



City of Saint Paul

15 West Kellogg Blvd.
Saint Paul, MN 55102

Minutes - Final - Final Legislative Hearings

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651-266-8560

Tuesday, February 1, 2011

9:00 AM

Room 330 City Hall & Court House

9:00 a.m. Hearings

Special Tax Assessments

Rescheduled Summary Abatement Assessments:

- 1 [ALH 10-403](#) Appeal of Special Tax Assessment for 417 ARLINGTON AVENUE EAST for Project J1104A, Assessment 118995 in Ward 5

Sponsors: Helgen

Attachments: [Summary Abatement Order](#)

Delete the assessment.

Clean-up

Mr. Thearoth Ung appeared.

Inspector Essling reported that 417 Arlington Avenue East is a Summary Abatement for refuse. It was mailed September 2, 2010 with a compliance date of September 7, 2010. It was re-inspected September 9, 2010 and found to be in non-compliance. A Work Order was sent to Parks and the work was done September 10, 2010 at a cost of \$280 plus \$140 service charge for a total of \$428. (accumulated refuse, scrap wood, siding, buckets from yard and driveway)

Ms. Moermond said this looks like a vacant building, as well. Ms. Essling said that it had been but is not any more. No video was available.

Mr. Ung explained that he goes to the house every day after work and does repairs. He purchased the house in mid-August 2010. He had a permit to do the work. One day, he showed up and all of his construction materials were gone. He didn't know what happened; he thought someone had stolen them. He was going to call the police. The next day, he spoke with a neighbor, who said he saw a City truck at the place. Mr. Ung was surprised. The following day, he called the City to find out what was going on. He was referred to the Vacant Building number and they said a Notice had been sent. Mr. Ung never got a Notice. He explained that the stuff that the City took was actually construction material he was using to make repairs:

- two 2 x 4s*
- two half sheets plywood*

- couple dozen 2 x 2 spindles
- half a dozen 2 x 6s, eight- ten feet long
- 2 buckets

This wasn't garbage and it was stacked neatly. He entered a sketch of the materials - just a handful of materials, and for that he was charged \$428.

Mr. Yannarely added that he noticed that Inspector Smith had noted that there was no permit pulled but looking into the record, Mr. Yannarely saw that there were all kinds of permits pulled on this property. Ms. Moermond concurred. She added that Mr. Ung has a very good track record on this property and he has pulled permits as he was supposed to and completed the work; he is also not in the Vacant Building Program any more.

Ms. Moermond will recommend the assessment be deleted.

Referred Under Master Resolution (On CPH 2/16) (Delete the assessment)

- 2 [ALH 10-477](#) Appeal of Special Tax Assessment for 701 GERANIUM AVENUE EAST for Project #: J1102A, Assessment #: 118959 in Ward 6

Sponsors: Bostrom

Attachments: [701 Geranium Ave. SA 7-27-10](#)

Approve the assessment.

Referred Under Master Resolution (CPH was 1/5)

- 3 [ALH 11-45](#) Appeal of Special Tax Assessment for 1726 AMES PLACE for Project #: J1103E, Assessment #: 118003.

Sponsors: Bostrom

Attachments: [1726 Ames EC Bill.DOC](#)
 [1726 Ames. Orders.DOC](#)
 [1726 Ames Pl.Tricia Ltr 1-18-11.doc](#)

Delete the assessment.

Excessive Consumption fee

Annie Flomo and Patricia Burrows appeared.

Inspector Essling reported that 1726 Ames Place is regarding an Excessive Consumption fee. The Correction Notice was mailed August 23, 2010 with a compliance date of September 7, 2010. It was re-inspected September 7, 2010 and found to be in non-compliance. At the time the Excessive Consumption fee was issued, the Correction Notice said, "First floor interior ceiling damaged and defective; repair." According to the inspector's notes, on the re-inspection, no repairs were done or begun and the owner said she disagreed that repairs should be required; never finalized; failed to communicate with the inspector. The Excessive Consumption fee is \$50 with a service charge of \$20 for a total of \$70.

Ms. Moermond asked if the repairs have been made. Ms. Flomo responded that she suffered a brain injury from an accident in 2008. She has been sick and people are still taking care of her now. She can't even read; she wants enough time to get someone to come and fix the building. Ms. Burrows added that Ms. Flomo did hire a

roofer. They were out about a month ago; they can't do the work until the snow is gone. They have the name of the contractor. Mr. Essling said that permits were pulled on November 10, 2010 for mechanical, heating. Ms. Moermond responded that it sounds as though things are under control now: permits are being pulled and she is working with the contractor to address the situation.

Inspector Seeley stated that the file will need to be re-opened because according to Ms. Burrows, the ceiling has not been repaired. She will have to go back and take a look at it. Ms. Burrows, social worker, said that the work had been repaired by the original roofer but there was more leaking. The original roofers didn't do the work good enough but they have not returned Ms. Flomo's calls. Ms. Seeley said that she would like to see if plaster is falling, etc. Ms. Burrows agreed to be present when Ms. Seeley comes back.

Ms. Moermond stated that Ms. Seeley will go check to see if things are good enough to last until the newly hired roofers can come out and fix the roof after the snow is gone. Ms. Flomo will have until June 1, 2011 to get the roof work done.

Ms. Moermond recommended the assessment be deleted.

Referred Under Master Resolution (CPH was 2/2) (LHO recommends delete the assessment)

- 4 [ALH 11-142](#) Appeal of Special Tax Assessment for 632 SNELLING AVENUE SOUTH for Project #: J1107A, Assessment #: 118005 in Ward 3

Sponsors: Harris

Attachments: [J1107A LH 1-18-10, PH 2-2-11-632 Snelling.pdf](#)
 [632 Snelling Ave S-SA.DOC](#)
 [632 Snelling Ave-WO.pdf](#)

Approve assessment.

Referred Under Master Resolution (CPH 2/2)

- 5 [ALH 11-99](#) Appeal of Special Tax Assessment for 149 DELOS STREET EAST for Project #: J1103B, Assessment #: 8008 in Ward 2

Sponsors: Thune

Attachments: [Summary Abatement](#)

Decision forthcoming.

Lance Moe appeared.

Inspector Yannarely reported that a Boarding and Securing Summary Abatement Order for 149 Delos was issued on August 17, 2010. It was re-check on August 24, 2010 and the house windows were still open; garage door still open so, a Work Order was issued. Also for tall grass and weeds; garbage and rubbish.

Mr. Moe explained that his mother bought this property on November 18, 2010; this should have been taken care of by the title company. His mother got a bill for the work done on August 27, 2010. This wasn't listed in the closing. Another assessment for August 31, 2010 had been listed and paid. His mother wonders why she is being billed for something she didn't own at the time.

Ms. Moermond stated that she will look into this and given him a call.

Laid Over to the Legislative Hearings due back on 2/15/2011 (Decision forthcoming) (CPH was 2/2)

Summary Abatement Assessments:

- 6 [ALH 11-101](#) Appeal of Special Tax Assessment for 1187 EDGERTON STREET for Project #: J1107A , Assessment #: 8005 in Ward 5

Sponsors: Helgen

Attachments: [Summary Abatement](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16)

- 7 [ALH 11-110](#) Appeal of Special Tax Assessment for 1986 ST CLAIR AVENUE for Project #: J1103B, Assessment #: 118008 in Ward 4

Sponsors: Stark

Attachments: [1986 ST CLAIR AVE. RESPRO INVOICE.pdf](#)
[1986 STCLAIR. NOTIFICATION LETTER.DOC](#)

Marcia to review police reports.

On February 2, 2010, Ms. Moermond reviewed the police reports and recommended approving the assessment.

Referred Under Master Resolution (on CPH 2/2)

- 8 [ALH 11-124](#) Appeal of Special Tax Assessment for 1024 GERANIUM AVENUE EAST for Project #: J1107A, Assessment #: 118005 in Ward 6

Sponsors: Bostrom

Attachments: [1024 Geranium Ave E. photo.DOC](#)
[1024 Geranium Ave E. SA.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/2)

- 9 [ALH 11-134](#) Appeal of Special Tax Assessment for 1184 ROSS AVENUE for Project #:J1108A, Assessment #: 1108A in Ward 6

Sponsors: Bostrom

Attachments: [1184 Ross Ave.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On 2/16)

- 10 [ALH 11-136](#) Appeal of Special Tax Assessment for 1945 IVY AVENUE EAST for Project #: J1107A, Assessment #: 118005 in Ward 6
- Sponsors:** Bostrom
- Attachments:** [1945 Ivy Ave E-WO.pdf](#)
[1945 Ivy Ave E-J1107A .pdf](#)
- Marcia Moermond, Legislative Hearing Officer, to review the video.*
- Ms. Moermond reviewed the video and recommended deleting the assessment.*
- Referred Under Master Resolution (On CPH 2/2)**
- 11 [ALH 11-143](#) Appeal of Special Tax Assessment for 591 VAN BUREN AVENUE for Project #: J1108A, Assessment #: 118015 in Ward 1
- Sponsors:** Carter III
- Attachments:** [591 Van Buren Ave. SA.DOC](#)
- Approve the assessment.*
- Referred Under Master Resolution (On CPH 2/16)**
- 12 [ALH 11-146](#) Appeal of Special Tax Assessment for 674 MAGNOLIA AVENUE EAST for Project #: J1108A, Assessment #: 118015 in Ward 6
- Sponsors:** Bostrom
- Attachments:** [674 Magnolia Ave E. SA.DOC](#)
- Approve the assessment.*
- Referred Under Master Resolution (On CPH 2/16)**
- 13 [ALH 11-147](#) Appeal of Special Tax Assessment for 969 FRONT AVENUE for Project #: J1108A, Assessment #: 118015 in Ward 5
- Sponsors:** Helgen
- Attachments:** [969 Front Ave. SA.DOC](#)
- Approve the assessment.*
- Referred Under Master Resolution (On CPH 2/16)**
- 14 [ALH 11-148](#) Appeal of Special Tax Assessment for 453 SHERBURNE AVENUE for Project #:J1108A, Assessment #: 118015 in Ward 1
- Sponsors:** Carter III
- Attachments:** [453 Sherburne Ave.SA.DOC](#)
- Delete the assessment.*

Tom Bonda and Rick Dahl appeared.

