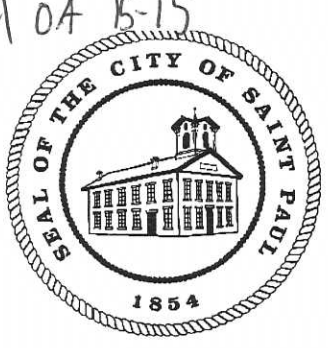


RLH 0A 15-15



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

NOV 30 2015

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 check # 159)
- 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) <u>Tuesday, December 15th 2015</u></p> <p>Time <u>3:00 p.m.</u></p> <p><u>Location of Hearing:</u> <u>Room 330 City Hall/Courthouse</u></p>
--

Address Being Appealed:

Number & Street: 928 Como Ave. City: St Paul State: MN Zip: 55103

Appellant/Applicant: Ronald Okenfuss Email ronokenfuss@global.t-bird.edu

Phone Numbers: Business 612-205-0668 Residence 651-487-7690 Cell 612-205-0668

Signature: *Ronald Okenfuss* Date: 11/24/15

Name of Owner (if other than Appellant): Ronald Okenfuss & Jenneke Oosterhoff

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 Requesting a height variance for a lattice type fence with a decorative pergola.
- Summary/Vehicle Abatement The fence is consistent with the character of the neighborhood and the surrounding
- Fire C of O Deficiency List/Correction buildings and fences on the neighboring
- Code Enforcement Correction Notice property. Steve Uhl recommended an appeal.
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)

15-178789

DEPARTMENT OF SAFETY AND INSPECTIONS
Ricardo X. Cervantes, Director



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

REQUEST FOR FENCE VARIANCE
\$70.00 PER FENCE VARIANCE
(Fees Eff.: 01/01/2009)

Folder #

ADDRESS OF VARIANCE: 928 Como Ave., St. Paul, MN 55103
OWNER ADDRESS: 928 Como Ave., St. Paul CONTRACTOR ADDRESS: Dakota 15953 Biscayne Ave
CITY St. Paul STATE MN ZIP 55103 CITY Rosemount STATE MIN ZIP 55068
PHONE W/AREA CODE 612 - 205 - 0668 PHONE W/AREA CODE 651 - 322 - 7123
FAX W/AREA CODE - - - FAX W/AREA CODE - - -

FENCE DETAILS REQUIRED (A site plan indicating the location of the fence must be provided with this application)		
Proposed length of fence (total lineal feet) Length of Fence: <u>54</u>	Proposed height of fence Feet: <u>7</u> Inches: <u>11</u>	Will the fence be erected on a corner lot? Yes <u>yes</u> No <u> </u>
Type of Fence: <u> </u> Non-Obscuring Fence <u>X</u> Privacy Fence <u> </u> Barbed Wire Fence	Fence Location: <u> </u> Perimeter of Entire Yard <u> </u> Front Yard Only <u>X</u> Rear or Side Yard Only	

Sec. 33.07. Fences--Requirements.
Variances. A variance of the fence height regulations may be granted if, after investigation by the building official, it is found that site, or terrain, or nuisance animal conditions warrant a waiver of the height restrictions.

The property on which the fence is proposed satisfies the variance criteria (underlined in preceding box) for the following reason(s):
Check at least one item below and state the reason(s) you believe the property qualifies for variance consideration
x SITE CONDITIONS TERRAIN CONDITIONS NUISANCE ANIMAL CONDITIONS
REASON FOR VARIANCE REQUEST: The site is a unique corner property on a dead end street with a well landscaped alley. The lattice fence is between 6'2" and 6'6" but there is a 15" decorative pergola on top as a decorative accent to offset the neighbor's garage wall and fence which sits on top of their deck - both of which are over 9ft.

----- Office Use Only Below This Line -----
INSPECTOR'S OBSERVATIONS: _____

INSPECTOR'S NAME: _____ Phone: 651 - _____
 APPROVED Date: _____ Building Official: Stew Will Phone: 651 266 - 9021

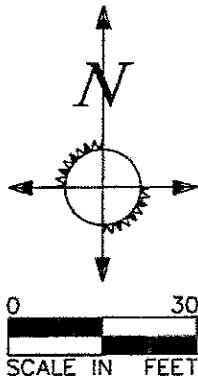
X DENIED (This decision may be appealed to the legislative hearing officer by calling 651-266-8560.) *

RETURN SIGNED RECOMMENDATION TO: _____ AT THE FRONT COUNTER.
PAYMENT CAN BE MADE BY CREDIT CARD
ACCOUNT NUMBER _____ MasterCard/Visa/Discovery/American Express _____ EXPIRATION DATE _____

CERTIFICATE OF SURVEY FOR RONALD OKENFUSS

PROPERTY ADDRESS *tel. 612-205-0668*
928 COMO AVE.
ST. PAUL, MINNESOTA

DESCRIPTION: FROM TAX RECORDS
Lot 15 except avenue, Block 3,
THE STRAND ADDITION TO SAINT PAUL
RAMSEY COUNTY, MN.



