



APPLICATION FOR APPEAL

RECEIVED
FEB 15 2013
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 351929)
- 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, Feb. 26, 2013
 Time 1:30 p.m.
 Location of Hearing:
 Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 1064 Englewood Avenue City: St. Paul

State: MN Zip: 55104 Appellant/Applicant: John M. Sweeney

Email sweeneymike@mac.com

Phone Numbers: Business Residence 651-489-5703

Cell Signature:
Date: 15 February 2013 Name John M. Sweeney of Owner

(il other than Appellant):

Address: mailing 1253 Como Blvd. (il St. Paul, MN 55103-1026 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
- Summary/Vehicle Abatement
- Fire C of O Deficiency List
- Fire C of O: Only Egress Windows
- Code Enforcement Correction Notice
- Vacant Building Registration

use of 2nd story ps bedroom (see attached)

Sir or madam:

The upstairs living space at 1064 Englewood Avenue currently is being used as a bedroom. It has been used as such for at least 10 years, probably much longer.

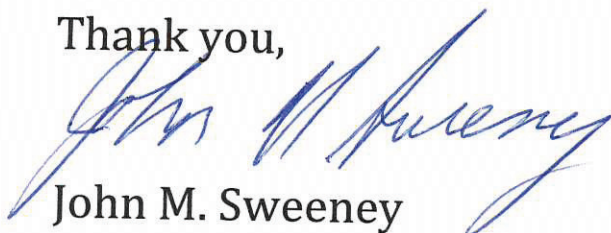
A recent fire code inspection determined that the space does not meet city code for bedrooms. Prior to this inspection, the home was listed as a single family dwelling, not a rental property. The change in the designation to rental property was required when we refinanced the mortgage last year.

The reclassification prompted the fire code inspection, even though a family member continues to live there, as has been the case since my wife and I purchased the property some 10 years ago.

I do not rent the property to the general public.

I am appealing the determination that the space can no longer be used as a bedroom.

Thank you,

A handwritten signature in blue ink, appearing to read "John M. Sweeney". The signature is fluid and cursive, with the first name "John" being particularly prominent and stylized.

John M. Sweeney



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

February 1, 2013

JOHN SWEENEY
1253 COMO BLVD W
ST PAUL MN 55103-1026

FIRE INSPECTION CORRECTION NOTICE

RE: 1064 ENGLEWOOD AVE

Dear Property Representative:

Your building was inspected on February 1, 2013 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 March 7, 2013 at 10 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 - SPLC 34.11 (4), 34.34 (1), MPC 4515, MPC 326 - Connect or cap the sewer piping.-Drain line in the basement was improperly modified. Replace this portion of the pipe in accordance with the plumbing code.
2. Basement - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring, or provide an approved outlet for the furnace equipment.
3. Interior - Basement - 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.

4. Interior - Second Floor - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.-The second floor is being used as a bedroom. The ceiling is sloped from 6 feet 4 inches to 3 feet.
5. Interior - Throughout - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.
6. Interior - Throughout - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
7. Interior - 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. This work requires a permit(s). Call DSI at (651) 266-8989.-Hire a licensed contractor to replace the dryer vent to meet code.
8. Interior - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 4715.0200.C - Provide an approved number and type of plumbing fixtures.-Repair or replace the bathroom faucet.
9. 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.
10. 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: (651-266-8688) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: lisa.martin@ci.stpaul.mn.us or call me at 651-266-8988 between 6:30 a.m. - 8:30 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Lisa Martin
Fire Inspector

Reference Number 109678