Inspector Essling reported that they don't have a video of this. This is a Summary Abatement for clean-up mailed November 2, 2010 with a compliance date of November 8, 2010. It was re-inspected on November 9, and found to be in non-compliance. A Work Order was sent to Parks and the work was done November 16, 2010 at a cost of \$288 plus a service charge of \$140 for a total \$428. Notes: pile of lumber; misc debris.

Mr. Bonda said they had not received any Notice. Mr. Dahl added that normally, when they get Summary Abatements, they get the work done between 44-48 hours.

Ms. Moermond will recommend deleting the assessment.

Referred Under Master Resolution (On CPH 2/16)

15 [ALH 11-149](#)

Appeal of Special Tax Assessment for 1189 NORTON STREET for Project #:J1108A, Assessment #: 118015 in Ward 5

Sponsors: Helgen

Attachments: [1189 Norton St.Sa.DOC](#)

Approve the assessment.

Txerlee Moua and the tenant appeared.

Inspector Essling reported that 1189 Norton Street is a Summary Abatement Notice that was mailed November 9, 2010 with a compliance date of November 16, 2010. It was re-inspected November 23, 2010 and found to be in non-compliance. The work was done November 29, 2010 at a cost of \$316 plus a service charge of \$140 for a total of \$456. Notes: bags of yard waste and debris scattered in yard.

The video was viewed showing numerous bags in front of house and then removed.

Mr. Moua explained that when he got the Notice, he asked the tenant to clean up the debris and leaves. They cleaned it up and put it into bags and put it in front of the house. His sister was going to pick them up. Then, one morning they were gone. He said that the Notice states that they needed to clean the back yard, which the tenant did, and they put all of the bags in the front so that his sister could come and pick them up and use them for the soil. The clean-up was done. It takes only a few minutes to put those bags into a truck and the cost is \$456? Outrageous! Ms. Moermond commented that it's always cheaper to do it yourself. The City charges as much as they possibly can. It is supposed to be an incentive to take care of it on your own.

Ms. Moermond checked on the Notice. She found that the Notice went to Mr. Moua as well as the occupant. Specifically, it says, "Bags of yard waste and debris scattered in yard." The Orders were issued on November 9 giving Mr. Moua a week to do the work (Nov 16). The City stopped by the house on November 23 (an extra few days), and then they didn't actually do the clean-up until November 29, 2010; that's almost three (3) weeks to get it done. Mr. Moua re-stated that the clean-up was done; the leaves were in the bags. Ms. Moermond responded that the clean-up is not done if the bags are still in the yard. Mr. Moua added that he was waiting for the bags to be picked up.

Mr. Essling reiterated the costs (above). The service charge is for adding the cost onto the taxes. The cost includes the inspectors that went out there and the other people involved including this hearing. Ms. Moermond added that the minimum charge is for one (1) hour, regardless, which is to capture all of the expenses relating to that particular run.

Ms. Moermond will recommend approval.

Referred Under Master Resolution (On CPH to approve the assessment)

- 16 [ALH 11-151](#) Appeal of Special Tax Assessment for 104 LARPENTEUR AVENUE WEST for Project #: VB1103, Assessment #: 11804 in Ward 5

Sponsors: Helgen

Attachments: [VB1103 - 104 Larpenteur Ave W.pdf](#)

Delete the assessment per DSI.

No one appeared.

Inspector Yannarely reported that this is for a Vacant Building fee at 104 Larpenteur Avenue West. Apparently, at Legislative Hearing on January 6, 2010, DSI requested that the Vacant Building fee be deleted. The Certificate of Code Compliance was granted in November of 2010. He maintains that he had contacted me and DSI had said that the VB fee would be waived.

Referred Under Master Resolution (CPH 2/16 to delete the assessment)

- 17 [ALH 11-159](#) Appeal of Special Tax Assessment for 1804 ENGLEWOOD AVENUE for Project #: J1108A, Assessment #: 118015 in Ward 4

Sponsors: Stark

Attachments: [1804 englewood Ave SA 11.09.10.DOC](#)
 [1804 englewood Ave-photos 11.08.10.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

- 18 [ALH 11-167](#) Appeal of Special Tax Assessment for 114 SARATOGA ST N for Project #: J1104A, Assessment #: 118995 in Ward 6

Sponsors: Carter III

Attachments: [114 Saratoga St N, TGW letter, 08.17.10.txt](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

- 19 [ALH 11-172](#) Appeal of Special Tax Assessment for 1768 NORFOLK AVE for Project #: J1107A, Assessment #: 118005 in Ward 3

Sponsors: Harris

Attachments: [1768 Norfolk Ave.SA.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/2 to approve the assessment)

20 [ALH 11-173](#)

Appeal of Special Tax Assessment for 525-527 CHARLES AVENUE for Project #: J1108A, Assessment #: 118015 in Ward 1

Sponsors: Carter III

Attachments: [525-527 Charles Ave. SA.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

21 [ALH 11-174](#)

Appeal of Special Tax Assessment for 938 CARROLL AVENUE for Project #:J1108A, Assessment #: 118015 in Ward 1

Sponsors: Carter III

Attachments: [938 Carroll Ave.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

22 [ALH 11-175](#)

Appeal of Special Tax Assessment for 701 GERANIUM AVENUE EAST for Project #: J1108A , Assessment #: 1108A in Ward 6

Sponsors: Bostrom

Attachments: [701 Geranium Ave E. SA.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On 2/16 to approve the assessment)

23 [ALH 11-176](#)

Appeal of Special Tax Assessment for 1532 &1546 WHITE BEAR AVENUE for Project #: J1108A, Assessment #: 118015 in Ward 6

Sponsors: Bostrom

Attachments: [1532,1546 White Bear Ave. SA.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

24 [ALH 11-177](#)

Appeal of Special Tax Assessment for 1130 CENTRAL AVENUE WEST for Project #: J1108A, Assessment #:118015 in Ward1

Sponsors: Carter III

Attachments: [1130 Central Ave W. CN.DOC](#)
[1130 Central Ave W. SA.DOC](#)

Payable over 2 years

JoAnn Shegog appeared.

Inspector Essling reported that 1130 Central Avenue West is a Summary Abatement Notice mailed November 17, 2010 with a compliance date of November 23, 2010. It was re-inspected November 30 and found to be in non-compliance. The work was done December 1, 2010 for a cost of \$336 plus \$140 service charge for a total of \$476. Note: including pile of household items, brush, wood, tires and refuse - rear yard. Additionally, a Correction Notice was sent (Nov 17) prior to the Summary Abatement with a compliance date of November 23, 2010.

Ms. Shegog stated that she is here for clarification. She had hired someone to tear down the garage. She got a roll-off; unfortunately, it didn't accommodate the total amount of refuse; so, then, she had someone come out on November 22, 2010, to remove stuff, so she is not sure who picked up what.

They viewed the video which showed sandbags, concrete, tires, debris, trash and the clean-up.

Ms. Shegog responded that she is perplexed. Mr. Essling commented that some of the stuff had been removed before the clean-up. He will try to get a copy of the video for her. Ms. Shegog stated that she did put forth the effort to get the work done; she is asking for some consideration of time. She is asking not to be penalized for her effort. The City will provide Ms. Shegog with a copy of the invoice for the work so that she can make the case with the people that she hired to do the work. Ms. Moermond responded that it is her responsibility to balance Ms. Shegog's responsibility as a property owner with the responsibility of the tax payers, as a whole, in this situation. She doesn't think that the taxpayers, as a whole, should pay part of this when it's really a private matter, in her view. If the Council ratifies this, then Ms. Shegog will receive a letter from the City's Real Estate office with a bill within two (2) weeks. Ms. Shegog can either pay the bill within sixty (60) days or it will roll onto the property taxes for 2012. It will accrue interest at 4.75%.

Ms. Moermond will recommend approval, payable over two (2) years.

Referred Under Master Resolution (On CPH 2/16 to approve and spread the payments over 2 years)

25 [ALH 11-180](#) Appeal of Special Tax Assessment for 1319 WESTMINSTER STREET for Project #: J1102B, Assessment #: 118007 in Ward 5

Sponsors: Helgen

Attachments: [Restpro invoice 09.05.10.txt](#)
[SPFD Fire incident disposition 09.05.10.txt](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

26 [ALH 11-197](#) Appeal of Special Tax Assessment for 782 FRANK STREET for Project #: J1104A, Assessment #: 118995 in Ward 7

Sponsors: Lantry

Attachments: [J1104A 782 Frank St.WO 9-1-10.pdf](#)
[782 Frank St.Summary Abatement Order 8-19-10.DOC](#)
[J1104A 782 Frank St.pdf](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

- 27 [ALH 11-201](#) Appeal of Special Tax Assessment for 892 SHERBURNE AVENUE for Project #: J1106A, Assessment #: 118998 in Ward 1

Sponsors: Carter III

Attachments: [892 Sherburne Ave.SA Order 9-16-10.DOC](#)
[892 Sherburne Ave.Work Order 9-24-10.pdf](#)
[892 Sherburne Ave J1106A.pdf](#)

Approve the assessment.

