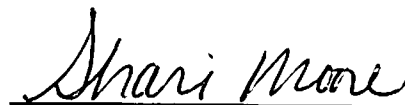


STATE OF MINNESOTA )  
COUNTY OF RAMSEY ) ss.  
CITY OF SAINT PAUL )

I, Shari Moore, City Clerk of the City of Saint Paul, Minnesota, do hereby certify that I have compared the attached copy of Council File No. 08-298 as adopted by the City Council on April 2, 2008 and approved by the Mayor on April 9, 2008 with original thereof on file in my office.

I further certify that said copy is a true and correct copy of said original and the whole thereof.

WITNESS, my hand and the seal of the City of Saint Paul, Minnesota this 10th day of April, 2008.



Shari Moore  
City Clerk

*CH*

**RESOLUTION**  
**CITY OF SAINT PAUL, MINNESOTA**

42

Presented by \_\_\_\_\_

*Kathy Hart*

1 WHEREAS, Department of Safety and Inspections has requested the City Council to  
2 hold public hearings to consider the advisability and necessity of ordering the repair or wrecking  
3 and removal of a one and one-half story, wood frame, single family dwelling with an oversized,  
4 two stall, wood frame, detached garage located on property hereinafter referred to as the "Subject  
5 Property" and commonly known as 1333 MARGARET STREET. This property is legally  
6 described as follows, to wit:

7  
8 KNAUFT'S ADDITION TO THE CITY OF ST. PAUL S 1/2 OF VAC ALLEY ADJ AND LOT  
9 21 BLK

10  
11 WHEREAS, based upon the records in the Ramsey County Recorder's Office and  
12 information obtained by Department of Safety and Inspections on or before April 2, 2007, the  
13 following are the now known interested or responsible parties for the Subject Property: Wells  
14 Fargo Bank N A c/o HomeEq Service Co, Special Assets NC 4742, 701 Corporate Center Drive,  
15 Raleigh, NC 27607; Shapiro, Nordmeyer, & Zielke, 7300 Metro Blvd, Ste #390, Edina, MN  
16 55439; District 4 Community Council.

17  
18 WHEREAS, Department of Safety and Inspections has served in accordance with the  
19 provisions of Chapter 45 of the Saint Paul Legislative Code an order identified as an "Order to  
20 Abate Nuisance Building(s)" dated November 20, 2007; and

21  
22 WHEREAS, this order informed the then known interested or responsible parties that the  
23 structure located on the Subject Property is a nuisance building(s) pursuant to Chapter 45; and

24  
25 WHEREAS, this order informed the interested or responsible parties that they must repair  
26 or demolish the structure located on the Subject Property by December 20, 2007; and

27  
28 WHEREAS, the enforcement officer has posted a placard on the Subject Property  
29 declaring this building(s) to constitute a nuisance condition; subject to demolition; and

30  
31 WHEREAS, this nuisance condition has not been corrected and Department of Safety  
32 and Inspections requested that the City Clerk schedule public hearings before the Legislative  
33 Hearing Officer of the City Council and the Saint Paul City Council; and

34  
35 WHEREAS, the interested and responsible parties have been served notice in accordance  
36 with the provisions of Chapter 45 of the Saint Paul Legislative Code, of the time, date, place and  
37 purpose of the public hearings; and

38  
39 WHEREAS, a hearing was held before the Legislative Hearing Officer of the Saint Paul  
40 City Council on Tuesday, February 26, 2008 to hear testimony and evidence, and after  
41 receiving testimony and evidence, made the recommendation to approve the request to order the

42 interested or responsible parties to make the Subject Property safe and not detrimental to the  
 43 public peace, health, safety and welfare and remove its blighting influence on the community by  
 44 rehabilitating this structure in accordance with all applicable codes and ordinances, or in the  
 45 alternative by demolishing and removing the structure in accordance with all applicable codes  
 46 and ordinances. The rehabilitation or demolition of the structure to be completed within one  
 47 hundred-eighty (180) days after the date of the Council Hearing; and  
 48

