



# APPLICATION FOR APPEAL

RECEIVED  
JUL 20 2012  
CITY CLERK

**Saint Paul City Clerk**  
310 City Hall, 15 W. Kellogg Blvd.  
Saint Paul, Minnesota 55102  
Telephone: (651) 266-8560

The City Clerk needs the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number \_\_\_\_\_)
- 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, August 14

Time 1:30 P.m.

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

## Address Being Appealed:

Number & Street: 265 Summit Ave City: St. Paul State: MN Zip: 55102

Appellant/Applicant: John Confiss Email: JConfiss@theretreat.org

Phone Numbers: Business 952-476-0566 Residence \_\_\_\_\_ Cell 612-325-4424 <sup>preferred</sup>

Signature: [Signature] Date: 7/17/12

Name of Owner (if other than Appellant): The Retreat, John Confiss President

Address (if not Appellant's): 1221 Wayzata Blvd. E. Wayzata, MN 55391

Phone Numbers: Business see above Residence \_\_\_\_\_ Cell \_\_\_\_\_

## What Is Being Appealed and Why? *Attachments Are Acceptable*

- Vacate Order/Condemnation/Revocation of Fire C of O
  - Summary/Vehicle Abatement
  - Fire C of O Deficiency List
  - Fire C of O: Only Egress Windows
  - Code Enforcement Correction Notice
  - Vacant Building Registration
  - Other
- See attached

**RE: FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES  
265 SUMMIT AVENUE  
Ref. #117893**

**Appeal:**

1. Deficiency: *3rd Floor - West Center - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651)- 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.-Double Hung, 17h x 41w Location: 3<sup>rd</sup> floor double hung meets 5 square feet of glazed area minimum. When opened is 18½" high x 29" wide which is 5½" short but 9" wider than required, therefore the overall opening area exceeds the standards.*

**Appeal: 3rd Floor - West Center - MSFC1026.1- double hung window meets 5 square feet of glazed area minimum. When opened is 17" high x 41" wide which is 7" short but 21" wider than required, therefore the overall opening area exceeds the standards.**

2. Deficiency: *Exterior - Guardrail - SPLC 34.09 (2) 34.32 (2) - Provide an approved guardrail with intermediate ballustrade or rails 4 inches or less apart. This work may require a permit(s). Call DSI at (651) 266-9090.*
  - a. *Front porch: 18h, 55 in drop*
  - b. *1st Floor East: 32h*
  - c. *1st Floor West: 28h*
  - d. *3rd Floor East: 28h*
  - e. *3rd Floor West: 31h*

**Appeal: Given the historical nature of this building and neighborhood we respectfully appeal these deficiency. Adding these guardrails would dramatically alter the historic character of this 130-year old building. It would be both expensive and very difficult to obtain approval by the Summit Hill Historical Society.**

3. Exterior - Handrails - SPLC 34.09 (2) 34.32 (2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.
  - a. 1st Floor East: missing
  - b. 1st Floor West: missing

**Appeal: Given the historical nature of this building we respectfully appeal this deficiency. Adding these guardrails would dramatically alter the historic character of this 130-year old building. It would be both expensive and very difficult to obtain approval by the Summit Hill Historical Society.**

4. Interior - Guardrails - 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:

- a. Basement: 26.5h

**Corrected: A new handrail to the basement has been installed.**

- b. 1st to 2nd Floor: needed at lower stairs along with handrail, 30h at landing, 28h at upper stairs.

**Appeal: Given the historical nature and beauty of this grand staircase we respectfully appeal the request for any height and length extensions to this handrail.**

- c. Spiral ballustrades: greater than 8in apart.

**Appeal: Given the historical nature and beauty of this 130-year old solid bronze spiral staircase we respectfully appeal the request for any additional ballustrades being welded to this historical work of art.**

**Corrections to Deficiency List:**

1. Basement - SPLC 34.10 (3) 34.33(2) - New guardrail to the basement has been installed.

**Additional information:**

*All fire extinguishers were inspected and marked with date of 7/17/12.*

Sincerely,



John H. Curtiss  
President  
The Retreat  
1221 Wayzata Blvd. East.  
Wayzata, MN 55391  
Cell: (612) 325-4424



**CITY OF SAINT PAUL**

*Christopher B. Coleman, Mayor*

375 Jackson Street, Suite 220 Telephone: 651-266-8989  
Saint Paul, MN 55101-1806 Fax: 651-266-8951

July 13, 2012

Community Of Recovering People Inc  
1221 Wayzata Blvd E  
Wayzata MN 55391-1942

## **CORRECTION NOTICE - COMPLAINT INSPECTION**

RE: 265 SUMMIT AVE  
Ref. # 117893

Dear Property Representative:

An inspection was made of your building on July 13, 2012 in response to a referral. You are hereby notified that the following deficiency list must be corrected immediately. A reinspection will be made on July 19, 2012 at 10:00 am.

Failure to comply may result in a criminal citation or revocation of the Certificate of Occupancy. The Saint Paul Legislative Code requires that no building shall be occupied without a Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

### **DEFICIENCY LIST**

1. 3rd Floor - West Center - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651)- 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.-Double Hung, 17h x 41w
2. Basement - 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.-This handrail has been replaced. It is not continuous.
3. Exterior - Guardrail - SPLC 34.09 (2) 34.32 (2) - Provide an approved guardrail with intermediate ballustrade or rails 4 inches or less apart. This work may require a permit(s). Call DSI at (651) 266-9090.-  
Front porch: 18h, 55 in drop  
1st Floor East: 32h  
1st Floor West: 28h  
3rd Floor East: 28h  
3rd Floor West: 31h
4. Exterior - Handrails - SPLC 34.09 (2) 34.32 (2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.-1st Floor East: missing  
1st Floor West: missing

5. Interior - Guardrails - 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.-Basement: 2July 13, 2012

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1st to 2nd Floor: needed at lower stairs along with handrail, 30h at landing, 28h at upper stairs  
Spiral ballustrades: greater than 8in apart

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 the original orders.

If you have any questions, email me at: [leanna.shaff@ci.stpaul.mn.us](mailto:leanna.shaff@ci.stpaul.mn.us) or call me at 651-266-8980 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,

Leanna Shaff  
Fire Inspector

Ref. # 117893