Referred Under Master Resolution (was on CPH 1/19)

- 28 [ALH 11-205](#) Appeal of Special Tax Assessment for 2044 REANEY AVENUE for Project #: J1106A, Assessment #: 8998 in Ward 7

Sponsors: Lantry

Attachments: [SA](#)

Approve the assessment.

Referred Under Master Resolution (was on CPH on 1/19)

- 29 [ALH 11-206](#) Appeal of Special Tax Assessment for 1020 CARROLL AVENUE for Project #: J1107A, Assessment #: 8005 in Ward 1

Sponsors: Carter III

Attachments: [SA](#)

Reduce the assessment from \$316 to \$200. (CPH 2/2)

Bruce Johnson appeared.

Inspector Yannarely reported that a Summary Abatement Order was issued for 1020 Carroll Avenue for discarded furniture in the back yard on October 22, 2010 with a compliance date of October 26, 2010. It was re-checked on October 26 and found to be in non-compliance. A Work Order was issued to Parks, who performed the abatement on October 27, 2010 at a cost of \$316 plus a service charge of \$140 for a total of \$456. This has been a Category 2 Vacant Building since March 12, 2008 and there have been eight (8) Work Orders done during that period.

Mr. Johnson stated that he is appealing because these items were dumped. There are possibly two (2) problem properties nearby and their inhabitants drive along the

alley and dump items. He's quite sure he knows who they are. 1020 Carroll is empty; a couch appeared after this Notice. He went to the neighbors on each side of this unit. The one on the right denied putting it there; the one on the left told him that it had been dropped in her back yard; it wasn't hers, so she put it in his back yard.

They viewed the video which showed that a couch, a tire and some brush were removed by the City. Mr. Johnson disputed some of these items having been on his property. The couch was definitely on his property. The brush was on the property of 1018 Carroll. The tire was at the end of the chain-link fence between 1020 Carroll and 1022 Carroll. Mr. Johnson said that he had moved the couch back to the neighbor's yard; she evidently had moved it back to his property again. Mr. Johnson stated that he has talked with the police about the dumping; they said that there's nothing they can do about it.

Ms. Moermond noted that they are all victims of dumping. She will recommend reducing the assessment to \$200 and the City will have a conversation with those other property owners just so that there's a better understanding of how to handle dumping, in general. Mr. Johnson noted that there are still two (2) mattresses on the other side of the alley; they have been there since Christmas.

Referred Under Master Resolution (On CPH 2/2 to reduce assessment from \$316 to \$200)

- 30 [ALH 11-207](#) Appeal of Special Tax Assessment for 1111 FOURTH STREET EAST for Project #: J1103B Assessment #: 8008 in Ward 7

Sponsors: Lantry

Approve the assessment.

Referred Under Master Resolution (On CPH 2/2)

- 31 [ALH 11-208](#) Appeal of Special Tax Assessment for 835 OAKDALE AVENUE for Project #: VB1103, Assessment #: 8004 in Ward 2

Sponsors: Thune

Delete the assessment per DSI (less than 2 months past anniversary date when rehab complete).

No one appeared.

Inspector Yannarely reported that 835 Oakdale Avenue is an unpaid VB fee of \$1,000. DSI recommends deleting the fee because the file was closed when the rehab was complete less than two (2) months passes the anniversary date.

Referred Under Master Resolution (On CPH 2/16 to delete the assessment per DSI)

- 32 [ALH 11-209](#)

Sponsors: Carter III

Delete the assessment per DSI (it was rehabbed within 40 days of anniversary date).

No one appeared.

Inspector Yannarely reported this is for unpaid Vacant Building fee of \$1,100 for 874

Concordia Avenue. DSI recommends deleting the VB fee because it was rehabbed within forty (40) days of the anniversary date.

Referred Under Master Resolution (CPH 2/16 to delete the assessment per DSI)

- 33 [ALH 11-210](#) Appeal of Special Tax Assessment for 423 GERANIUM AVENUE EAST for Project #: J1107A, Assessment #: 8005 in Ward 5

Sponsors: Helgen

Attachments: [SA](#)

No show, approve the assessment.

Referred Under Master Resolution (CPH 2/2 to approve the assessment)

- 34 [ALH 11-211](#) Appeal of Special Tax Assessment for 577 FRONT AVENUE for Project #: VB1103, Assessment #: 8004 in Ward 5

Sponsors: Helgen

Lay over for 2 weeks (February 15, 2010).

John Carter appeared.

Inspector Yannarely reported that 577 Front Street is a Category 2 Vacant Building. The file was opened on August 14, 2008; it's still active. The annual fees are \$1,100 plus \$135 service charge for a total of \$1,235.

Mr. Carter stated that he purchased the property in February of 2010. He had construction started on it in May 2010, which was supposed to be done by August 2010 but the contractor dragged his feet. He called the Vacant Building program in September because the contractors were waiting for final inspections. The house has been finished since October 2010 and all of the permits have been signed-off on. After all was finished, Mr. Carter pulled another permit to insulate the garage; that's also finished.

Mr. Yannarely added that two (2) fee waivers have been granted: 1) August 5, 2010; and 2) September 22, 2010 with notations: 1) waiting for the sign-off; and 2) still waiting for a sign-off. As of today, they're still not signed-off on. Mr. Seeger hasn't totally signed-off; don't know what he is waiting for. Mr. Carter responded that he didn't understand because the other inspectors told him that they know it's been signed-off. He noted that he appealed an egress window - turned out to be fine.

Ms. Moermond stated that it looks as though the last time the inspector (David Tank) was out there was November 12, 2010 and he issued Corrections. Two (2) weeks earlier, Mr. Tank had spoken with Mr. Carter about the basement stairs. Mr. Carter responded that all of that had been completed. Ms. Moermond suggested that Mr. Carter speak again with Inspector Tank to find out what's going on. Mr. Carter replied that he went to talk to DSI and spoke with the mechanical inspector who said as far as he knew, everything had been signed-off. Ms. Moermond noted that the record clearly says that the building permit is not signed-off. Mr. Carter added that he spoke with an inspector on the phone who also said that everything was signed-off with the exception of paving the driveway, which needs to be done by May 31, 2011. Ms. Moermond noted that a variance had been granted on the egress window on January 20, 2011. Perhaps, that was what the inspectors were waiting for.

Mr. Carter noted that he is living at there. Ms. Moermond said that he shouldn't be. Mr. Carter responded that the inspectors had told him that it's all done. Ms. Moermond responded that it's not the same as getting everything signed-off on. She asked him if he had ever rehabbed a house before. Ms. Carter responded that he bought the house because it's only a half block from his business. Ms. Moermond stated that Mr. Carter needs to go down to the DSI office today and get that permit taken care of right now. Mr. Yannarely added that he needs to speak directly with Mr. Jim Seeger; he's the guy that pushes the buttons. If he is waiting for something to happen in spring, he can give Mr. Carter a partial sign-off so that he can live there. Ms. Moermond added that if Jim Seeger is not available, he will need to talk to the Building Official, Jim Blum, or the Senior Building inspector, Steve Ubl. Whomever he talks with needs to send the proper notification to Vacant Buildings.

Ms. Moermond will recommend laying this over for two (2) weeks in order to get this resolved.

Laid Over to the Legislative Hearings due back on 2/15/2011 (MM to check on final sign-off) - (On CPH 2/16 as forthcoming)

35 [ALH 11-212](#)

Appeal of Special Tax Assessment for 950 CENTRAL AVENUE WEST for Project #: J1108A, Assessment #: 8015 in Ward 1

Sponsors: Carter III

Attachments: [SA](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

36 [ALH 11-213](#)

Appeal of Special Tax Assessment for 1321 REANEY AVENUE for Project #: J1108A, Assessment #: 8015 in Ward 7

Sponsors: Lantry

Attachments: [SA](#)

Approve the assessment and spread the payments over 2 years.

Elaine Fluke and son, Shawn, appeared.

Inspector Yannarely reported that this is a Summary Abatement Order at 1321 Reaney Avenue for tall grass and weeds issued on October 25, 2010 with a compliance date of November 1, 2010. It was re-checked on November 1 and found to be non-compliant. A Work Order was sent to Parks, who performed an abatement on November 3, 2010. It's been a Category 2 Vacant Building since April 7, 2010. There is a history of five (5) Work Orders on this address. The cost is \$160 plus a service charge of \$140 for a total of \$300.

Ms. Fluke explained that they filed for bankruptcy, and they thought that the house was under their bankruptcy so they moved and were waiting for the bank to foreclose. The bank never foreclosed and won't but they didn't know until two (2) or three (3) months ago. If they had known that, they would have taken care of mowing the lawn and shoveling as they had always done. They kept getting Notices from Saint Paul but since they thought they didn't own the house anymore, they didn't do anything about the Notices. Apparently, however, they do still own the house because the bank is not going to foreclose. They are thinking about moving back to

the house. She called Saint Paul offices and found out that the City intended to tear the house down; she didn't want that to happen because it's a good house. She investigated and found out the the bank, City Financial, wasn't going to foreclose.

Ms. Moermond stated that she will recommend this assessment be payable over two (2) years. She also suggested that Ms. Fluke go to the City's Real Estate Office and fill out disability paperwork, which will create a forbearance until the point of sale or ten (10) years.

