



APPLICATION FOR APPEAL

RECEIVED
JAN 07 2011
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

YOUR HEARING Date and Time:

Tuesday, 1-18-2011

Time 1:30

Location of Hearing:

Room 330 City Hall/Courthouse

walk in

Address Being Appealed:

Number & Street: 1866 Hyacinth City: St Paul State: MN Zip: 55119

Appellant/Applicant: Mary Kelsey Email mpkelsey@comcast.net

Phone Numbers: Business 651-270-6657 Residence 6517700073 Cell 6512706657

Signature: Mary Kelsey Date: 1/7/2011

Name of Owner (if other than Appellant): Mary + Paul Kelsey

Address (if not Appellant's): 10954 EagleView Cir Wdby MN 55129

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
- Other - *Cofo Defic List.*
- Other
- Other

Items ~~5~~^{me} 5, 6 - requesting extension of correction date. Requesting variance

Items 7+8 - these were provided to inspector - #7 - Report was faxed to ⁶⁵¹⁻266-8951 on 12/13/2010, copy attached.

#8 - I handed the smoke detector affidavit to me



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

December 28, 2010

MARY KELSEY
PAUL KELSEY
10954 EAGLE VIEW CIRCLE
WOODBURY MN 55129-4296

FIRE INSPECTION CORRECTION NOTICE

RE: 1866 HYACINTH AVE E
Ref. #100678
Residential Class: C

Dear Property Representative:

Your building was inspected on December 28, 2010 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 28, 2011 at 9:30 A.M..

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. All bedroom windows 1st floor - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651)- 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.-Openable height 22inches and openable with 26inches width Sill 27inches Glazed 44inches height by 22inches width
2. Basement - SPLC 34.23, MSFC 110.1 - The Basement is condemned as unsafe or dangerous when being used for sleeping purposes . The Basement cannot be used for
An Equal Opportunity Employer

sleeping purposes must not be used for sleeping purposes until re-inspected and approved by this office.

3. Front Door - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.
4. House - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
5. Steps attached to public side walk. - SPLC - Exterior Structures - Every flight of stairs which is more than 3 risers high shall have handrails in accordance with the building code or maintained in accordance with the building code which is was originally constructed.
6. Steps attached to public side walk. - SPLC 34.09 (2) 34.32 (2) - Provide an approved guardrail with intermediate ballustrade or rails 4 inches or less apart. This work may require a permit(s). Call DSI at (651) 266-9090.
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.
9. SPLC 34.10 (4), 34.33 (3) - Provide a bathroom floor impervious to water. After securing toilet to the floor caulk the base.
10. 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 WILL require a permit(s). Call DSI at (651) 266-8989.
11. UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
12. SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Repair or replace and maintain an approved private toilet. Secure toilet to the floor
13. MFGC 501.2 - Provide, repair or replace the fuel equipment vent or vent liner to develop a positive flow adequate to convey all products of combustion to the outside. This work WILL require a permit(s). Call DSI at (651) 266-9090.

For an explanation or information on some of the violations contained in this report, please visit our web page at: <http://www.ci.stpaul.mn.us/index.aspx?NID=211>

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: james.thomas@ci.stpaul.mn.us or call me at 651-266-8983 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,

James Thomas
Fire Inspector

Reference Number 100678

Request for variance on egress window size requirements for 1866 Hyacinth:

I am requesting a variance for the 1st floor bedroom windows at 1866 Hyacinth. The windows in the home are modern style vinyl double-hung windows, and there are two windows in each bedroom.

As documented in the Fire Inspection Correction Notice, the windows each have an openable height of 22 inches, and an openable width of 26 inches. While the openable height is 2 inches less than required, the openable width is 6 inches wider than required. In addition, the glazed area of 6.72 square feet exceeds the minimum requirement of 5 square feet, and the sill height of 27 inches meets the requirement of no more than 48 inches.

I am also requesting an extension on the deadline for correction of items #5 and 6 in the order. I believe these citations pertain to one set of exterior steps in front of the house, but have not been able to reach the inspector to verify this. In any case, with the ground frozen and snow covered, it is impossible for handrails to be installed at this time. I would like to request an extension until June 30, 2011, for correction of this item.

Thank you for your consideration.