49 WHEREAS, a hearing was held before the Saint Paul City Council on **Wednesday**  
 50 **March 19 and April 2, 2008** and the testimony and evidence including the action taken by the  
 51 Legislative Hearing Officer was considered by the Council; now therefore  
 52

53 BE IT RESOLVED, that based upon the testimony and evidence presented at the above  
 54 referenced public hearings, the Saint Paul City Council hereby adopts the following Findings and  
 55 Order concerning the Subject Property at 1333 MARGARET STREET.  
 56

- 57 1. That the Subject Property comprises a nuisance condition as defined in Saint Paul  
 58 Legislative Code, Chapter 45.
- 59 2. That the costs of demolition and removal of this building(s) is estimated to exceed  
 60 five thousand dollars (\$5,000.00).  
 61
- 62 3. That there now exists and has existed multiple Housing or Building code  
 63 violations at the Subject Property.  
 64
- 65 4. That an Order to Abate Nuisance Building(s) was sent to the then known  
 66 responsible parties to correct the deficiencies or to demolish and remove the  
 67 building(s).  
 68
- 69 5. That the deficiencies causing this nuisance condition have not been corrected.  
 70
- 71 6. That Department of Safety and Inspections has posted a placard on the Subject  
 72 Property which declares it to be a nuisance condition subject to demolition.  
 73
- 74 7. That this building has been routinely monitored by Department of Safety and  
 75 Inspections, Vacant/Nuisance Buildings.  
 76
- 77 8. That the known interested parties and owners are as previously stated in this  
 78 resolution and that the notification requirements of Chapter 45 have been fulfilled.  
 79  
 80

#### 81 ORDER

82  
 83 The Saint Paul City Council hereby makes the following order:

- 84 1. The above referenced interested or responsible parties shall make the Subject Property  
 85 safe and not detrimental to the public peace, health, safety and welfare and remove its  
 86 blighting influence on the community by rehabilitating this structure and correcting all  
 87

- 88 deficiencies as prescribed in the above referenced Order to Abate Nuisance Building(s) in  
 89 accordance with all applicable codes and ordinances, or in the alternative by demolishing  
 90 and removing the structure in accordance with all applicable codes and ordinances. The  
 91 rehabilitation or demolition and removal of the structure must be completed within one  
 92 hundred-eighty (180) days after the date of the Council Hearing.  
 93  
 94 2. If the above corrective action is not completed within this period of time Department of  
 95 Safety and Inspections is hereby authorized to take whatever steps are necessary to  
 96 demolish and remove this structure, fill the site and charge the costs incurred against the  
 97 Subject Property pursuant to the provisions of Chapter 45 of the Saint Paul Legislative  
 98 Code.  
 99  
 100 3. In the event the building is to be demolished and removed by the City of Saint Paul, all  
 101 personal property or fixtures of any kind which interfere with the demolition and removal  
 102 shall be removed from the property by the responsible parties by the end of this time  
 103 period. If all personal property is not removed, it shall be considered to be abandoned  
 104 and the City of Saint Paul shall remove and dispose of such property as provided by law.  
 105  
 106 4. It is further ordered, that a copy of this resolution be mailed to the owners and interested  
 107 parties in accordance with Chapter 45 of the Saint Paul Legislative Code.

	Yeas	Nays	Absent
Bostrom	✓		
Carter	✓		
Harris	✓		
Helgen	✓		
Lantry	✓		
Stark	✓		
Thune	✓		
	7	0	2

Requested by Department of:

Safety and Inspections

Code Enforcement / Vacant Buildings

By: \_\_\_\_\_

Form Approved by City Attorney

By: \_\_\_\_\_

Form Approved by Mayor for Submission to Council

By: \_\_\_\_\_

Adopted by Council: Date 4/12/2008

Adoption Certified by Council Secretary

By: Mary Erickson

Approved by Mayor: Date 4/9/08

By: R. Muller