Ms. Fluke stated that she talked to Dave Nelmark, who told her that there is also a fee for leaving the house vacant. She needs to know what the total would be because they want to move back in. Mr. Yannarely added that it's a Category 2 now and needs a Code Compliance inspection, etc. He added that there has been a lot of assessments on this address. Ms. Fluke said that she wants to put a lock box on it.

Ms. Moermond said that for today, she can only deal with the tall grass and weeds assessment and she will recommend it be divided over two (2) years. She will recommend also that Ms. Fluke file a deferment in the Real Estate Office because of her disability status.

Mr. Yannarely said that Ms. Fluke should call Dave Nelmark, who could go through the Code Compliance procedure with her; she will need to go through that before she can move back into the house.

Referred Under Master Resolution (On CPH 2/16 to approve and spread payments over 2 years)

- 37 [ALH 11-214](#) Appeal of Special Tax Assessment for 949 GALTIER STREET for Project #: VB 1103, Assessment #: 8004 in Ward 5

Sponsors: Helgen

Approve the assessment.

Referred Under Master Resolution (CPH 2/16 to approve the assessment)

- 38 [ALH 11-215](#) Appeal of Special Tax Assessment for 602 OHIO STREET for Project #: VB1103, Assessment #: 8004 in Ward 2

Sponsors: Thune

Reduce assessment from \$1,235.00 to \$617.50. (On CPH 2/16)

Tom G. Mulcahy appeared.

Inspector Yannarely reported that 602 Ohio Street is a Category 2 Vacant Building. It has been in the Vacant Building Program since June 9, 2008. The annual fee is \$1,100 plus a service charge of \$135 for a total of \$1,235. There is a list of six (6) Work Orders for this address but no Code Compliance Inspection.

Mr. Mulcahy is asking to have the Vacant Building fee waived. He has pulled the permit and he has refurbished the house. He has a Purchase Agreement since last night. He has had inspections done. The heating contractor has gone back and forth trying to be compliant. He bought the house six-seven months ago. Usually, he can flip them pretty quickly but lately the market has been slow. He took it from a duplex to a single-family home.

Mr. Yannarely noted that Mr. Mulcahy is close to being finalized. The anniversary date is in June.

Ms. Moermond asked Mr. Mulcahy when he expects to get it done. Mr. Mulcahy replied that it should be done today. Building trades are done; heating is not quite done. He will stop by today. Ms. Moermond would like it done by the end of February; if it is done by then, she will cut the Vacant Building fee in half.

Ms. Moermond will recommend the assessment be reduced by half.

Referred Under Master Resolution (LHO recommends reducing the assessment from \$1235 to \$617.5; On CPH 2/16)

- 39 [ALH 11-216](#) Appeal of Special Tax Assessment for 936 GALITER STREET for Project #: J1108A, Assessment #: 118015 in Ward 5

Sponsors: Stark

Attachments: [936 Galtier St SA1.07.11.DOC](#)
 [936 Galtier St SA -hauler11.30.10.DOC](#)
 [936 Galtier St SA 11.10.10.DOC](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/16 to approve the assessment)

- 40 [ALH 11-217](#) Appeal of Special Tax Assessment for 1685 MARGARET STREET for Project #: VB 1103 Assessment #: 8804 in Ward 6

Sponsors: Lantry

Delete the assessment per DSI (this was bought by Mr. Lane in September (Cat 1). He did not know to notify VB. VB file is now closed. Anniversary date for fee was October 2).

No one appeared.

Inspector Yannarely reported that 1685 Margaret Street has unpaid Vacant Building fee of \$1,100. DSI recommends deleting fee because this house was bought by Mr. Lane in September as a Category 1 Vacant Building. He did not know to notify the Vacant Building Program. Currently, the VB file is closed; the anniversary date for the VB fee was October 2, 2010.

Referred Under Master Resolution (CPH 2/16 to delete the assessment per DSI)

- 41 [ALH 10-535](#) Appeal of Special Tax Assessment for 858-860 ALBERT STREET NORTH for Project #: CRT1101, Assessment #: 118968 in Ward 4.

Sponsors: Stark

Approve the assessment.

Referred Under Master Resolution

- 42 [ALH 11-150](#) Appeal of Special Tax Assessment for 200 PLATO BOULEVARD WEST for Project #: CRT1102, Assessment #: 118002 in Ward 2

Sponsors: Thune

Attachments: [CRT1102 LH 1-18-11; PH 2-2-11-200 Plato.pdf](#)

2/1/11---Delete the assessment per DSI. Payment was received.

No one appeared.

Referred Under Master Resolution (On CPH 2/2 to delete the assessment per DSI)

- 43 [ALH 11-117](#) Appeal of Special Tax Assessment for 45 WINONA STREET EAST for Project # CRT1102, Assessment # 118002 in Ward 2

Sponsors: Thune

Attachments: [45 Winona St. E. 1st.pdf](#)
[45 Winona St. E. Final.pdf](#)

Approve the assessment.

Referred Under Master Resolution (On CPH 2/2 to approve the assessment)

- 44 [ALH 11-164](#) Appeal of Special Tax Assessment for 1039 Hudson Road for Project #: J1102B, Assessment #: 118007 in Ward 7

Sponsors: Lantry

Attachments: [1039 Hudson Rd-police report.txt](#)
[1039 Hudson Rd-invoice.txt](#)

Reduce the assessment from \$520.20 to \$260.10. (On CPH 2/16)

Leo Ng appeared.

Inspector Essling reported that this is an assessment for an Emergency Boarding for a commercial building at 1039 Hudson Road. The building was struck by a vehicle. The responding Police called for an emergency contractor, who secured the building after the accident for a cost of \$380.20 plus a service charge of \$140 for a total of \$520.20. He entered into the record the public version of the police report. The file is still open. The accident took place at 8:13 p.m., September 4, 2010. Mr. Ng entered a photo.

Ms. Moermond asked Mr. Ng whether he has filed an insurance claim. Mr. Ng responded that the driver of the car has no insurance and Mr. Ng has only liability on the property.

Mr. Ng is appealing because the police did not call him and his neighbor wanted to call me but the police said, "No." So, Mr. Ng could not do the boarding. The neighbor called him later telling him the business had been boarded. Ms. Moermond noted that she cannot find in the file that the police called Channel 5 to find out who the key box holder was. Mr. Essling will secure the non-public police record to find out more details and get back to Ms. Moermond. Mr. Ng said that he would have boarded up the building himself for less than \$50 had he been aware of the break-in before the emergency contractor was called. Mr. Ng stated that there was \$14,000 damage. Ms. Moermond noted that insurance would cover this since he is a victim of a crime.

Ms. Moermond will recommend the assessment be divided in half.

Referred Under Master Resolution (On CPH 2/16 to reduce the assessment from \$520.20 to \$260.10)

45 [ALH 11-219](#)

Appeal of Special Tax Assessment for 336 FULLER AVENUE for Project #: VB 1103, Assessment #: 8004 in Ward 1

Sponsors: Carter III

Laid over for 2 months for the status of the building. If Appellant receives his Certificate of Code Compliance, she will recommend reducing the assessment in half. (will refer back to LH on 2/16)

Vacant Building fee.

Brad Smith appeared.

Inspector Yannarely reported that the Vacant Building file was opened on August 18, 2010. It was Condemned by the Certificate of Occupancy division with a recommendation of a Category 2. The Vacant Building fee is \$1,100 plus \$135 service charge for a total \$1,235.

Ms. Moermond noted that she had asked staff to determine whether this was a Category 1 of Category 2 Registered Vacant Building. Supervisor Urmann recommended: Condemned Vacant 2.

Mr. Smith doesn't understand how it became a Vacant Building. The day that the inspector came to post it, an employee of his was changing the locks. This house has never been unattended. It does not look in disrepair outside; they mow the lawn and shovel the walks. There is no reason that it should be categorized as a Vacant Building. After he got the list of repairs from the fire inspector, they did all of them. A meeting was scheduled with Lisa Martin; he got there an hour before she did. He called and informed her that someone broke the back door. When she came out, she made a new list, listing the door. He is not going to replace the door until he is able to remove that Vacant Building sticker. It's a nice house and he doesn't understand why it can't be empty. No has no interest in having a renter; he wants to sell it. It doesn't need any rehab; there's nothing wrong with it. Now, he can't do anything with it because it's a Category 2. Ms. Moermond responded that he can sell it; he just needs to sell it to someone who can do the rehab. Again, he stated that it doesn't need rehabbing.

Ms. Moermond said that it looks as though there are some plumbing problems. Mr. Smith responded that someone took about 12 feet of copper pipe out of it. Now, that the sticker is on the house, he has a problem with thieves. He never had a problem in the two (2) previous years without the sticker. He can't pull a permit and just do the plumbing because it's a Category 2. Mr. Yannarely interjected that Mr. Smith will need a code compliance inspection which can be used as a Truth in Sales and Housing document.

Ms. Moermond stated the fact that the water heater is not functioning in the house is reason enough for it to be Condemned. Mr. Smith responded that there is nothing wrong with the water heater itself; there's just 12 feet of pipe missing that needs to be replaced. Ms. Moermond said that Mr. Smith needs to go through the process. She explained that the City's definition of Vacant Building would pick this up as a Category 2 based on the Condemnation by itself. It will pick it up as a Category 1 if the building

has been vacant for 365 days or more. There seems to be a very short list of things that need to be done to bring this building into compliance and ready to sell.

Ms. Moermond will recommend a two (2) month layover; if the building becomes code compliant, she will recommend reducing the fee by half.

