



# APPLICATION FOR APPEAL

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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 \_\_\_\_\_)
- 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>1-17-12</u>	
Time <u>1:30</u>	
Location of Hearing:	
Room 330 City Hall/Courthouse	

## Address Being Appealed:

Number & Street: 1599 PALACE AVENUE City: ST. PAUL State: MN Zip: 55105

Appellant/Applicant: DAVE TDENISKOETTER Email JTDE1603@YAHOO.COM

Phone Numbers: Business 651-789-5903 Residence 651-690-5743 Cell 651-470-8632

Signature: [Signature] Date: 12/17/2011

Name of Owner (if other than Appellant): DAVE AND JANE TDENISKOETTER

Address (if not Appellant's): 1603 PALACE AVENUE, ST. PAUL MN 55105

Phone Numbers: Business SAME 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
- Fire C of O: Only Egress Windows
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

December 19, 2011

St. Paul City Clerk

310 City Hall, 15 West Kellogg Blvd.

St. Paul, MN 55102

Re: Appeal of a Correction Order from the Fire Inspection Division for 1599 Palace Avenue

Dear Sir or Madam:

My wife and I are the owners of the rental property located at 1599 Palace Avenue, Saint Paul. The property is a single family home. The property was inspected by the Fire Inspection Division on November 23, 2011; the correction notice letter is attached. The property will be reinspected on December 30, 2011. We have completed or are in process of completing all of the work required in the deficiency list, except item #5, which states: "Provide and maintain all habitable areas with a ceiling height of 7 feet over ½ the floor area. Second floor ceiling height peak is 6 feet 8.5 inches high."

We request a waiver of requirement #5, described above. It isn't feasible to increase the ceiling height on the second floor, as the ceiling is directly under the roof of the house. It would be very cost prohibitive to remove and raise the roof on the house. The second floor isn't used as a living or sleeping area; it does not have heat, and is used for storage. Thank you for your consideration of this request.

Sincerely,



Dave Toeniskoetter

1603 Palace Avenue

St. Paul, MN 55105

651-690-5743



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](http://www.stpaul.gov/dsi)

November 23, 2011

DAVID R TOENISKOETTER  
JANE TOENISKOETTER  
1603 PALACE AVENUE  
ST PAUL MN 55105-2134

### FIRE INSPECTION CORRECTION NOTICE

RE: 1599 PALACE AVE  
Residential Class: C

Dear Property Representative:

Your building was inspected on November 23, 2011 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 December 30, 2011 at 10:30 AM.

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 - UMC 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. Remove unapproved duct tape from the dryer vent. Use only approved tape.
2. Basement steps - SPLC 34.10 (3) 34.33(2) - Provide an approved guardrail. Intermediate ballustrade must not be more than 4 inches apart. Intermediate rails must be provided if the height of the platform is more than 30 inches.

3. Exterior - SPLC 71.01 - Provide address numbers on building per HN-1 handout.- Numbers must be affixed to dwelling.
4. Interior - 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.
5. Interior - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.-Second floor ceiling height peak is 6 feet 8.5 inches high.
6. Stove - 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.
7. SPLC 34.11 (6), 34.34 (3) - Provide service of heating facility by a licensed contractor which must include a carbon monoxide test. Submit a completed copy of the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report to this office.
8. 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: [rick.gavin@ci.stpaul.mn.us](mailto:rick.gavin@ci.stpaul.mn.us) or call me at 651-266-8994 . Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Rick Gavin  
Fire Inspector