



CD 13-1  
**APPLICATION FOR APPEAL**

RECEIVED  
DEC 27 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 photos, letter
- This appeal form completed
- Walk-In OR  Mail-In posted 12.26.12

**YOUR HEARING Date and Time:**

Tuesday, January 8, 2013

Time 11:00 am

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

**Address Being Appealed:**

Number & Street: 44 BATES AVE City: ST PAUL State: MN Zip: 55106  
 Appellant/Applicant: Anna Leininger Email: aleininger44@gmail.com  
Greg Kramer Email: gkramer6@gmail.com  
 Phone Numbers: Business 651 999 8977 Residence 651 771 7273 Cell 651 442 7273 (Anna)

Signature: \_\_\_\_\_ Date: 12.26.12

Name of Owner (if other than Appellant): \_\_\_\_\_

Address (if not Appellant's): \_\_\_\_\_

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

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

- Vacate Order/Condemnation/Revocation of Fire C of O
  - Summary/Vehicle Abatement
  - Fire C of O Deficiency List
  - Fire C of O: Only Egress Windows
  - Code Enforcement Correction Notice # 12-221231
  - Vacant Building Registration
  - Other
- please see attached:

City of St. Paul

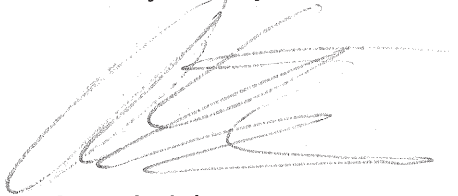
Re: Correction notice 12-221231  
Abatement order 12-216038

To whom it may concern:

We are appealing correction notice 12-221231 which asks us to trim the boulevard growth to 36 inches.

1. The boulevard was planted by the city with 'maintenance free' wild/native plantings as promised by the city at the time of sidewalk construction. By definition, no maintenance is required.
2. We as residents have concerns about safety and erosion due to the very steep slope.
  - a. The taller plants are the more desirable plants for erosion control and include attractive native plants such as sumac. Since it is a wooded slope, the taller plants lend a more attractive visual field. Cutting trees is restricted in the river corridor.
  - b. The taller plants add a measure of safety. Without the taller plants there is nothing keeping people (including small children) from tumbling down a very steep slope into the street (please see photo).

Thank you for your consideration.



Anna Leininger  
Greg Kramer  
44 Bates Ave.  
651-771-7273

enclosures:

Application for appeal  
copy of abatement order 12-216038  
copy of correction notice 12-221231  
photos (2) showing clear sidewalk and slope of boulevard

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CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

375 Jackson Street., Suite 220  
Saint Paul, MN 55101-1806

Telephone: 651-266-8989  
Facsimile: 651-266-1919  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

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Yog hais tias koj hais lus Hmoob thiab koj tsis to taub tsab ntawv no, hu rau tus txhais lus ntawm (651) 266-8989. Nws yog pab dawb zwb. Si necessita un traductor, por favor llamanos al (651)266-8989. No costo.

December 18, 2012  
Gregory P Kramer/Anna Marie Leininger  
44 Bates Ave  
St Paul MN 55106-6339

## CORRECTION NOTICE

RE: 44 BATES AVE  
File #: 12-221231

Dear Sir or Madam:

The City of Saint Paul, Department of Safety and Inspections has inspected the above referenced property on **December 18, 2012** and has determined that the following deficiencies exist in violation of the Saint Paul Legislative Code<sup>1</sup> (see footnote 1, below).

1. Bushes/trees/plants obstructing public sidewalk and/or alley right of way. Cut all overgrowth back to inside the property line Please trim back brush on both sides of sidewalk.
2. Height of growth on Blvd must not exceed 36 inches. Please trim growth to meet height requirements.

appeal

You are hereby notified to correct these deficiencies in accordance with the appropriate codes. The Enforcement Officer will reinspect these premises on or after **January 07, 2013**, by which date the violations noted must be corrected. **Failure to correct these deficiencies may result in the issuance of criminal charges<sup>2</sup>** and/or a civil lawsuit, and possible abatement/assessment by the City. All repairs and new installations must be made in accordance with the appropriate codes. Permits may be obtained by calling 651-266-8989.

You may file an appeal to this notice by contacting the City Clerk's Office at **651-266-8688**. Any appeal must be made in writing within 10 days of this notice. (You must submit a copy of this Notice when you appeal, and pay a filing fee.)

