



# APPLICATION FOR APPEAL

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JAN 23 2012  
CITY CLERK

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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 105076)
- 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. 14, 2012

Time 1:30 p.m.

**Location of Hearing:**  
Room 330 City Hall/Courthouse

## Address Being Appealed:

Number & Street: 1764 Portland Ave N City: St. Paul State: MN Zip: 55104

Appellant/Applicant: Regina Boehmeier Email zuchmeierr@gmail.com

Phone Numbers: Business " Residence " Cell 651-266-6921

Signature: [Handwritten Signature] Date: 1/23/11

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

~~There~~ There are two units in condo association that are bank owned and one unit in the foreclosure process. Association has not been able to contact bank regarding bills and or repairs necessary. The owner with the unit in foreclosure has no intentions of investing in repairs. Does not intend to redeem the property. Additionally, there are

Revised 4/22/2011



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](http://www.stpaul.gov/dsi)

January 13, 2012

CONDO ASSOCIATION  
1764 PORTLAND AVE  
ST PAUL MN 55104

### FIRE INSPECTION CORRECTION NOTICE

RE: 1764 PORTLAND AVE  
Ref. #16372  
Residential Class: C

Dear Property Representative:

Your building was inspected on January 13, 2012 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 February 13, 2012 at 1:00 pm.**

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 - Electrical Panels - NEC 408.4 Circuit Directory - Every electrical circuit shall be legibly identified as to its clear, evident, and specific purpose or use.
2. Basement - 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 may require a permit(s). Call DSI at (651) 266-8989.
3. Basement - MSFC 315.2.5 - Fueled equipment, including but not limited to motorcycles, mopeds, lawn-care equipment and portable cooking equipment, shall not be stored, operator or repaired within a building.-Immediately remove gas lawnmower and gas cans from the building.

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4. Basement - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-Fire Doors at rear stairway must remain closed at all time, may not be propped open.
5. Basement - MSFC 703 - Provide and maintain fire rated floor and/or ceiling construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-9090. The minimum rating must be:-Repair water-damaged area of ceiling. Repair damaged and open areas of the ceiling throughtout all areas of the basement. Seal gaps and openings around pipes and wires in an approved manner.
6. Basement - MSFC 901.6 - The fire alarm system must be maintained in a operative condition at all times, replace or repair where defective.-Replace missing hard-wired detector.
7. Exterior - Front - SPLC 71.01 - The address posted is not visible from street. (HN-1)- Provide address numbers that contrast with the background. Provide reflective numbers or background or illuminate at night.
8. Exterior - Rear - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.
9. Exterior - Throughout - SPLC 34.09 (1) b,c, 34.32 (1) b,c - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.-Scrape and paint throughout where chipped or peeling. Repair or replace any rotting or deteriorated areas of wood. Repair and tuckpoint brick throughout exterior as necessary.
10. Exterior - Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.
11. Exterior - Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window frame.
12. Exterior - Throughout - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.
13. Unit 1 - Closets - Throughout - 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.
14. Unit 1 - Throughout - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Patch the holes and/or cracks in the ceiling.
15. Unit 1 - Throughout - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Patch the holes and/or cracks in the walls.
16. Unit 1 - Throughout - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Replace all missing detectors.

17. Unit 1 - Throughout - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.-Provide general clean-up of the unit.
18. Unit 1 - SPLC 33.05 - Uncertified portions of the building must not be occupied until inspected and approved by this office.-Unit may not be re-occupied until inspected and approved.
19. Unit 1 - 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.
20. Unit 2 - Bedroom - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.-Repair loose outlet which isn't mounted to junction box properly.
21. Unit 2 - Kitchen - SPC 4715.0400 - Provide approved plumbing materials for water, waste, and vent.-Repair sink drain in an approved manner.
22. Unit 2 - Throughout - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Replace all missing detectors.
23. Unit 2 - SPLC 33.05 - Uncertified portions of the building must not be occupied until inspected and approved by this office.-Unit may not be re-occupied until inspected and approved.
24. Unit 2 - 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.
25. Unit 2 - 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 source of leak. Plumbing from this unit is leaking to basement.
26. Unit 3 - Front Entry - MSFC 703 - Provide, repair or replace the fire rated door and assembly. The minimum rating must be: 20 minutes.-Repair and maintain the door closer. Unit door must self-close and latch.
27. Unit 3 - Rear Room - 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.- Windows in rear room used as sleeping room have a glazed area of 28 inches wide by 38 inches high, 7.4 square feet. The window is not easily operable for egress purpose. Window must be lifted up, have latch flipped open, and then drops down into track. The window was also binding in the frame and not easily operable.

28. Unit 3 - 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.

29. Unit 3 - SPLC 53.01, SPLC 53.03 The owner of a rental residential property must notify tenants in writing, if the landlord receives notice of a contract for deed cancellation under MS 559.21, or a mortgage foreclosure notice under MS 580 or 582.

This notice to current tenants is in addition to the requirements of MS 504B.151 requiring notification of prospective tenants.

The required written notice to tenants shall be given by personal service with affidavit of service by a third party or by certified mail, return receipt requested.

Provide Fire Inspector with written documentation of notice and service.

30. Unit 4 - 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 may require a permit(s). Call DSI at (651) 266-8989.-Dryer vent has no back-draft damper.

31. 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.

32. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

33. SPLC 33.05 - Post the provided Certificate of Occupancy in an approved location.

34. SPLC 35.01 Post the current owner information including: name, address, phone number in an approved location.

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: [mitchell.imbertson@ci.stpaul.mn.us](mailto:mitchell.imbertson@ci.stpaul.mn.us) or call me at 651-266-8986 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,

Mitchell Imbertson  
Fire Inspection  
Reference Number 16372