Laid Over to the Legislative Hearings due back on 4/5/2011 (On CPH 2/16 to refer back to LH on 4/5)

46 [ALH 11-220](#)

Appeal of Special Tax Assessment for 1037 JESSIE STREET for Project #: J1102B, Assessment #: 8007 in Ward 5

Sponsors: Helgen

Approve the Emergency Boarding assessment and delete half of the Vacant Building fee (already been ratified).

Brian Rabb appeared.

Inspector Yannarely reported that this is an assessment for an emergency boarding at 1037 Jesse Street. It's been a Category 2 Vacant Building since July 23, 2010. It was changed to a Category 3 after a fire that happened on September 28, 2010 at 5:00 a.m. at which the Saint Paul Fire Department requested a boarding contractor to secure it after they put out the fire. Cost of the boarding is \$1,035.05 plus a service charge of \$140 for a total of \$1,175.05.

Mr. Rabb explained that this house was purchase by three (3) partners in February 2010 to be rehabbed. The first contractor didn't work out. After that a second contractor was brought in to finish the rehab. He was told the second contractor had pulled permits but found out that he pulled only some, not all. Contractor #2 did some of the work but not all the work. They came back and wanted more money. At that time, his two (2) partners quit. The fire occurred in September 2010 resulting in a total loss. Rich Singerhouse recommended a person, Ray Anderson, to do the demo after the fire. Yesterday, he received an email from Zurich, the insurance company, their decision has been finalized and they will cut a check soon. Mr. Rabb has contracted with Habitat for Humanity and they will be taking the site after the demo has been completed. Today, he is hoping that the VB fee will be waived.

Inspector Yannarely explained that Mr. Rabb called Steve Magner to ask about the Vacant Building fee. Mr. Magner talked with Mr. Yannarely and said that usually the City gives a 90-day waiver after a fire but this address had already been in the Vacant Building Program, so just waive the fee. After checking the dates, the VB fee wasn't up for assessment; it had been ratified one (1) month ago. The Boarding fee, however, is up for assessment.

Ms. Moermond stated that Mr. Rabb's insurance should be paying for this, not the taxpayer at large. She will recommend deleting half of the Vacant Building fee and approving the Emergency Boarding fee.

Referred Under Master Resolution (CPH 2/16 to approve the assessment)

47 [ALH 11-221](#)

Appeal of Special Tax Assessment for 230 SEVENTH STREET WEST for Project #: VB1105, Assessment #: 8010 in Ward 2

Sponsors: Thune

Reduce the assessment from \$1,235 to \$1100.

Joseph Costa appeared.

Vacant Building fee

Inspector Yannarely reported that it looks as though this fee should have been waived at the end of August 2010. The Vacant Building file was closed at the end of August 2010; he is confused as to why it's before LH. Ms. Moermond noted that it looks as though there may have been a temporary waiver so that the sale could happen.

Mr. Costa explained that he got a Purchase Agreement in November 2010; it is scheduled to close at the end of February 2011 but that's subject to change again. The building needs a total renovation, so a lot of work has been done with the City. Many inspections and tests, trying to get the City to give the OK. There has been a lot of hold-ups. The building is still vacant. He'll pay what he owes but he doesn't think it's fair that he be charged the interest on it.

Ms. Moermond noted that the anniversary date on the vacant building is June 29. She recommended that the Vacant Building file be re-opened and that the \$135 processing fee be deleted from the assessment.

Referred Under Master Resolution (On CPH 2/16 to reduce the assessment from \$1235 to \$1100)

48 [ALH 11-222](#)

Appeal of Special Tax Assessment for 314 BATES AVE for Project #: J1107P, Assessment #: 118011 in Ward 7

Sponsors: Lantry

Delete the assessment per DSI; waiver on file. (On CPH 2/16)

Referred Under Master Resolution (On CPH 2/16 to delete the assessment per DSI)

49 [ALH 11-223](#)

Appeal of Special Tax Assessment for 202 SNELLING AVE N for Project #: J1107P, Assessment #: 118011 in Ward 1

Sponsors: Carter III

Delete the assessment per DSI (waiver on file).

Referred Under Master Resolution (CPH 2/16 to delete the assessment per DSI)

50 [ALH 11-224](#)

Appeal of Special Tax Assessment for 1271 UNIVERSITY AVE W for Project #:J1107P, Assessment #: 118011 in Ward 4

Sponsors: Carter III

Delete the assessment per DSI (waiver on file).

Referred Under Master Resolution (CPH 2/16 to delete the assessment per DSI)

51 [ALH 11-231](#)

Appeal of Special Tax Assessment for 1627 MINNEHAHA AVENUE EAST for Project #: J1102B, Assessment #: 118007 in Ward 7

Sponsors: Lantry

Attachments: [1627 Minnehaha Ave E.J1102B LH 2-1-11; PH 2-16-11.pdf](#)
[1627 Minnehaha Ave E Letter.DOC](#)

On February 10, 2010, Ms. Moermond reviewed the police report and recommended approving the assessment. The police acted reasonably and asked the tenant for access. City Council Public Hearing on February 16.

Decision forthcoming. Need to get police report.

Allen Gear appeared.

Inspector Essling reported that an Emergency Boarding was requested by the Saint Paul Police Department done on September 2, 2010 at 4:15 p.m. The total cost is \$423. Staff does not have a police report.

Mr. Gear stated that he did not get notified. On about July 1, 2010, he rented the house to an individual who was getting his children back. Within the sixty (60) days that he lived there, there was significant damage (\$5,000). Anything Mr. Gear would fix, the tenant would promptly damage, so Mr. Gear got rid of the tenant. He never received notification that there was an issue; he fixed what he knew he needed to. Previously, when he received notification, he would take care of it. He has neighbors who will inform him of things that need to be done or they will call in a complaints.

Ms. Moermond stated that if the Police Department is involved, all bets are off regarding notification because they are emergency situations; notification doesn't apply. They cannot leave the site unsecure. She read the public police report from September 2, 2010 into the record:

On September 2, 2010, squads were dispatched to the 1600 block of Minnehaha East on a burglary in process. Upon officers arrival, they found a window had been forced open. The complainant on the call refused to open the door to let the officers inside the house. Officers became concerned for the complainant's safety and forced the door open to the house. The suspect in the burglary, Yang Toua Hu, a 30-year old male, was the first to come down the stairs and was taken into custody without incident. Officers then spoke with complainant on the call, Marshbanks, Reginald Arthur, a 23-year old male. Yang was arrested and booked for false information to police, possession of theft tools, failure to register as a predatory offender and three (3) felony Ramsey County warrants, fifth degree drugs, possession of theft tools and fleeing police. It was discovered that Marshbanks also had a felony warrant out of Ramsey County for terroristic threats. Marshbanks and Yang were booked into the Ramsey County LEC.

Ms. Moermond asked which of the two (2) men mentioned was Mr. Gear's tenant. Mr. Gear responded, "Reginald Marshbanks."

Ms. Moermond will review the nonpublic police report; she will be in contact with Mr. Gear.

Laid Over to the Legislative Hearings due back on 2/15/2011 (On CPH 2/16 to approve the assessment)

52 [ALH 11-232](#)

Appeal of Special Tax Assessment for 1305 MARYLAND AVENUE EAST for Project #: VB1102, Assessment #: 118993 in Ward 6

Sponsors: Bostrom

Attachments: [1305 Maryland Ave E.VB1102.pdf](#)

Appellant needs to get final by February 28, 2011 and Ms. Moermond will reduce the assessment in half. (Note: This matter went to Council on 2/2/11; may need to do Resolution to amend after February 28).

Eugene Kotz appeared.

Inspector Yannarely reported that 1305 Maryland Avenue has been a Category 2 Vacant Building since August 23, 2007. The annual fee is \$1,100 plus \$135 service charge for a total of \$1,235.

Mr. Kotz explained that he purchased the house in 2008. When he bought this property, he wanted to live in this house. It has taken two (2) years to get everything fixed. He has used union contractors to do all of the work. Currently, it's at a stage where they're are ready to do finals except for electrical. The team is ready to go at the beginning of March. He has complied with all of the permits and paid for everything. He is waiting to move into the place. He thought that by buying a vacant building, he was getting a good deal. He is looking for a VB fee waiver or reduction to off-set his costs; it was a total rehab and cost a lot of money.

Ms. Moermond will recommend reducing the assessment by half if finals are done by February 28.

Laid Over to the Legislative Hearings due back on 3/1/2011 (On CPH 2/2)

53 [ALH 11-233](#) Appeal of Special Tax Assessment for 887 RANDOLPH AVENUE for Project #: J1107P, Assessment #: 118011 in Ward 2

Sponsors: Thune

Attachments: [887 Randolph J1107P LH 2-1-11; PH 2-16-11.pdf](#)

Delete the assessment per DSI; waiver on file.

Inspector Essling reported that this is for graffiti removal at 887 Randolph Avenue. DSI recommends deleting the assessment; waiver on file.

Referred Under Master Resolution (On CPH 2/16 to delete the assessment per DSI)

11:00 a.m. Hearings

Orders to Vacate, Condemnations and Revocations

54 [ALH 11-156](#) Appeal of Aija S. Gravitis to a Correction Notice at 973 BRADLEY STREET.

Sponsors: Helgen

Attachments: [973 Bradley.appeal.1-21-2011.pdf](#)
[973 Bradley.Photos.1-10-11.pdf](#)

Laid over to April 12, 2011 LH at 11:00 a.m. Appellant to develop work plan with the House Calls Program to decrease the volume of materials by 50% in 8 weeks. Inspector to review situation and report back in Legislative Hearing as due progress.

If the goal is met, Appellant will be granted four additional weeks to decrease the volume by half again.

Aija S. Gravitis appeared.

