

RLH VO 20-7



# 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

JAN 10 2020

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 # 7694)
  - 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

<b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>JAN. 14, 2020</u> Time <u>11:30 A.M.</u> <b>Location of Hearing:</b> Room 330 City Hall/Courthouse
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## Address Being Appealed:

Number & Street: 289 Burgess St City: St. Paul State: MN Zip: 55117

Appellant/Applicant: KBD Investments LLC Email lindseykbda@gmail.com

Phone Numbers: Business 651.645.2015 Residence \_\_\_\_\_ Cell 612.747.0045

Signature: \_\_\_\_\_ Date: 01/08/2019

Name of Owner (if other than Appellant): \_\_\_\_\_

Mailing Address if Not Appellant's: 877 White Bear Ave N #2, St Paul 55106

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.)

**Comments:**  
A permit was pulled and the window was approved by Saint Paul building inspections in 2008 when the building was removed from the vacant building list. The house has had at least 3 fire inspections since 2008 and this was never raised as an issue. (see #6 and #7 on attached correction notice)



CITY OF SAINT PAUL

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

Telephone: 651-266-8989  
Facsimile: 651-266-8951  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

December 17, 2019

KBD INVESTMENTS LLC  
877 WHITE BEAR AVE N #2  
ST PAUL MN 55106 USA

### FIRE INSPECTION CORRECTION NOTICE

RE: 289 BURGESS ST  
Ref. #101390  
Residential Class: C

Dear Property Representative:

Your building was inspected on December 13, 2019 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 January 13, 2020 at 1:45 PM.**

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. Interior - Basement - NEC 408.38 - Provide a dead front for the panel. -The dead front for the electrical panel is not secured and is coming loose.
2. Interior - Basement - MMC 504.6 - Provide, repair or replace the dryer exhaust duct. Exhaust ducts for domestic clothes dryers shall be constructed of metal and shall have a smooth interior finish. The exhaust duct shall be a minimum nominal size of four inches (102 mm) in diameter and installed in accordance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-8989.

**The dryer exhaust has a screw in it and parts of the duct within the insulation sleeve have come apart. This dryer exhaust duct was install without a permit and is not part of the Code Compliance inspection. Bring the dryer exhaust duct up to code under permit.**

3. Interior - Basement - MMC 603.9, 604 - Repair, maintain or install proper insulation and duct sealant in compliance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-8989.-There are some cracks around the exhaust duct on the chimney wall and there is section on the chimney wall that has a piece broken off.
4. Interior - Door - SPLC 34.33 (3) - Repair and maintain the door in good condition. -The door to the front room is coming off the hinges.
5. Interior - Front Room - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989.-There is an outlet in the front room that has melted wax over it. Replace the outlet.
6. **Interior - Front Room - SPLC 34.23, MSFC 110.1 - This occupancy is condemned as unsafe or dangerous. This occupancy must not be used until re-inspected and approved by this office. -The front room has been condemned because the window does not exit to the public way. The window exits to the enclosed front porch.**
7. **Interior - Front Room - MSFC 1030.1 - Provide and maintain an approved escape window from each sleeping room or area, or discontinue use of area as a sleeping room. This work may require permit(s). Call DSI at (651) 266-8989.-Discontinue sleeping in this room until the room has been inspected and approved.**
8. Interior - Kitchen - SPLC 34.11 (1), MSBC 2902.1, SPLC 34.35 (1), MPC 301.1 - Repair or replace and maintain all parts of the plumbing system to an operational condition. -The kitchen faucet is loose and broken.
9. Interior - Kitchen Floor - SPLC 34.10 (7), 34.17(5) - Repair and maintain the floor in an approved manner. -Repair or replace the floor tile.
10. Interior - Wall - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner. -There is a hole on the wall near the front entry door.
11. Interior - Water - SPLC 34.11(5), 34.35(2), MPC 408.3 - Provide adequate hot water between 110 degrees F and 120 degrees F.-The water temperature when tested was at 139.5 degrees Fahrenheit. Reduce the temperature.
12. SPLC 39.02(c) - Complete and sign the 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: (651-266-8585) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: [Efrayn.Franquiz@ci.stpaul.mn.us](mailto:Efrayn.Franquiz@ci.stpaul.mn.us) or call me at 651-266-8955 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,

Efrayn Franquiz  
Fire Safety Inspector

Reference Number 101390