



APPLICATION FOR APPEAL

RECEIVED
OCT 24 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 351876)
- 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, Nov. 6, 2012

Time 2:30 p.m.

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 157 Atwater St. City: St. Paul State: MN Zip: 55117

Appellant/Applicant: Heidi M. Fox Email heid.fox11@gmail.com

Phone Numbers: Business _____ Residence _____ Cell (612) 214-4020

Signature: [Handwritten Signature] Date: 10-24-12

Name of Owner (if other than Appellant): William W. Fox

Address (if not Appellant's): 14 19th Ave N. Hopkins, MN 55343

Phone Numbers: Business _____ Residence _____ Cell (612) 280-4742

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

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

I would like to ask for an appeal to the status of my property at 157 Atwater St. I feel the level 2 was not necessary do to the fact that the fire marshal/inspector did not full fill his part of the agreement which was to email myself a revised version of the list so I could make correct repairs.

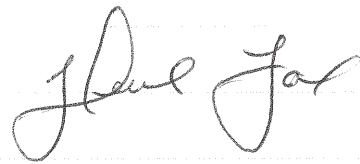
my father was to receive one by mail as

well I also feel that the level 2 vacate is we never received one. (continued)

Revised 4/22/2011

unlawful because nobody recieved any notice about the "meeting" that forfeits your rights if you do not show. my father nor I received anything about any meeting. We should have had a certified letter or in person. I would have been at the meeting. I have been making any repairs that are possible on my behalf. I have a few things that need a permit and my contractor needs to be able to pull ther permits to complete them. I would like to resolve this matter as soon as possible. I plan on residing in the home again.

Thank you for your attention to this matter.



Heidi Fox
(612) 214-4020



CITY OF SAINT PAUL

Christopher B. Coleman, Mayor

Nuisance Building Code Enforcement

375 Jackson Street, Suite 220

Saint Paul, MN 55101-1806

651-266-8989

651-266-1919

www.stpaul.gov/dsi

October 18, 2012

William Fox
157 Atwater St
Saint Paul MN 55117-5373

VACANT BUILDING REGISTRATION NOTICE

The premises at **157 ATWATER ST**

has been inspected and found to meet the legal definition of a Vacant Building as described in Saint Paul Legislative Code, Chapter 43. You are required to register this building with the Department of Safety and Inspections, Vacant Buildings Division, by filling out and returning the registration form provided with this letter. You are also required to pay the annual Vacant Building Registration Fee of **\$1,100.00**. The fee is due upon receipt of this letter and must be paid no later than thirty (30) days from the date of this letter, as required in Saint Paul Legislative Code Chapter 43. If this building is vacant due to a fire, complete the enclosed registration form and return it to this office within 30 days.

Please return the enclosed registration form along with your payment by November 18, 2012.

Do not mail cash.

If you wish to pay in person, you may do so from 8:00 a.m. to 4:00 p.m. Monday through Friday at:

DEPARTMENT OF SAFETY AND INSPECTIONS
375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806

You may file an appeal to this fee or registration requirements by contacting the Office of the City Clerk at (651) 266-8688. Any appeal of this fee must be made within ten (10) days of the date of this notice.

If the registration fee is not received in this office within 45 days of the date of this letter the full amount owed will be assessed to, and collected with, the taxes for this property as permitted by Saint Paul Legislative Code Chapter 43.

The Code Enforcement Officer has notified the Building Inspection And Design Section that this property meets the legal definition of a registered vacant building and in accordance with Legislative Code Chapter 33, no permits (except demolition, wrecking and removal permits) will be issued until the requirements of all applicable ordinances are fulfilled.

All category 2 and category 3 vacant buildings must be winterized with gas and water services shut off or, alternately, an excess flow gas valve must be installed in the dwelling, within sixty (60) days of the date of this Notice.

WRITTEN PERMISSION FROM THE CITY OF SAINT PAUL IS REQUIRED BEFORE A CATEGORY 2 OR CATEGORY 3 VACANT BUILDING CAN BE OCCUPIED OR SOLD.