Inspector Seeley reported that a Fire Referran came into their office on December 6, 2010 regarding a health hazard due to excessive clutter in the house at 973 Bradley. On December 6, 2010, Ms. Seeley sent out an appointment letter; she didn't get in for that appointment. She went back out on December 15, 2010 and didn't get in. She put in an Excessive Consumption bill and Ms. Gravitis contacted Ms. Seeley. Ms. Seeley finally got into the house on January 10, 2011. She found excessive stuff that needed to be cleaned up. Ms. Seeley issued a Correction Notice saying that she wanted access to the front door, the living room and the bedroom cleaned out. She went back out there on Friday, January 28, 2011 and found the living room much better but still needs more access to the front door. The dining room and bedroom need more work. There is excessive storage in the basement but is away from the furnace and water heater. The police were out there because they were afraid that the house next door might blow up because of a gas leak. Ms. Seeley commented that she could have Condemned the house the day of the last inspection but she is willing to work with Ms. Gravitis. Ms. Gravitis is worried that the house may be Condemned.

Ms. Gravitis explained that this is the first time this has happened and she is very nervous because she has been responding to the Notices; however, when she got the letter saying that the house may be Condemned on or around January 25, 2011, she became very anxious. On the bottom of the letter, it said that she needed to speak with Inspector Seeley directly to make arrangements for inspection or an extension of time; however, whenever she tried to contact Ms. Seeley, she needed to leave a message (Ms. Gravitis has no cell phone). Then, another Notice would be sent out. She is appealing because she is trying to comply and she is very concerned that this could turn into a Condemnation and she'd be forced to vacate; she has no where else to go. When Inspector Seeley came out on January 10, 2011, she said to work on getting rid of the living room clutter and make more of a pathway in the dining room; there was no mention of the bedrooms. Ms. Seeley said that she was willing to work with her on the project. It was her impression that Ms. Seeley would re-inspect in two (2) weeks to see the progress. On Friday, January 21, Ms. Gravitis tried calling four (4) times. Her voice mail said that Ms. Seeley is generally back in the office at 1:30 p.m. Ms. Gravitis called at 1:30 p.m., 2:00 p.m., 2:30 p.m. and 3:00 p.m. without success. The following week, Ms. Gravitis received another appointment Notice for Noon on January 28, 2011. When Ms. Seeley came back, she said that Ms. Gravitis hadn't complied, the bedrooms weren't done, and she could be forced to vacate, yet that is not what Ms. Seeley had told her at the previous appointment. Ms. Gravitis was also concerned about Ms. Seeley charging her a fee for each time she comes out. Ms. Gravitis was very frustrated with trying to get a hold of Ms. Seeley. Previously, Ms. Gravitis got a Notice saying that, "Your property is next scheduled for re-inspection on January 10, 2011." On that day, Ms. Gravitis took off from work and waited all day for Ms. Seeley to come. She also called nine (9) times to try to reach someone to no avail. No one came to inspect.

Ms. Moermond stated that there are a couple of layers of things happening: 1) the actual clean-up itself; 2) concerns about the appointments; 3) the seriousness of this issue; 4) the fines; and 5) the Condemnation/Order to Vacate. Ms. Moermond took some time to view the photos. Ms. Gravitis stated that the living room and dining room are clean now; the bedrooms are not and she hasn't had a chance to work on the basement. She has put things in bins because she doesn't have time to go through everything and make decisions as to: 1) throw out; 2) recycle; or 3) save.

She is doing the best she can; if firemen came through, there would not be an issue. She has a little car with rear wheel drive and feels trapped because they have no one who plows the alley; she can't get in or out and the car is too small to do much hauling.

Ms. Moermond stated that there are two concerns with excessive accumulation: 1) fire personnel getting around in the room; and 2) the likelihood that things will burn more easily. She thinks that Ms. Gravitis is a hoarder. She said that through her health insurance, Ms. Gravitis may be able to get into some counseling for people who are similarly situated. Ms. Moermond is hearing excuses from Ms. Gravitis as to what is keeping her from addressing the situation instead of hearing about a work plan that would get her out from under the clutter. She thinks that there may be something deeper going on, perhaps grief or a significant life change. Ms. Moermond suggested that Ms. Gravitis call House Calls, from which she could get a dumpster delivered free of charge with Ms. Seeley's help and family might be able to come and help her. If the City comes to clean-up, it will cost a lot and they will just come and pick-up everything. Ms. Moermond would like to see a Work Plan developed by Ms. Gravitis regarding how she intends to handle the clean-up in order to get it to look like an average person's house. She would like that done in eight (8) weeks. She urged Ms. Gravitis to not keep things that she intends to use in the distant future; and to: 1) get a dumpster; and 2) get counseling.

Inspector Seeley noted that she did not go to the second floor to check out where the water damage on the first floor was coming from. She would like to go out and make sure the upstairs is OK. In eight (8) weeks, she'll also take a look upstairs.

Ms. Moermond again urged Ms. Gravitis to call Kaye Wittgenstein at the House Calls Program; they work with this issue a lot and will be able to recognize Ms. Gravitis needs even before she may realize them.

Ms. Gravitis expressed that there are certain things she needs to keep; it's going to be time consuming, but she is willing to work at it. She added that since she began to stack things against the windows, no one was trying to pry them open any more. She asked for suggestions for a work plan. Ms. Moermond said that she should ask House Calls for help with that.

Ms. Moermond stated that she would like to see the volume decreased by half in eight (8) weeks throughout the house. If that is done, she will give Ms. Gravitis another four (4) weeks to decrease the volume by half again. Inspector Seeley would like to inspect the whole building in eight (8) weeks.

Ms. Moermond recommended an eight (8) week layover for inspection. A LH will be set up in ten (10) weeks (April 12, 2011 at 11 a.m.)

Inspector Seeley suggested that Ms. Gravitis pay attention to the forth coming appointment letter.

Laid Over to the Legislative Hearings due back on 4/12/2011

1:30 p.m. Hearings

Window Variances: Hearing Required

55

[ALH 11-188](#)

Appeal of David O'Loughlin, Crown Bluff Enterprises, on behalf of Mike Brodtmann, to an Egress Window Non-Compliance Determination at 1665

Juliet Avenue.

Sponsors: Harris

Attachments: [1665 Juliet.appeal.1-27-11.pdf](#)

Deny the appeal. City Council public hearing scheduled for February 16, 2011.

Legislative Hearing Officer Marcia Moermond noted that the window has a opening width of 20 inches which meets the requirement. The height is 16 inches and should be no less than 24 inches. In many cases she said she will go down to 16 inches but is then looking for compensatory inches in the other dimensions. For each inch in shortfall in height she would look for an additional inch in width and he doesn't have that.

Mr. O'Loughlin said a double hung window was chosen for its convenience. Ms. Moermond said she is not comfortable recommending to the Council that the appeal be granted but they may look at it differently so she suggested he might want to appear before the council and make his case.

With the sashes removed, the window meets the code, Mr. O'Loughlin said. Ms. Moermond said that's too many movements in her view to satisfy the fire code but the Council may view that differently. He also noted that changing the window would be a hardship and Ms. Moermond told him he should explain that to the Council.

Referred to the City Council due back on 2/16/2011

Fire Certificates of Occupancy Correction Orders

56 [ALH 11-160](#) Appeal of Khoua Cher Xiong to a Fire Inspection Correction Notice at 2154 FIFTH STREET EAST.

Sponsors: Lantry

Attachments: [2154 5th.appeal.1-21-11.pdf](#)

Deny the appeal and grant an extension for 120 days to bring the windows into compliance. Ice is to be removed from the windows by the end of this week and it is to be kept off at all times in order to insure they can be opened .

Inspector Mike Urmann said the Xiongs were appeal Item No. 7 – egress windows. Both windows are awning type which measure 7 inches high and 28 inches wide openable in the main floor northeast bedroom, and 7 inches high and 41 inches wide openable in the main floor southeast bedroom. The other issue was that the windows were frozen shut and could not be opened at the time of the inspection.

Ms. Moermond questioned why they were appealing the windows. Mr. Xiong's son interpreted for him. The house was purchased two years ago with these windows and there was not a problem prior to this. Ms. Moermond explained that egress windows have become a big issue with respect to safety. Because these are awning windows, they are not safe in a fire situation. Inspector Urmann explained further that the openable space is not large enough for anyone to fit through either in ingress or egress. Also, when this type of window is subject to heat, they collapse so they become a full obstruction and are not openable once they collapse. This is true even if they were the right size.

Ms. Moermond said she will recommend denying the appeal and that the windows be replaced. She advised them to apply for a building permit to replace them. The permit will not be given to them because the opening is not big enough to meet the code. However, they can appeal the form and she will recommend they get a variance. There only has to be one window in each sleeping unit that meets the requirement.

Inspector Urmann also suggested they remove the ice from the windows. Ms. Moermond concurred and instructed them to remove the ice by the end of this week and keep it off as they have to be able to open them.

Deny the appeal and grant an extension for 120 days to bring the windows into compliance.

Ice is to be removed from the windows by the end of this week and it is to be kept off at all times in order to insure they can be opened .

Referred Under Master Resolution

57 [ALH 11-168](#)

Appeal of David S. Hartman to a Fire Inspection Correction Notice at 878 CLARK STREET.

Sponsors: Helgen

Attachments: [878 Clark.appeal.1-24-11.pdf](#)
[878 Clark St.Hartman Ltr 2-1-11.doc](#)

Deny the appeal and grant an extension for 6 months on the ceiling height issue in Unit 2. Public hearing before the City Council on March 16, 2011.

