into a permanently grounded outlet.
19. Main Floor - Porch - MN Stat 299F.18 - Immediately remove and discontinue the storage of propane cylinders inside the building.
20. Upper Floor - 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.-Secure the loose toilet.
21. Upper Floor - Bedrooms - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.

22. Upper Floor - Middle Bedroom - MSFC 605.4 - Discontinue use of all multi-plug adapters.
23. Upper Floor - Northeast Bedroom - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
24. Upper Floor - Northeast Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door latch.-Secure the loose strike-plate.
25. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

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: (651-266-8688) 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 114245