Category 2: Requirements include: 1. register/re-register the building, 2. pay outstanding fee(s), 3. obtain a code compliance report, 4. submit for approval a rehab cost estimate from a licensed contractor and a schedule for completion of all code compliance work, 5. submit proof of financial responsibility acceptable to the City, and 6. obtain Zoning approval of the proposed use.

Category 3: All requirements listed for Category 2 vacant buildings, AND obtain a **Certificate of Occupancy OR Certificate of Code Compliance** prior to the sale of the building.

If the use of this building meets the definition of a nonconforming use by the Zoning Code then the use will lose its nonconforming status 365 days from the date the building was declared vacant.

**You must contact the Enforcement officer, Mike Kalis,
at 651-266-1929 to find out what must be done before this
building can be legally reoccupied.**

The Enforcement Officer may declare this building(s) to constitute a Nuisance Building subject to demolition and issue an Order to Abate under authority of Legislative Code Chapter 45. In the event this building is declared a Nuisance Building subject to demolition, the Enforcement Officer will notify all owners and interested parties of the Order to Abate, as provided in the Legislative Code Chapter 45.

If you have questions about this annual registration fee or other vacant building requirements, please contact the Enforcement Officer, Mike Kalis, at 651-266-1929.

This registration form and fee is required by law. Your prompt attention to this matter is appreciated.

Thank You,

Steve Magner
Vacant Buildings Program Manager
Department of Safety and Inspections

Enclosures: Regulations Requirements Information
Vacant Building Registration Form

SM: mk
vb_registration_notice 06/10



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-8951
Web: www.stpaul.gov/dsi

October 2, 2012

WILLIAM FOX
14 19TH AVENUE
HOPKINS MN 55343

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 157 ATWATER ST
Ref. # 15847

Dear Property Representative:

Your building was inspected on September 27, 2012, for the renewal of the Certificate of Occupancy. Since you have failed to comply with the applicable requirements, it has become necessary to revoke the Certificate of Occupancy in accordance with Section 40.06 of the Saint Paul Legislative Code.

A re-inspection will be made on October 11, 2012 at 2:00pm or the property vacated.

The Saint Paul Legislative Code further provides that no building shall be occupied without a Certificate of Occupancy. Failure to immediately complete the following deficiency list or the building vacated may result in a criminal citation.

DEFICIENCY LIST

1. Allow Access - SPLC 34.19 - Provide access to the inspector to all areas of the building.- Failure to allow the inspector access to all areas of the building will result in enforcement actions.
2. Basement - Cellar Room - MSFC 605.1 - Remove unapproved exposed wiring and install in accordance with the electrical code. This work may require a permit(s). Call DSI at (651) 266-9090.
3. Exterior - Driveway - SPLC 34.08 (7) - All parking spaces shall be paved with asphalt, concrete, or durable dustless surfacing. Before any existing spaces may be paved, site plan approval must be obtained as specified in the St. Paul Zoning Code. Contact DSI Zoning at 651-266-9090.-The driveway consists of gravel/class 5. This is not an approved driveway surface. Provide an approved driveway surface.

4. Exterior - Keybox Keys - MSFC 506.2 - Call Fire Department communication center at (651) 224-7371 to make arrangements to have the keybox opened when you have the correct keys on site.
5. Exterior - Storage - MSFC 304.1 - Remove excessive combustible storage and/or vegetation from exterior property areas.
6. Exterior - Window Screens - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.
7. Unit 1 - Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.
8. Unit 1 - Bathroom - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.-Repair/replace the light fixture hanging by the wires.
9. Unit 1 - Bedrooms - MN State Statute 299F.50 - Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
10. Unit 1 - Kitchen - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.-The electrical outlet on the south wall is showing open ground on the inspector's test device. Contact a licensed electrical contractor to repair/replace.
11. Unit 1 - Kitchen - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair/replace the burner that is not igniting on the range.
12. Unit 1 - Living Room - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Replace the broken window glass. Repair/replace the window not staying in the up position. Replace the missing storm window.
13. Unit 1 - Northeast Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Secure the loose door hinge.
14. Unit 1 - Southeast Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door frame.-Replace the missing door stop/trim.
15. Unit 1 - Throughout - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.-Remove all clothing/debris from the unit. Clean, deodorize, and disinfect all walls, ceiling, floors, and fixtures. Maintain the interior of this unit in a clean and sanitary condition.
16. Unit 1 - Walls - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Paint and finish the walls.