Inspector Urmann said Mr. Harman is appealing Item No. 6, the ceiling height in Unit 2. The height ranges from 6 feet to 6.5 feet. The entire bedroom ceiling is 6 feet.

Mr. Hartman said it would be prohibitive to raise the roof to the required height. He purchased the property about 20 years ago and the upstairs Unit 2 was probably added 50 years before that. He feels it should be grandfathered in as there are adequate windows. This is an up and down duplex and he thinks it was built as a single family home and the second unit was added.

Legislative Hearing Officer Marcia Moermond said a firefighter could not maneuver through the space so she does not feel she can grant a variance. She suggested he appear before the Council and present his case. Mr. Hartman said the requirement does not make any sense for a building that has been like this for so long and he feels it is navigable.

Ms. Moermond said it's a safety issue and it has been called out now. This building has not been inspected by fire inspectors until just recently.

Ms. Moermond denied the appeal and granted an extension for six months to resolve the ceiling height issue in Unit 2 or have the renters move out.

Referred to the City Council due back on 3/16/2011

58 [ALH 11-169](#)

Appeal of David Palmer to a Fire Inspection Correction Notice at 1609 SAINT ANTHONY AVENUE.

Sponsors: Stark

Attachments: [1609 St Anthony.appeal.1-21-11.pdf](#)
[1609 St. Anthony Ave.Palmer 2-8-11.doc](#)

Laid over to February 8, 2011 (Housekeeping)

Grant a 4.5-inch variance on the openable height of the egress bedroom window in Unit 5 which measured at 19.5 inches high by 27 inches wide. Items 3 (fire separation) and 4 (sprinkler system issue) - deny the appeal. (must decide to come into compliance with one of the two items); Items 7 (water heater issue) and 55 (boiler) - Must install a chimney liner under permit. A separate permit is not needed on boiler and water heater installation.

Inspector Mike Urmann said Mr. Palmer is appealing an egress window, Item 53. The double hung egress window is 19.5 inches high x 27 inches wide openable. The glazed area is 7.5 sq. ft. Legislative Hearing Officer Marcia Moermond said she will recommend the Council grant a variance on the window

Regarding Items No. 3 and 4, Mr. Urmann said the boiler was installed without a permit and it is smaller than the original boiler. There is a sprinkler head in place which is an acceptable alternative to that but it is no longer covering the hazard. The sprinkler head must be installed correctly or a fire rated ceiling be put in place.

Items No. 7 and 55 – Mr. Urmann said the venting for the water heater no longer meets the requirement because it's not vented with the boiler. It will require a chimney liner (as there is not a correct draw or temperature without a liner) and a seal around the water heater. From the records it does not appear the boiler and water heater were installed under permit.

Mr. Palmer said he tried to contact the previous owner to see who did the work because it's hard to get someone new to come in and do the work. Ms. Moermond told him to apply for a permit for the chimney liner. She will not recommend that he get a permit for the previous work that was done but she will talk to the inspection people in DSI to see if they have any specific orders they would write.

Mr. Urmann said the pictures were provided to the Mechanical Inspections Division prior to the orders being written and they advised Fire to write the orders.

Mr. Palmer said he has another inspection scheduled for February 16. Ms. Moermond suggested to Mr. Urmann the inspection be rescheduled. He said he will take care of it.

Ms. Moermond granted a 4.5-inch variance on the openable height of the egress bedroom window in Unit 5 which measured at 19.5 inches high by 27 inches wide. Items 3 (fire separation) and 4 (sprinkler system issue) - denied the appeal. (Must decide to come into compliance with one of the two items); and Items 7 (water heater issue) and 55 (boiler) - Must install a chimney liner under permit. A separate permit is not needed on boiler and water heater installation.

Laid over to February 8, 2011 (Housekeeping)

Laid Over to the Legislative Hearings due back on 2/8/2011(Housekeeping)

Sponsors: Bostrom

Attachments: [1814 York.appeal.1-20-11.pdf](#)
[1814 York Ave.Tsvetovat Ltr 2-1-11.doc](#)

Granted appeal for four months (June 7) on the ceiling height on the third level if the floor area is significantly decreased. (Greater portion of floor area is to be above 6 feet.)

Laid over to March 1, 2011 (Housekeeping)

Inspector Mike Urmann said the appeal is on a ceiling height issue on the third level. The height ranges from 5.5 feet to 6.5 feet. The 6.5 ft. span runs the length of the ceiling area and about 8.5 inches wide. It is a converted attic space.

Mr. Boris said when it was bought, everything was done with Truth-in-Housing and the attic space was finished off when it was purchased. He explained the layout to Ms. Moermond, Legislative Hearing Officer, saying it is wider than it is long.

Ms. Moermond questioned if he could decrease the floor area such as doing a "build in" of three feet on both sides. Mr. Boris asked for time to work on that.

Ms. Moermond granted the appeal for four months (June 7) on the ceiling height on the third level if the floor area is significantly decreased. (Greater portion of floor area is to be above 6 feet.)

Laid over to March 1, 2011 (Housekeeping)

*Appeal granted with four months (June 7) to decrease the floor area.
Laid over to March 1, 2011 (housekeeping)*

Laid Over to the Legislative Hearings due back on 3/1/2011 (Housekeeping)

60 [ALH 11-178](#) Appeal of Peter Vu to a Fire Inspection Correction Notice at 605 GREENBRIER STREET.

Sponsors: Lantry

Attachments: [605 Greenbrier.appeal.1-25-11.pdf](#)

*Appeal Denied. No Show.
2/4/11--appellant called stating he missed the hearing and wants to reschedule.
Rescheduled to February 15, 2011.*

Referred Under Master Resolution

61 [ALH 11-185](#) Appeal of Aaron Spencer to an Inspection Appointment at 1759 MORGAN AVENUE.

Sponsors: Harris

Attachments: [1759 Morgan.appeal.1-26-11.pdf](#)

Appeal granted.

Bonnie Jungwirth said she is the registered owner of the home. Aaron Spencer is her son and he stated he purchased the house from her. In 2007 he was unable to keep it due to physical issues and he sold it back to his mother. He has lived there 20 years and it is homesteaded in his name. Because he is somewhat dependent on his mother, Ms. Moermond, Legislative Hearing Officer, said she would call it an owner-occupied equivalent and recommend that they not be in the Certificate of Occupancy program. Things could change in the future but due to the current circumstances, she will consider it one household.

Appeal granted.

Referred Under Master Resolution

62 [ALH 11-186](#) Appeal of Sharon Murphy to a Fire Inspection Correction Notice at 2032 MANITOU AVENUE.

Sponsors: Lantry

Attachments: [2032 Manitou.appeal.1-27-11.pdf](#)

Appeal denied.

*Granted four months (June 7, 2011) to deconvert the third unit. (Item 2)
Install smoke detectors in all sleeping areas by February 4, 2011. (Item 3)
Extension granted to June 1, 2011 to repair the chain link fence (Item 5) and the exterior surfaces of the house. (Item 7)
Extension granted to March 15, 2011 to remove exterior storage. (Item 6)
Granted 30 days on all other items to come into compliance.*

Inspector Mike Urmann addressed Items 5, 6, and 7 which Sharon Murphy was appealing. The three items pertain to outside repairs which he itemized. Ms. Murphy asked for additional time to correct these when the weather is better.

Legislative Hearing Officer Marcia Moermond asked Ms. Murphy if she was going to keep the chain link fence. She said it is quite damaged and it will most likely be removed completely and possibly replaced. Ms. Moermond asked if anything could be done now to make it look better such as clipping out sections of the fence. Ms. Murphy said the snow is very high which would make it difficult.

Ms. Moermond asked about the accumulation of exterior storage (Item 6). Ms. Murphy said the renters tend to be packrats and she will try to get them to remove things.

Ms. Moermond said she will grant until June 1 for Items 5 and 7 and six weeks for Item 6, the exterior storage. She will take the exterior storage off her fire certificate of occupancy and get a separate set of orders for that.

Ms. Moermond asked Matt Dornfeld, Vacant Building Supervisor, to have one of his employees write a summary abatement order on the exterior. Mr. Urmann said their procedure is give the six weeks, as recommended by Ms. Moermond, and if it is not done by that time, they then apply for a summary abatement through Code Enforcement but it has to be dealt with under a certificate of occupancy first. Ms. Moermond said it should be turned over to summary abatement immediately.

Mr. Urmann addressed Item 2, illegal third unit. He said this was a zoning issue and DSI was directed to write an order and to direct the owner to go through them to either get written approval for use of the third unit or to de-convert it.

Ms. Murphy said she is aware the building is zoned as a duplex. They purchased it in 1998 and the basement was empty for many years. A friend's parents rented half of the duplex and she felt the friend could have the bedroom in the basement. He became ill and they put in a small kitchen for him in the basement to make it easier for him. It's a walk-out basement. This is one family and she questioned if they could come to a compromise.

Ms. Moermond said she does not feel there should be a kitchen in the basement or any cooking taking place. The only way to solve it is to remove the kitchen or get it approved as a tri-plex. She asked about the locks on the doors and said if the basement unit is not within the same unit as his parents' unit, it is an issue. Ms. Murphy said there was a deadbolt lock on the upper door and questioned if it would be okay if the lock was removed. Ms. Moermond said it's definitely an illegal third unit and the kitchen must be disassembled. She reiterated that Ms. Murphy can seek tri-plex status and continue to use the bedroom if she can find a way to relate it to the rest of the apartment.

Mr. Urmann said his understanding is that the stairwell is a common one to all spaces so it's not part of the second floor unit. Ms. Murphy said that was accurate.

