



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

RECEIVED
JUN 21 2017
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

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>June 27</u> Time <u>1:30 p.m.</u> Location of Hearing: Room 330 City Hall/Courthouse
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Address Being Appealed:

Number & Street: 1384 Bush Ave City: St. Paul State: MN Zip: 55106

Appellant/Applicant: TIM PARMER Email: parmertim@yahoo.com

Phone Numbers: Business 715.381.3311 Residence NA Cell 763.528.1424

Signature: [Signature] Date: 6/19/2017

Name of Owner (if other than Appellant): same as Above

Mailing Address if Not Appellant's: 1083 McLean Ave, St. Paul, MN 55106

Phone Numbers: Business see above Residence see above Cell see above

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.)

owner does not believe deficiency to be accurate.



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

June 13, 2017

TIMOTHY PARMER
1083 MCLEAN AVE
ST PAUL MN 55106-6443

CORRECTION NOTICE - RE-INSPECTION COMPLAINT

RE: 1384 BUSH AVE
Ref. # 122913

Dear Property Representative:

A re-inspection was made on your building on June 13, 2017. You are hereby notified that the following deficiencies must be corrected immediately.

A re-inspection will be made on or after July 13, 2017.

Failure to comply may result in a criminal citation or the 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. Exterior - 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. Resurface parking area.

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 the original orders.

If you have any questions, email me at david.smith@ci.stpaul.mn.us or call me at 651-266-8995 between 8:00 a.m - 9:30 a.m.

Please help to make Saint Paul a safer city in which to live and work.

Sincerely,

David Smith
DSI Fire Safety Inspector

Ref. # 122913

Subject: 1384 Bush Avenue, Ref# 122913
From: Tim Parmer (parmertim@yahoo.com)
To: david.smith@ci.stpaul.mn.us;
Date: Friday, June 16, 2017 3:44 PM

Mr. Smith,

Thank you for your recent concern and inquiry regarding the 'parking pad' at my rental property located at 1384 Bush Avenue, as outlined in the correction notice - re-inspection complaint (ref. # 122913) that you mailed to me. Following your inspection of the property last year where this was discussed as a potential deficiency, I did consider re-paving that area. After considerable deliberation, I have decided not to, based on the following three reasons:

1. When inspected, you asked if my renter parked there, and I didn't know. I have never seen her car there and do not believe she does park there. Regardless, I will happily instruct her not to as of today (there is space on the street, and in the garage- negating any need for this to be off-street parking). As such, this space does not qualify as a parking area, and does not fall under the requirements of SPLC 34.08 (7). If you have any evidence that my renter has been parking there, or parks there in the future, please provide.
2. There are multiple examples, within the same block, of individuals parking their vehicles on unpaved areas (I do have evidence of this). This is clearly in direct violation of SPLC 34.08, and has been the case for many years. Neither your department or the city seem to have any concern over this. Enforcing a code regarding something that 'might be' the case for one group of people (renters/rental property owners), and not at all in 'proven' situations for another group of people (occupying homeowners), seems like a straight-forward case of discrimination.
3. Environmental impact- between the materials involved, the embedded oil in the processing, and increasing an already bad run-off situation, unnecessary paving is a very environmentally detrimental option.

My decision not to pave that area was not made lightly, but based on these very real concerns. Please let me know at your earliest convenience if this satisfies your complaint, and any need to correct this matter. If not, I will most certainly appeal it, and fight it on every level.

Sincerely,

Tim Parmer