



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

MAR 02 2020

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number 950487)
 - 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

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>March 10, 2020</u>
Time <u>11:30 a.m.</u>
Location of Hearing: Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 752 CARROLL AVE City: ST PAUL State: MN Zip: 55104

Appellant/Applicant: JAMES CANNON Email j.f.cannonjr@gmail.com

Phone Numbers: Business 651-497-7477 Residence _____ Cell 612-670-7322

Signature: James Cannon Date: 3/1/20

Name of Owner (if other than Appellant): JAMES CANNON

Mailing Address if Not Appellant's: 5932 ELLIOTT AVE

Phone Numbers: Business 651-497-7477 Residence _____ Cell 612-670-7322

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
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

I WAS TOLD TO BE GIVEN TIME TO FIX FURNACE & ELECTRICAL. ALSO THE TENANT HAS MOVED OUT SO THE PROPERTY IS NOW OWNER OCCUPIED. I PLAN TO FIX THE FURNACE & ELECTRICAL ONCE I MOVE BACK IN THIS WEEK.

Note: Unit 1 cannot be occupied.



CITY OF SAINT PAUL

375 Jackson Street, Suite 220
St Paul, Minnesota 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

February 28, 2020

James F Cannon Jr
5932 Elliot Ave
Minneapolis MN 55417-3152

CORRECTION NOTICE - COMPLAINT INSPECTION

RE: 752 CARROLL AVE
Ref. # 118974

Dear Property Representative:

An inspection was made of your building on February 28, 2020 in response to a referral. You are hereby notified that the following deficiency list must be corrected immediately.

A re-inspection will be made on March 2, 2020 at 2:30 PM.

Failure to comply may result in a criminal citation or 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 reinspection fees.

DEFICIENCY LIST

1. #1 - Door to Basement - SPLC 34.33 (3) - Repair and maintain the door in good condition.-Door knob and latch missing.
2. #1 - East Bedroom - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Hardwired smoke alarm is missing. Bracket and wire on ceiling. Provide a hardwired smoke alarm.
3. #1 - Living Room - MSFC 605.4 - Discontinue use of all multi-plug adapters.
4. #1 - Living Room - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.-Knob for baseboard heater is missing.

5. #1 - Throughout - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.
6. #1 - Throughout - SPLC 34.14 (2), 34.34 (5) - Provide an approved electrical service adequate to meet the buildings needs. This work may require a permit(s), call DSI at (651) 266-8989.-Baseboard heaters are not working in the living room and kitchen. Hallway and South bedroom lights are not working. Have a licensed electrician make repairs and supply documentation to this office.
7. #1 - SPLC 34.11 (6) - Provide and maintain a minimum of 68 degrees F in all habitable rooms at all times.
8. **#1 - 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 is condemned due to, but not limited to, having no heat and electrical outage issues.**
9. Basement - SPLC 34.11 (6), 34.35 (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.-Furnace is not running. Have a contractor make repairs and supply documentation of repairs to this office.
10. Basement - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.-Repair chirping smoke alarm
11. SPLC Sec. 40.01. - Fire certificate of occupancy requirement
 - (a) All existing buildings in the city are required to have and maintain a fire certificate of occupancy, issued by the department of safety and inspections. The fire certificate of occupancy shall be an indication that the building meets, at the time of inspection, all relevant codes to maintain the health, safety and welfare of the building's occupants and the general public.
 - (b) Provisional fire certificate of occupancy. When an owner-occupied dwelling changes to a rental dwelling unit, the owner of the dwelling must submit a completed application for a provisional certificate of occupancy, a completed owner's self evaluation affidavit and pay the fee for a provisional certificate of occupancy within thirty (30) days of the change in use.

Under SPLC 40.03, owner and owner-occupied is defined as:

Owner. The person, firm, corporation or other entity listed in the records on file in the recorder's office as holding fee title to the building. For purposes of notice only, "owner" includes the owner's authorized agent or other person in control of the premises.

Owner-occupied. Dwellings which are the principal residence of the owner of record of the building and in which the owner resides. "Owner," for the purposes of this definition, means a natural person and does not include a corporation, partnership, or other entity.

Per these definitions, a Fire Certificate of Occupancy is required for the property.

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: david.smith@ci.stpaul.mn.us or call me at 651-266-8995 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,

David Smith
DSI Fire Safety Inspector

Ref. # 118974