



# APPLICATION FOR APPEAL

**Saint Paul City Clerk**

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8560

RECEIVED

FEB 23 2011

CITY CLERK

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, 3-8-11

Time 1:30

Location of Hearing:

Room 330 City Hall/Courthouse

*MAILED 2-23-11*

## Address Being Appealed:

Number & Street: 445 Howard st. N City: St. Paul State: MN Zip: 55119

Appellant/Applicant: Yia Yang Email N/A

Phone Numbers: Business 651.528.1897 Residence 651.739.9527 Cell 651.528.1897

Signature: *Yia Yang* Date: 2-21-11

Name of Owner (if other than Appellant): \_\_\_\_\_

Address (if 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
- Other
- Other
- Other

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February 21, 2011

Yia Yang  
2379 Linwood Court East  
Maplewood, MN 55119  
651.528.1897

To Whom It May Concern:

I am writing to you regarding the rental property on 445 Howard St. N, St. Paul, MN, 55119. I wish to appeal the list of deficiencies provided by the fire inspector, Wayne Spiering. The list provided by him contains nineteen deficiencies, in which, four of them requires a licensed contractor. Because of this, I do not know how I can keep up with the expenses that will incur from these requirements. I simply do not have the necessary funds to do so.

With the high foreclosure rates, I am not certain if I can continue to keep the rental property or my own home if these requirements are conducted in such a way. I ask you to review the list and determine what is truly necessary.

Therefore, I am requesting your reconsideration of this issue. If there is any additional information I could provide to you that would expedite this matter, please feel free to contact me. Thank you for your time and consideration of this important matter.

Sincerely,

*yia yang*



February 14, 2011

YIA YANG  
XIALEE VANG  
2379 LINWOOD COURT E  
MAPLEWOOD MN 55119-5852

### FIRE INSPECTION CORRECTION NOTICE

RE: 445 HOWARD ST N  
Ref. #110138  
Residential Class: C

Dear Property Representative:

Your building was inspected on February 11, 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 March 21, 2011 at 1:30pm.**

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 - Bathroom - SPLC 34.14 (3), MPC 4715.200.T - Provide and maintain a window or approved ventilation system in all bathrooms.-Remove the unapproved plastic flexible exhaust duct used to vent the bathroom vent fan and replace with the approved type in accordance with the mechanical code. All work must be done by licensed contractor under permit.
2. Basement - Family Room - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Secure the loose register vent on the basement family room ceiling.

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3. Basement - Northeast Bedroom - MSFC 605.1 - Remove unapproved exposed wiring and install in accordance with the electrical code. This work may require a permit(s). Call DSI at (651) 266-9090.-The electrical wiring inside the bedroom closet is surface mounted without any protection. Remove the unapproved exposed electrical wiring and install according to the electrical code. All work must be done by licensed contractor under permit.
4. Basement - Northwest Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-The northwest basement bedroom door is not closing and latching. Repair/replace the loose door hinge. Maintain the door in a good state of repairs and operable condition.
5. Basement - Northwest and Northeast Bedroom - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-The basement bedroom egress windows were frozen shut and rendered inoperable. Maintain the egress windows in an operable condition at all times.
6. Detached Garage - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.-Replace the broken electrical outlet box in the detached garage along the south wall.
7. Detached Garage - MSFC 605.1 - Remove unapproved exposed wiring and install in accordance with the electrical code. This work may require a permit(s). Call DSI at (651) 266-9090.-Remove the unapproved exposed electrical wiring throughout the garage and install in accordance with the electrical code. All new wiring must be done by licensed contractor under permit.
8. Detached Garage - MN Rules 1300.0180 - Immediately discontinue use of unsafe heating appliance until repaired or replaced by a licensed contractor. This work requires a permit(s). Call DSI at (651) 266-9090.-Remove the unapproved furnace installed in the garage or install according to code. There are provision allowing for furnaces to be installed in garages but they must be installed correctly. All work must be done by licensed contractor under permit.
9. Egress Windows - Basement and Main 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.

**Main Floor Southeast, Northeast, and Master Bedrooms (Double-hung)**

20.5h x 37w - Openable

41h x 36w - Glazed

**Basement Northwest and Northeast Bedroom (Casement)**

Note: These windows were frozen shut so inspector was not able to verify the openable measurement of these windows.

10. Exterior - Fence - SPLC 34.08 (5), 34.31 (3) - Repair, replace and maintain all exterior surfaces on fences, sheds, garages and other accessory structures free from holes and deterioration. Provide and maintain exterior unprotected surfaces painted or protected from the elements.-Repair/replace the broken/damaged wooden fence in the rear yard. Maintain all fencing in a good state of repairs. Protect all exterior surfaces from element of the weather.
11. Main Floor - Bedrooms and Master Bathroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window lock.-Repair/replace the window locks that are not latching properly on the main floor bedroom and master bathroom windows.
12. Main Floor - East Entry Door - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Secure the door closure on the east entry storm door that has become detached from the door jamb.
13. Main Floor - Hallway - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Repair/replace the smoke detector in the main floor hallway that has low audibility and working intermittently. Hard-wired smoke detectors currently installed must be maintained.
14. Main Floor - Living Room - SPLC 34.10 (3), 34.33(2) - Repair or replace the damaged guardrail in an approved manner.-Secure the loose guardrail around the basement stairway.
15. Main Floor - Master Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Remove the mold-like substance from the master bathroom ceiling. Maintain the ceiling in a good state of repairs.
16. Main Floor - Rear Porch and Dining Room - 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.-Remove and discontinue the use of the extension cords used to supply power to the freezer in the rear porch and the microwave oven in the dining room. Freezers and microwaves must be plugged directly into a permanent outlet.
17. Main Floor - Rear Porch - MN Stat 299F.18 - Immediately remove and discontinue the storage of propane cylinders in the rear porch.
18. 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.
19. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

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: [wayne.spiering@ci.stpaul.mn.us](mailto:wayne.spiering@ci.stpaul.mn.us) or call me at 651-266-8993 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,

Wayne Spiering  
Fire Inspector

Reference Number 110138