



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

MAY 16 2017

CITY CLERK

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number 950317)
 - 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

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| <p>HEARING DATE & TIME (provided by Legislative Hearing Office) <u>Tuesday, June 6, 2017</u></p> <hr/> <p>Time <u>1:30 p.m.</u></p> <p><u>Location of Hearing:</u> <u>Room 330 City Hall/Courthouse</u></p> |
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Address Being Appealed:

Number & Street: 1135 EDGERTON ST. City: St. Paul State: MN Zip: 55130

Appellant/Applicant: DALE MACKERETH Email DALEMACKE@MSN.COM

Phone Numbers: Business 612-965-1636 Residence SAME Cell SAME

Signature: [Signature] Date: May 16, 17

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: 4322 15th Ave S Mpls MN 55409

Phone Numbers: Business 612-965-1636 Residence SAME Cell SAME

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.) _____



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

May 11, 2017

DALE MACKERETH
ANNE MACKERETH
4322 -- 1ST AVE S
MINNEAPOLIS MN 55409-2017

CORRECTION NOTICE - RE-INSPECTION COMPLAINT

RE: 1135 EDGERTON ST
Ref. # 122027

Dear Property Representative:

A re-inspection was made on your building on May 10, 2017, in response to a complaint. You are hereby notified that the following deficiencies must be corrected prior to re-inspection date.

A re-inspection will be made on May 23, 2017 at 9:00 am.

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. Basement - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing. Provide a cover plates for outlets and junction boxes.
2. Basement - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989. The light fixture has exposed wiring in the back, provide a cover plate for the wiring and have a licensed electrician make sure that the fixture was installed properly, no permits are on file for electrical work.
3. Exterior - Rear - MSFC 307.1 - All fires on the ground must be a minimum of 25 feet from structures or contained in a grill or outdoor fireplace. Wind speeds must be under 10 mph, constantly attended, a means of extinguishment must be provided. Only natural firewood can be burned (no construction materials, brush or waste materials), and fire shall be extinguished if the smoke is deemed a nuisance. A citation will be issued for non-compliance. Discontinue open burning in the yard and remove the fire pit.

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4. Exterior - Throughout - SPLC 34.09 (2), 34.33 (3) - Provide and maintain foundation elements to adequately support this building at all points. Repair all cracks, holes and areas where spray foam was used to fill cracks, discontinue the use of spray foam.
5. Exterior - Throughout - SPLC 34.09 (1)(2), 34.33 (1) - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint. Repair the holes in the walls in an approved manner.
6. Exterior - Throughout - SPLC 34.08 (10) - Repair, replace and maintain exterior sidewalks, walkways and stairs. Repair or replace the deteriorating concrete sidewalk in an approved manner.
7. Interior - SPLC 40.04 (5) - The owner of a building used for residential occupancy who is applying for their FIRST Fire Certificate of Occupancy, must complete the Department of Safety and Inspection Landlord 101 course, or other landlord training program approved by the Department of Safety and Inspections. The training must have occurred within the last two years and the owner must submit a certificate of attendance or provide verification of enrollment in the next scheduled class to the Fire Inspection Division-DSI. This requirement shall not apply to an owner who has held a Fire Certificate of Occupancy on another residential property in Saint Paul prior to April 30, 2009. For more information on Landlord 101, or to receive registration materials, please visit our webpage at: www.stpaul.gov/cofo Or, contact Fire Safety Inspector Leanna Shaff by email: leanna.shaff@ci.stpaul.mn.us or phone: (651) 266-8980-Complete the crime free landlord 101 class in a timely manner.
8. Interior - SPLC 40.01(a)(b) - All existing buildings in the city is required to have and maintain a certificate of occupancy , issued by the city and the department of safety and inspections. When a owner-occupied dwelling changes to a rental dwelling unit, the owner of the dwelling must apply for a provisional certificate of occupancy within 30 days of the change use. This building is currently being occupied without a current certificate of occupancy which is required under SPLC chapter 40 .
9. Stairwells - MSFC 1030.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit path. Remove objects from all stairwells used for egress.
10. Unit 3 - Entry Door - MSFC 505.1 - Provide address numbers at least four (4) inches in height. Apartment unit numbers are missing on the doors.

11. Unit 3 - Throughout - SPLC 34.23, MSFC 110.1 - This occupancy is condemned as unfit for human habitation. This occupancy must not be used until re-inspected and approved by this office. Unit 3 has been condemned due to but not limited to lack of fire separation and exposed wiring in the studded walls, plumbing lines. It was a registered duplex that was converted to a triplex without permit and zoning approval. **Tenant in this unit must be out by May 22 and a re-inspection on May 23rd at 9:00 am.**

12. Unit 3 - Throughout - MSFC 1106.2 - Provide a required occupancy separation with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be:-The 3rd floor unit has no coverings on them and the studs, insulation are exposed, electrical wiring and plumbing. Have a licensed contractor apply for the proper permits and complete this work.

13. Unit 3 - throughout - MSBC -Section 105.1 - Permits Required. Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit. Work being done requires a permit.-There are no permits on file for the work on the 3rd floor for the plumbing, electrical and building for the remodeling that has been done to it. Contact a licensed contractor to complete this work.

14. Unit 3 - MSBC 1300.022 Subp. 3 - The occupancy group or use division of this building has been changed from that previously approved. Discontinue the unapproved occupancy or use, or contact the Building Official at 651-266-8989 with your code analysis and to comply with requirements for approved occupancy.-Have a code analysis completed for a change of a duplex to a triplex and contact zoning and the building official for these changes and approval or reconvert back to a duplex.

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 brian.schmidt@ci.stpaul.mn.us or call me at 651-266-8981 between 7:30 a.m - 9:00 a.m.

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

Sincerely,

Brian Schmidt
Fire Inspector

Ref. # 122027