

JOHN S. JAGIELA

ATTORNEY AT LAW

TEL: (651) 646-7277

CELL: (612) 280-6700

John S. Jagiela

E-Mail: john.jagiela@att.net

July 21, 2024

Legislative Hearing Officer
Office of the City Clerk
310 City Hall
City/County Courthouse
15 W. Kellogg Blvd.
Saint Paul, MN 55102
Tel. No. 651.266-8585

Re: 134 Montrose Place-Application for Appeal

Dear Legislative Hearing Officer:

Please find enclosed herewith my Application for Appeal of the Revocation of Fire Certificate of Occupancy and Order to Vacate dated July 5, 2024 that I received from the City of St. Paul.

Please note that the Letter was mailed to me on July 15, 2024.

Enclosed herewith is a copy of the Postmarked Mailing envelope.

Please note that this is a clear violation of my Due Process Rights for the City of St. Paul to mail the Revocation of Fire Certificate of Occupancy AFTER the 10 Day Appeal Period.

The City of St. Paul is required to timely send me the Revocation of Fire Certificate of Occupancy and give me an opportunity to file a timely Appeal of the Revocation.

Please also find enclosed herewith an additional copy of this letter to be file-stamped as received and returned to the undersigned in the enclosed self-addressed, stamped envelope.

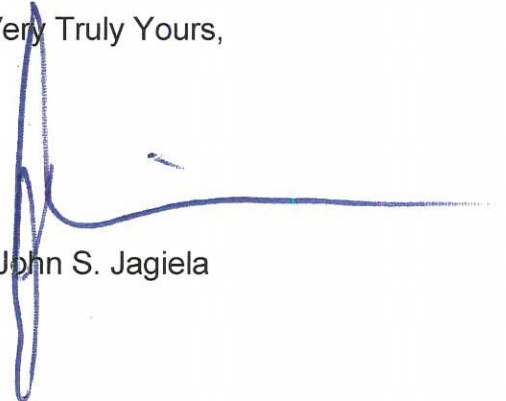
John S. Jagiela
ATTORNEY AT LAW

Legislative Hearing Officer
Office of the City Clerk
July 21, 2024
Page 2

Thank you for your attention to this matter.

Thank you for your assistance in connection with this matter.

Very Truly Yours,



John S. Jagiela



SAINT PAUL
SAFETY & INSPECTIONS

City of Saint Paul
Department of Safety & Inspections (DSI)
375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806



quodient
FIRST CLASS MAIL
\$000.69
07662024 25-6574
04/19/2024

55 POSTAGE



July 5, 2024

John S Jagiela
134 Montrose Place
Saint Paul MN 55104-5623

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 134 MONTROSE PLACE
Ref. # 15723

Dear Property Representative:

Your building was determined to be a registered vacant building on July 5, 2024. Since certificates are for the occupancy of buildings, it has become necessary to revoke the Certificate of Occupancy.

Saint Paul Legislative Code provides that no building shall be occupied without a Certificate of Occupancy. In order to re-occupy the building, the following deficiencies (if applicable) must be corrected and a complete Certificate of Occupancy inspection will be required.

DEFICIENCY LIST

1. 2nd Floor Unit - SPLC 40.06 - Uncertified portions of the building must not be occupied until inspected and approved by this office. - *Upper unit is to remain unoccupied due to significant area of ceiling in dining room/kitchen water damaged/missing. Not to be occupied until inspected and approved by this office.*
2. Basement Unit - SPLC 33.05 - Uncertified portions of the building must not be occupied until inspected and approved by this office. - *Unit is not to be occupied until inspected and approved by this office. A building permit will be required for repairs. Extensive water and moisture damage to walls and ceilings throughout unit observed. Bathroom sink and other fixtures have been removed. Floors damaged and missing in some areas.*
Per legislative appeal, a re-inspection will be made on October 16, 2023 to confirm mold and mildew abatement.
3. Exterior - Roof - SPLC 34.09 (2)(b), 34.33 (1)(d) - Provide and maintained the roof weather tight and free from defects. - *Repair damaged and leaking areas of tile roof.*
Per legislative appeal, "October 16, 2023 for compliance with temporary fix of roof with

submitted statement by contractor, mold and mildew abatement throughout, and repair of ceiling of laundry room. Grant to July 1, 2024 for compliance with painting orders and permanent repair of roof."

4. Exterior - SPLC 34.09 (1)(2), 34.33 (1) - 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/ maintain the exterior surfaces. Peeling paint throughout the exterior.*
Per legislative appeal, a re-inspection will be made for this item on or after July 1, 2024.
5. SPLC 39.02(c) - Complete and sign the smoke alarm 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: (651-266-8585) 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 or call me at 651-266-8986 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Mitchell Imbertson
Fire Safety Inspector

Ref. # 15723