LEGEND:

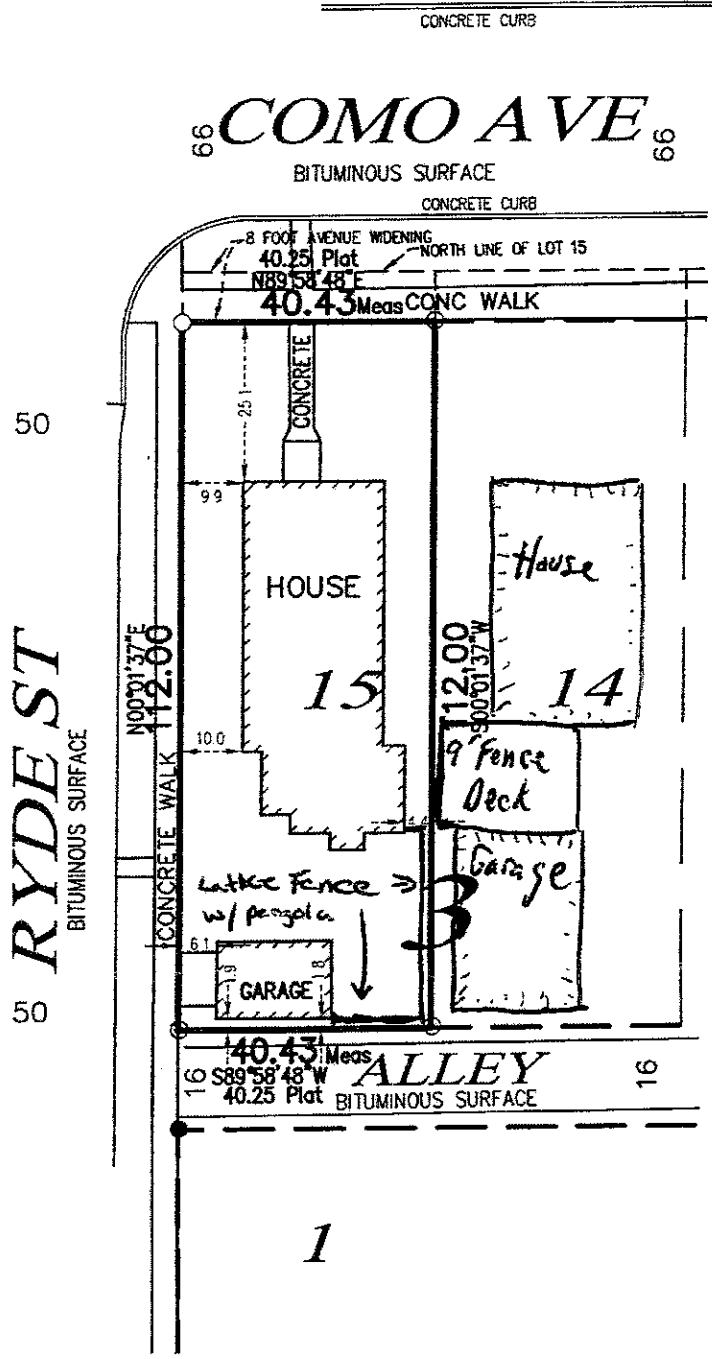
- Denotes Iron monument found
- Denotes 1/2 inch Iron Pipe set and marked with RLS #47223

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the state of Minnesota.

Theresa K. Foster

Theresa K. Foster

DATE 05/20/2013 LIC. NO. MN 47223



Ron Okenfuss
#1 612 205 0668
928 Como Ave.
St. Paul MN 55103

View of SE corner



Ron Okenfuss
tel. 612 205 0668
928 Como Ave
St. Paul, MN 55103

View looking east
of fence + pergola elevation
(compared to neighbors
garage and fence (which we
are ok with - just want to offset))



Ubl, Stephen (CI-StPaul)

To: Moermond, Marcia (CI-StPaul)
Subject: 928 Como

Marcia,

I received a package today to review a variance for a fence at 928 Como. The fence appears to be non-conforming in height. None of the three conditions for approving a variance are in place for me to approve a variance. I will need to deny the variance request. However; attached you will find copies of the package that was submitted to me for review. These documents, along with the variance request form, were submitted to me by the property owner. Due to the side street being a dead end, the neighbor having quite a high wall on their deck, the fact that the high point of the fence is a pergola and it appears to add character and charm to the neighborhood (this one is just my opinion!) I would certainly support council approval of this fence/pergola design. As I said, my authority lies with only three criteria/conditions for approval.

I would hope there might be a way for this to be approved or supported by you and council. I will email the documents and submit paper copies to your office.

Thank you for your time and energy on this issue.

Sincerely,



 **Stephen Ubl**
City of St. Paul Building Official
Department of Safety & Inspections
375 Jackson St
Saint Paul, MN 55101
P: 651-266-9021
F: 651-266-9099
stephen.ubl@ci.stpaul.mn.us

The Most Livable City in America    

Making Saint Paul the Most Livable City in America

RONALD OKENFUSS & JENNEKE OOSTERHOFF

928 COMO AVE., SAINT PAUL, MN 55103

TEL. 612 205 0668

November 9, 2015

Mr. Steve Ubl
Department of Safety and Inspections
375 Jackson Street, Suite 220
Saint Paul, MN 55101

Dear Steve,

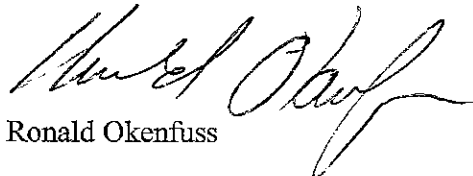
Thanks for taking the time today to discuss our fence at 928 Como Ave., we appreciate your willingness to consider our request for a height variance and guidance on the correct process to follow.

We believe the lattice fence and pergola add to the character of the neighborhood and the surrounding area and are in harmony with the unique corner site and the surrounding property and alley.

Attached is our application for a fence variance, the site plan, and two photos showing the neighbor's fence and garage to the east and one of the corner and fence to the south along the alley.

Please let me know if you have any questions,

Thanks for your consideration and assistance.


Ronald Okenfuss