



APPLICATION FOR APPEAL

Saint Paul City Clerk

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8568

RECEIVED

JAN 29 2013

CITY CLERK

85

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
- Walk-In OR Mail-In

YOUR HEARING Date and Time:

Tuesday, Feb. 5, 2013

Time 1:30 PM

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 2080 JAMES AVE. City: SAINT PAUL State: MN Zip: 55105

Appellant/Applicant: REBECCA J. HOWE Email REBECCA.H666@gmail.com

Phone Numbers: Business NONE Residence (651) 699-7607 Cell (651) 442-3251

Signature: Rebecca J. Howe Date: JANUARY 29, 2013

Name of Owner (if other than Appellant): JOSHUA J. WALTER TRUSTEE

Address (if not Appellant's): 2469 FIELDSTONE CURVE, WOODBURY, MN
55129-
6209

Phone Numbers: Business (651) 241 8000 Residence (651) 337-0662 Cell (651) 338-1001

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

I WANT TO BE OUT OF THE
FIRE CERTIFICATE OF OCCUPANCY PROGRAM.
THIS INCLUDES NOT HAVING TO VACATE.
THIS INCLUDES NOT RECEIVING
A VACATE ORDER/CONDEMNATION
- FROM THE FIRE INSPECTOR'S OFFICE.
THIS PROPERTY IS WRONGLY CONSIDERED LANDLORD/TENANT

TO: MARCIA MOERMOND
Legislative Hearing Officer

PAGE 1
January 29, 2013

FROM: REBECCA J. HOWE
2080 JAMES AVE.
ST. PAUL, MN 55105
Telephone (651) 699-7607

I AM SEVERELY DISABLED AND AM NOT ABLE TO GET OUT OF THE HOUSE. I RESPECTFULLY REQUEST THAT A TELEPHONE CONFERENCE HEARING WILL BE DONE. I AM LIVING IN THIS RESIDENCE AS A 'QUALIFIED RELATIVE' HOMESTEADER THAT IS REGISTERED WITH RAMSEY COUNTY. THEIR NUMBER IS (651) 266-2840 IF YOU WANT TO VERIFY ME. I AM LIVING IN MY DECEASED PARENTS' HOME. I HAVE BEEN LIVING HERE SINCE JULY 29, 1966. IN 2007, A TRUST UNDER WILL WAS DRAWN UP BY MY LATE MOTHER'S LAWYER, JOHN HUGHES. JOSHUA J. WALTER WAS NAMED AS THE TRUSTEE TO THE ESTATE. HE IS ALSO MY NEPHEW. THE PROBLEM IS THAT I WANT TO BE OUT OF THE 'FIRE CERTIFICATE OF OCCUPANCY' PROGRAM. THIS PROPERTY WAS INSPECTED ON JAN. 17, 2013. THE LETTER OF CORRECTION FROM THE FIRE INSPECTOR IS DATED JAN. 18, 2013. HE IS PLANNING TO RE-INSPECT FEB. 15, 2013. THAT IS WHY I NEED THIS APPEAL SO VERY BADLY. I NEED IT TO KEEP ME FROM BEING EVICTED BY THE CITY. I AM NOT A TENANT. I NEVER HAVE BEEN AND I HAVE NEVER PAID RENT. THE TRUSTEE MUST REMAIN BECAUSE HE HAS BEEN SO GOOD AND HONEST. I NEED HIM VERY BADLY. BUT HE HAS NOT APPEALED ^{THIS}, AND I MUST DO SO. IT IS TO SAVE THIS PROPERTY. I BELIEVE HIS GOAL IS TO GET THE PROPERTY OFF THE INSPECTION LIST. ^{and never will}

TO: MARCIA MOERMOND
LEGISLATIVE HEARING OFFICER

PAGE 2
January 29, 2013

Joshua J. Walter is a wonderful trustee. I need him to STAY as trustee. He has been taking care of this property and helping me since my mother died on Aug. 3, 2002. HER NAME WAS MARY E. KENDALL. HER HUSBAND WAS IRVING W. KENDALL, WHO DIED NOV. 12, 2001. THEY BOUGHT THIS PROPERTY IN THE SUMMER OF 1966. THIS PROPERTY WAS INSPECTED APR. 29, 2010.

Then reinspected and passed June 7, 2010. Joshua appealed back then. But he said he did NOT WANT THE PROPERTY TO EVER BE INSPECTED AGAIN. HE HAS MENTIONED WORKING WITH A LAWYER. THAT WAS ON SUNDAY JAN 27, 2013. I THINK HE IS TRYING TO FIX THIS PROBLEM, BUT I MUST DO THIS APPEAL. I AM TOO SICK TO WAIT AND RISK THIS PROPERTY TO CONDEMNATION. I MUST STAY HERE.

AS I MENTIONED EARLIER, I VERY MUCH NEED A TELEPHONE CONFERENCE, BECAUSE I AM TOO DISABLED TO APPEAR IN PERSON. TODAY, JAN. 28, 2013, JOSHUA CALLED ME AND KINDLY OFFERED TO APPEAR IN PERSON TO SPEAK FOR ME AT THE HEARING. HE ALSO OFFERED TO MAIL IT FOR ME. (THE APPEAL FORM AND TWO PAGE LETTER) JOSHUA ALSO TOLD ME HE CALLED FIRE INSPECTOR MIKE CASSIDY'S VOICE MAIL AND ASKED FOR AN EXTENSION ON THE REINSPECTION. HE ALSO MENTIONED ^{TO ME} THE EXTRA TIME WAS NEEDED FOR MY APPEAL. MY APPEAL IS VERY URGENT. I ASK THAT YOU PLEASE GRANT ME A TIME EXTENSION AS THE TIME LIMIT IS RUNNING OUT. JOSHUA MIGHT NOT BE ABLE TO COME OUT.

P.S. THANK YOU VERY MUCH. Sincerely,
I THINK I PREFER a Telephone Hearing. Rebecca J. Howe



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

January 18, 2013

JOSHUA J WALTER TRUSTEE
2469 FIELD STONE CURVE
WOODBURY MN 55129-6209

FIRE INSPECTION CORRECTION NOTICE

RE: 2080 JAMES AVE
Ref. #112596
Residential Class: C

Dear Property Representative:

Your building was inspected on January 18, 2013 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 15, 2013 at 10:00 am.**

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 stairs - SPLC 34.10 (3) 34.33(2) - Provide an approved guardrail. Intermediate ballustrade must not be more than 4 inches apart. Intermediate rails must be provided if the height of the platform is more than 30 inches.
2. 2nd Floor - Bath - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Faucet in tub leaking, repair.
3. 2nd Floor - Hall - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.

An Equal Opportunity Employer

4. 2nd Floor - West bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-South window does not stay open. Repair.
5. 2nd Floor - 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.
6. Basement - SPLC 34.11(5), 34.34(2), SPC 4715.0200Q - Provide adequate hot water between 120 degrees F and 130 degrees F.-Hot water 115 F.
7. 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.-Remove duct tape from dryer vent, replace with metal tape.
8. Front storm door - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Bottom panel is broken.
9. Kitchen - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.-Repair or replace the floor coverings.
10. 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.
11. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

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: mike.cassidy@ci.stpaul.mn.us or call me at 651-266-8984 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,

Mike Cassidy
Fire Inspector

Reference Number 112596