Ms. Moermond said she would grant four months to disassemble the kitchen and accommodate the tenant's needs. She told Ms. Murphy she could appear before the City Council with her appeal but the Council may want her to go before the Board of Zoning Appeals with an appeal.

Mr. Urmann responded to Item 3 on the list regarding smoke detectors by the sleeping rooms. He noted this is a life safety issue that should be taken care of. Ms. Moermond told Ms. Murphy to see that smoke detectors are installed in all sleeping areas by February 4, 2011.

Ms. Moermond noted the sink stopper in Item 8. Ms. Murphy read what she wrote in the appeal and said she feels it should be a tenant/landlord issue. Mr. Urmann said the issue of the sink stopper comes from the Minnesota Plumbing Code. The Plumbing Code requires that a sanitary sink in a bathroom or kitchen be able to be filled for sanitary purposes. Mr. Urmann said they have no choice but to call it. Also, the cabinets are required under the Property Maintenance Code to be in good repair which means the doors and drawers close tightly.

Appeal denied.

Granted four months (June 7, 2011) to de-convert the third basement unit. (Item 2)
Install smoke detectors in all sleeping areas by February 4, 2011. (Item 3)
Extension granted to June 1, 2011 to repair the chain link fence (Item 5) and the exterior surfaces of the house. (Item 7)
Extension granted to March 15, 2011 to remove exterior storage. (Item 6)
Granted 30 days on all other items to come into compliance.

Referred Under Master Resolution

2:30 p.m. Hearings

Vacant Building Registrations

63 [ALH 11-157](#) Appeal of Nathaniel Armstrong to a Vacant Building Registration Fee at 725 FULLER AVENUE.

Sponsors: Carter III

Attachments: [725 Fuller.appeal.1-21-2011.pdf](#)

Appeal denied and extension granted to June 1, 2011 to complete all work with necessary permits to be pulled. Property will be a Category I for the next three months. If the work is not completed by June 1, it will become a Category II. Vacant building fees waived for 90 days.

Matt Downfield, Vacant Building Supervisor, said this property was made a Category II Vacant Building on December 9, 2010 by Inspector Dornfeld per a Certificate of Occupancy (C of O) revocation by Fire Inspector Mitchell Imbertson. Mr. Imbertson revoked the C of O on October 22, 2010 and held onto the property for about one month after that and then determined to make it revoked, vacant, and transfer it to Vacant Buildings as a Category II Vacant Building. Approximately 25 code violations

have been documented. Mr. Imbertson has notes about setting up possible inspections. He did not list the property owner's name but only the property manager. This has been on-going on since early July 2010.

Inspector Urmann said this issue started in mid-June of 2010 when a referral was received from the occupant of the building. The inspector delayed the inspection for the referral in lieu of a C of O in early July.

Mr. Armstrong said he acquired the property in 2007 and lived in it for some time and eventually had a job transfer to California. At that time he rented the property under the care of Guardian Property Managements. He has been back in Minnesota about two years. The renters completely destroyed the interior of the house making it unlivable for him. He agreed with Guardian to let the renters finish their leases and move out so he could start renovations. He said he is a professional contractor. He did about 20% of the Fire Marshal's requests thus far but the weather eventually made it impossible to do outdoor painting plus he had financial issues. He has been working with the Fire Marshal since he took over from Guardian Property Managements in July. He was out of town in December when it was decided to take it from a Category I to a Category II. His mail was being checked and the letter was sent to the property address rather than directly to him so he didn't receive it until December 12. He learned when he was checking things on line at the end of December that his property had become a Category II and he made several calls of inquiry.

Mr. Armstrong said in the last three years he has owed the property, he has had no violations other than the C of O inspection by Fire. Mr. Dornfeld added that everything is maintained very well, and the house is secured. Mr. Armstrong said he is personally watching the house and working on the repairs. He would like an extension to work on the repairs and not become a Category II. He needs good weather to complete the repairs. He noted that the taxes and all bills are current on the property.

Ms. Moermond said she is looking for an end-game: 1) Making it a Category I instead of Category II, and the vacant building fee waived for 90 days which are dollars he could use to get work done. She said she is not comfortable granting the appeal and if he wished, she would set up a hearing before the City Council.

Appeal denied and extension granted to June 1, 2011 to complete all work with necessary permits to be pulled. Property will be a Category I for the next three months. If the work is not completed by June 1, it will become a Category II. Vacant building fees will be waived for 90 days. It will go to assessment and she will get it as part of the assessment process. At that time Ms. Moermond said they can talk about how things are going and possibly decreasing it at that point in time.

Referred Under Master Resolution

Other (Housekeeping)

64 [ALH 10-271](#) Appeal of David Leventhal of Cecil Delicatessen to a Fire Certificate of Occupancy Correction Order at 651 Cleveland Avenue South.

Sponsors: Harris

Attachments: [651 Cleveland Ave S.Appeal.10-19-10.pdf](#)
[651 Cleveland Ave S.Fire Inspection Ltr.10-12-10](#)
[651 Cleveland Ave S.PC ltr.10-26-10.doc](#)
[651 Cleveland Ave S.PC ltr.12-13-10.doc](#)

- 65 [ALH 10-554](#) Appeal of Todd R. Larsen to a Vacant Building Registration Renewal Notice at 1194 PACIFIC STREET.

Sponsors: Lantry

Attachments: [1194 Pacific.appeal.12-21-10.pdf](#)
[1194 Pacific St.PC Ltr 1-4-11.doc](#)
[1194 Pacific St.Larsen Ltr 2-4-11.doc](#)

On January 24, 2011, Supervisor Rich Singerhouse inspected the property and determined that the building would remain a Cat 2 building; therefore, the Appellant would need to obtain a Code Compliance Inspection Report. Inspector Jim Seeger's number was given to Appellant at the inspection.

Deny the appeal.

Referred Under Master Resolution

- 66 [ALH 11-17](#) Appeal of Birch Terrace to a Fire Inspection Correction Notice at 1622 ENGLEWOOD AVENUE.

Sponsors: Stark

Attachments: [1622 Englewood.appeal.12-23-10.pdf](#)
[1622 Englewood Ave.PC Ltr 1-4-11.doc](#)

Referred Under Master Resolution

- 67 [ALH 11-154](#) Appeal of Victoria Richie to a Fire Inspection Correction Notice at 1641 CONWAY STREET.

Sponsors: Lantry

Attachments: [1641 Conway St.appeal.1-23-11.pdf](#)
[1641 Conway St.Richie. PC ltr 1-25-11.doc](#)
[1641 Conway St-photo 1.JPG](#)
[1641 Conway St-photo 2.JPG](#)
[1641 Conway St-photo 3.JPG](#)
[1641 Conway.Staff Rept on Appeal.pdf](#)

No Hearing Necessary

Window Variances: Fire Certificate of Occupancy

- 68 [ALH 11-158](#) Appeal of Greg Running to a Fire Inspection Correction Notice at 1299 SIXTH STREET EAST.

Sponsors: Lantry

Attachments: [1299 6th.appeal.1-21-2011.pdf](#)
[1299 6th St E.Running Ltr 2-1-11.doc](#)

Grant a 3.5-inch variance on the openable height of the egress window in the upper floor bedroom.

Referred Under Master Resolution

69 [ALH 11-179](#) Appeal of Jeff Papineau to a Fire Inspection Correction Notice at 1968 NEVADA AVENUE EAST.

Sponsors: Bostrom

Attachments: [1968 Nevada.appeal.1-25-11.pdf](#)
[1968 Nevada Ave E.Papineau Ltr 2-1-11.doc](#)

Grant a 2-inch variance on the openable height of the egress bedroom window on the first floor and a 4-inch variance on the openable height of the egress bedroom window in the attic.

Referred Under Master Resolution

70 [ALH 11-182](#) Appeal of Justin Fox to a Fire Inspection Correction Notice at 1547 BEECH STREET.

Sponsors: Lantry

Attachments: [1547 Beech.appeal.1-26-11.pdf](#)
[1547 Beech St.Fox Ltr 2-1-11.doc](#)

Grant a 3-inch variance on the openable height of the egress window in the upper floor bedroom.

Referred Under Master Resolution

Window Variances: Building Permits

71 [ALH 11-171](#) Appeal of Saint Paul Ramsey County Department of Public Health, on behalf of Amanda Welliver, to an Egress Window Non-Compliance Determination at 1159 EDMUND AVENUE.

Sponsors: Stark

Attachments: [1159 Edmund.appeal.1-24-11.pdf](#)
[1159 Edmund Ave.RC PH Ltr 2-1-11.doc](#)

Grant a .5-inch variance on the openable height of one wood double hung replacement egress bedroom window which measured at 23.5 inches high by 26.5 inches wide.

Referred Under Master Resolution

72 [ALH 11-181](#) Appeal of Ed and Beverly Kaye to an Egress Window Non-Compliance Determination at 409 OTIS AVENUE.

Sponsors: Stark

Attachments: [409 Otis.appeal.1-26-11.pdf](#)
[409 Otis Ave.Renewal Ltr 2-1-11.doc](#)

Grant a 1.5-inch variance on the openable width of one double casement replacement egress bedroom window which measured at 47 ¾ inches high by 18.5 inches wide.

Referred Under Master Resolution

73 [ALH 11-198](#)

Appeal of EMK Holding to a Code Compliance Report at 2276 SEVENTH STREET WEST.

Sponsors: Harris

Attachments: [2276 West 7th.appeal.2-1-11.pdf](#)
[2276 7th St W.EMK Ltr 2-1-11.doc](#)

Grant a 4.25-inch variance on the openable height of the egress bedroom windows.

Referred Under Master Resolution