**If you have any questions or request additional information, please contact me. To arrange an appointment or request an extension of time to complete repairs, you will need to speak directly to me at 651-266-1940.**

Sincerely,

Scott  
Badge # 330  
CODE ENFORCEMENT OFFICER

\* extension  
safety -  
28th →  
14th

December 18, 2012

44 BATES AVE

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Footnotes:

<sup>1</sup> To see the Legislative Code go to [www.stpaul.gov](http://www.stpaul.gov) on the internet, click on "Departments", then click on "Department of Safety and Inspections", scroll down the page for the "Codes". Most Correction Notices derive from Chapter 34.

<sup>2</sup> Criminal charges can be brought on the day the violation is observed, but generally we allow time to correct unless this is a repeat violation.

SS

**WARNING** Code inspection and enforcement trips cost the taxpayers money. If the violations are not corrected within the time period required in this notice, the city's costs in conducting a reinspection after the due date for compliance will be collected from the owner rather than being paid by the taxpayers of the city. If additional new violations are discovered within the next following 12 months, the city's costs in conducting additional inspections at this same location within such 12 months will be collected from the owner rather than being paid by the taxpayers of the city. Any such future costs will be collected by assessment against the real property and are in addition to any other fines or assessments which may be levied against you and your property.

cn60100 6/10



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*no fee*

CITY OF SAINT PAUL  
DEPARTMENT OF SAFETY AND INSPECTIONS  
DIVISION OF CODE ENFORCEMENT  
375 Jackson Street, Suite 220  
Saint Paul, MN 55101-1806

December 05, 2012

12 - 216038

## SUMMARY ABATEMENT ORDER

Yog hais tias koj hais lus Hmoob thiab koj tsis to taub tsab ntwav no, hu rau tus txhais lus ntwam (651) 266-8989. Nws yog pab dawb zwb. Si necessita un traductor, por favor llamanos al (651)266-8989. No costo.

Gregory P Kramer/Anna Marie Leininger  
44 Bates Ave  
St Paul MN 55106-6339

As owner or person(s) responsible for: **44 BATES AVE** you are hereby ordered to eliminate all nuisance conditions which are in violation of Chapter 45 of Saint Paul Legislative Code.

Remove improperly stored or accumulated refuse including: garbage, rubbish, discarded furniture, appliances, vehicle parts, scrap wood and metal, recycling materials, household items, building materials or rubble, tires, brush, etc., from yard areas.

Overgrown Brush: Please trim back any overgrown brush or trees that are obstructing public sidewalk(s)

Remove and properly dispose of all animal feces from yard areas.

IMMEDIATELY secure all buildings which are open to unauthorized entry, including:

Other:

If you do not correct the nuisance or file an appeal before **December 17, 2012**, the City will correct the nuisance and charge all costs, including boarding costs, against the property as a special assessment to be collected in the same way as property taxes. Charges: If the City corrects the nuisance, the charges will include the cost of correction, inspection, travel time, equipment, etc. The rate will be approximately \$260.00 per hour plus expenses for abatement.

**You must maintain the premises in a clean condition and provide proper and adequate refuse storage at all times**  
**FAILURE TO COMPLY MAY RESULT IN A CRIMINAL CITATION**

Issued by: Scott Badge Number 330 Phone Number 651-266-1940

**If you have any questions about this order, the requirements or the deadline, you should contact the Inspector listed above, Monday through Friday.**

Appeals: You may appeal this order and obtain a hearing before the City Council by completing an appeal application with the City Clerk before the appeal deadline noted above or seven (7) days after the date mailed, whichever comes first. No appeals may be filed after that date. You may obtain an appeal application from the City Clerk's Office, Room 310, City Hall, St. Paul, MN 55102. The telephone number is (651) 266-8688. You must submit a copy of this Correction Order with your appeal application.

**\*WARNING** Code inspection and enforcement trips cost the taxpayers money. If the violations are not corrected within the time period required in this notice, the city's costs in conducting a reinspection after the due date for compliance will be collected from the owner rather than being paid by the taxpayers of the city. If additional new violations are discovered within the next following 12 months, the city's costs in conducting additional inspections at this same location within such 12 months will be collected from the owner rather than being paid by the taxpayers of the city. Any such future costs will be collected by assessment against the real property and are in addition to any other fines or assessments which may be levied against you and your property.