Mary Kelsey
1/7/2011

Fire FAX

651-266-8951

Citation T

DEPARTMENT OF SAFETY & INSPECTIONS

FIRE PREVENTION DIVISION

375 Jackson St., Suite 220,

SAINT PAUL, MN 55101

(651)266-8951 - FAX NUMBER

EXISTING FUEL BURNING EQUIPMENT SAFETY TEST REPORT

(Use separate form for each appliance)

Address: 1866 Hypocynth AVE E Date: 12-10-10
Owner:

TYPE OF HEAT:

Gravity Air ___ Forced Air Gravity Hot Water ___ Forced Hot Water ___
Steam ___ Unit Heater ___ Space Heater ___ Other ___

TYPE OF FUEL: Gas Oil ___ Other ___

GAS DESIGN

Make of Burner Lennox
Model G-2603-50-5
Serial 5899F34678
Input 50,000 BTU

CONVERSION

Make ___
Model NA
Max. BTU Rating NA
Make of Furnace ___

Equipment venting type: Atmospheric ___ Induced Fan Other ___

Total BTU input of all vented gas appliances per chimney: 35,000

Type of Chimney: Masonry Class B ___ Other ___

Type of Liner: None ___ Metal ___ Clay Tile

Combustible Air Supply Required?: Yes No ___ Installed?: Yes No ___

Safety & Operating Control Tests:	Yes	No	Fuel Analysis/Flue Gas Analysis:	Yes	No
Pilot/Flame Safeguard Operating Properly	<input checked="" type="checkbox"/>	___	Vents Properly Without Spillage	<input checked="" type="checkbox"/>	___
Limit(s) Operating Properly	<input checked="" type="checkbox"/>	___	Flame Stays Inside/Doesn't Roll Out	<input checked="" type="checkbox"/>	___
Operator(s) Operating Properly	<input checked="" type="checkbox"/>	___	Burner Lights Smoothly	<input checked="" type="checkbox"/>	___
Low Water Cut-Off Operating Properly	<u>NA</u>	___			
All Controls Operating Properly	<input checked="" type="checkbox"/>	___			

Initial	Final	Visual Inspection	Yes	No
Stack Temperature	___ F/Net <u>151</u> F/Net	Fuel Piping System—Okay	<input checked="" type="checkbox"/>	___
Oxygen	___ % <u>6.7</u> %	Vent Systems—Drafthood,		
Carbon Dioxide	___ % <u>7.2</u> %	Connector, Vent Chimney—Okay	___	<input checked="" type="checkbox"/>
Carbon Monoxide	___ %/ppm <u>18</u> %/ppm	Heating Unit—Okay	___	<input checked="" type="checkbox"/>
Carbon Monoxide Detector (tube type) Positive	___	Negative <input checked="" type="checkbox"/>		

Look At Total Heating System Before You Leave:

Does system operate safely and properly? Yes ___ No

COMMENTS: water heater vent is severely back pitched, undersized, and not properly fastened

Name of Licensed Contractor: Deans pro Address: 21300 County St Phone #: 639-6677
Person Doing Test (Print): Kevin Eggert (signature)

Comp Card # 20080000588

Kevin Eggert

faxed 12-13-10

December 27, 2010

Alicia and James Banks
1866 Hyacinth Ave E
St. Paul, MN 55119

As required by the City of St. Paul, Department of Safety and Inspections, I am providing the following written information regarding smoke and carbon monoxide detectors within the residence:

1. The location and operation of each smoke detector and carbon monoxide detector.

Smoke detectors are located as follows: one in the upstairs bedroom; one in each of the two first floor bedrooms; one in the hallway between the kitchen and living room; and, one in the finished recreation room in the basement.

A carbon monoxide detector is located in the hallway near the bathroom on the first floor.

In the event of a fire or a carbon monoxide leak within the residence, these detectors will sound an alarm

2. Instructions describing the action to be taken when an alarm sounds.

Immediately evacuate everyone from the residence and telephone 911 from outside of the home.

3. The procedures for testing the detectors.

Once each month, test each smoke and carbon monoxide detector by pressing the "test" button and listening for the alarm.

4. Who to contact when a low-battery tone sounds or power light fails.

Contact Mary or Paul Kelsey by telephone at 651-270-6657 or 651-770-0073, or via US Mail at 10954 Eagle View Circle, Woodbury MN 55129.

5. The penalties for disabling smoke detection or carbon monoxide detection.

Properly working smoke and carbon monoxide detectors are essential to the safety of those living in the home. Disabling the smoke and or carbon monoxide detectors may result in eviction from the premises and criminal penalties under local and state laws and ordinances.

Sincerely,



Mary Kelsey