17. Unit 2 - Living Room - MSFC 605.5 - Discontinue use of extension cords and multi-plug adapters used in lieu of permanent wiring.
18. Unit 2 - Northwest Bedroom - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.-Repair/replace the light switch that is sunken into the wall.
19. Unit 2 - Porch - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Replace the damaged door leading to the porch.
20. Unit 2 - Porch - SPLC 34.09 (1) b,c, 34.32 (1) b,c - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.-Repair/replace the damaged stucco/plaster porch wall.
21. Unit 2 - Porch - SPLC 34.09 (2), 34.32(2) - Repair or replace the unsafe stairways, porch, decks or railings in an approved manner. This work may require a permit(s). Call DSI at (651) 266-9090.-Repair/replace the weak/spongy porch decking.
22. Unit 2 - Southwest Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.
23. Unit 2 - Southwest Bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair/replace the inoperable hard-wired smoke detector.
24. Unit 3 - Bathroom - SPLC 34.11 (4), 34.34 (1), MPC 4715.0900 MPC 4715.0220S - Provide and maintain an approved waste trap.-There is a S-trap on the bathroom sink. S-traps are not approved. Contact a licensed plumbing contractor to remove the unapproved S-trap and install a code compliant waste trap. This must be done under permit.
25. Unit 3 - Bedrooms - MN State Statute 299F.50 - Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
26. Unit 3 - Entry Door - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time.-Repair/replace the door frame and door casing/trim.
27. Unit 3 - Kitchen - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-The electrical cord on the gas range is spliced with exposed connections. The range has been red tagged as unsafe for use and must not be used until repaired/replaced. Replace the spliced electrical cord with a cord listed and labeled by the range manufacturer for such use. Red tags may not be removed except by fire department inspector.

28. Unit 3 - Living Room - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.-Secure the loose electrical switch on the west wall.
29. Unit 3 - Southeast Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window lock.
30. Unit 3 - Southeast and Northeast Bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.- Repair/replace the inoperable smoke detector. The hard-wired smoke detector in the northeast bedroom must be maintained.
31. Unit 4 - Bathroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Repair/replace the door that is not closing/latching. Secure the loose door hinges.
32. Unit 4 - Bathroom - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Repair/replace the broken stem on the sink stopper.
33. Unit 4 - Hallway - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.-The electrical outlet in the hallway is showing open ground on the inspector's test device. Contact a licensed electrical contractor to repair/replace.
34. Unit 4 - Kitchen - MFGC 409.5 - Provide an approved gas shut off valve within 6 feet of the appliance in accordance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-8989.-Provide the required gas shut-off valve for the gas range. The gas shut-off valve must be inside the room of the appliance. This work must be done by licensed contractor under permit.

Note: This work has been done without permit. Obtain the required permit and contact mechanical inspector for final inspection.

35. Unit 4 - Northwest Bedroom - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
36. Unit 4 - Northwest and Southwest Bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.- Repair/replace the inoperable smoke detector.
37. Unit 4 - Southwest Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-The door is not closing/latching. Repair/replace the inoperable door serving as the emergency escape opening.
38. Unit 4 - Southwest Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.

39. Unit 4 - Southwest Bedroom Exterior Door - SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock.-Install the required dead-bolt lock on this door.
40. SPLC 34.11 (6), 34.34 (3) - Provide service of heating facility by a licensed contractor which must include a carbon monoxide test. Submit a completed copy of the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report to this office.
41. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>.

You have the right to appeal these orders to the Legislative Hearing Officer. Applications for appeals may be obtained at the Office of the City Clerk, 310 City Hall, City/County Courthouse, 15 W Kellogg Blvd, Saint Paul MN 55102 Phone: (651-266-8688) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: wayne.spiering@ci.stpaul.mn.us or call me at 651-266-8993 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Wayne Spiering
Fire Inspector

Ref. # 15847