



# APPLICATION FOR APPEAL

**Saint Paul City Clerk**

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8560

RECEIVED

SEP 23 2010

CITY CLERK

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

|                                      |
|--------------------------------------|
| <b>YOUR HEARING Date and Time:</b>   |
| Tuesday, <u>9/28/10</u>              |
| Time <u>2:30</u>                     |
| <b>Location of Hearing:</b>          |
| <u>Room 330 City Hall/Courthouse</u> |

## Address Being Appealed:

Number & Street: 1316 BURR ST City: St. Paul State: MN Zip: 55130

Appellant/Applicant: JAMES NGUYEN Email \_\_\_\_\_

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 612-636-1703

Signature: [Signature] Date: 9/20/2010

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

Address (if not Appellant's): 11521 RIVER HILLS DR SUANSVILLE MN 55337

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

## What Is Being appealed and why? *Attachments Are Acceptable*

Vacate Order/Condemnation/Revocation of Fire C of O unfair housing order - please see attachment

Summary/Vehicle Abatement \_\_\_\_\_

Fire C of O Deficiency List \_\_\_\_\_

Fire C of O: Only Egress Windows \_\_\_\_\_

Code Enforcement Correction Notice \_\_\_\_\_

Vacant Building Registration unfair housing order - please see attachment

Other \_\_\_\_\_

Other \_\_\_\_\_

Other \_\_\_\_\_

## Background

The 1316 Burr Street house was purchased as a "Short Sale" and the previous owner was still living at the property at the time of the sale. This property was not an abandoned or runned down house. Photos showing the current condition of the property are attached.

## Purchasing purpose

My objective is to remodel and turn this property into a rental property; thus my goal is have it done as soon as possible and have the property inspected by the inspector in order to obtain the "rental certificate" for renting purposes.

## Complaint

The city inspector SEGLEY (266-1916) was called to invest a bad odor from the property on 8/10/2010. The inspector tagged the property as a "Nuisance" due to the odor.

I spoke to the inspector on the same day and informed her that this was the first time we had entered and opened up the property for cleaning and remodeling. I also informed the inspector that I only had the property in my possession for 2 days at that point. I was given 24 hrs to rectify the problem and was told that the inspector would come by on 8/11/2010 (the next day) to check on the progress.

When the inspector arrived on the next day, the odor was reduced by more than 90% , there were no further notifications and or actions from the inspector. A week or 10 days later, a blue note was tagge on the property. I received a vacant listing notification from the city of Saint Paul on 09/18/2010 ordering me to list my property as a vacant home.

## Current condition as of 09/18/2010

Within five weeks since I took possession of the property, the majority of remodeling has been completed. The property is now ready for inspection with the following work still in progress:

1. New carpet to be installed on stairs, hallway and the two bedrooms – scheduled for installation in 10 days.
2. New counter top for kitchen - Estimated installation in 2 weeks.
3. Landscaping – Estimated completion in 2-3 weeks.

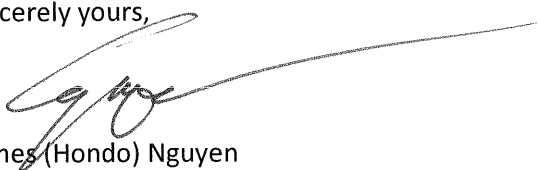
## Conclusion:

I urge you to overturn the vacant building registration and vacate order because:

- I believe it is unfair and unjust to force my property to be listed as catergy 3 due to an odor complaint that lasted only 24 hours for cleaning.
- I complied and rectified the problem within the timeline given to me by the city inspector.
- The proptery was never classified as a "problem property" and it was purchased as a "short sale" due to an upside down mortgage situation.
- The previous owner lived at the property up until the day I took possession.

Thank you for you time and consideration. If you have any questions, please let me know.

Sincerely yours,

  
James (Hondo) Nguyen  
(612) 636-1703



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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August 17, 2010

Mary Swetland  
1316 Burr St  
St Paul MN 55130-3514

Hondo Nguyen  
11521 River Hills  
Burnsville MN 55337

Dear Sir or Madam:

**1316 BURR ST** is a Registered Vacant Building that requires a Code Compliance Inspection per the Vacant Building Statute (Chapter 43). This inspection can be obtained by calling Building and Inspections and Design at (651) 266-9016. **This dwelling can not be occupied without a Certificate of Code Compliance.** Call (651) 266-9016 for a permit sign-off.

**THE VACANT BUILDING REGISTRATION FORM AND REGISTRATION FEE MUST BE RECEIVED BY THE VACANT BUILDING PROGRAM BEFORE DSI MAY ISSUE PERMITS.**

Violation of the Vacant Building Statute (Chapter 43) will result in the issuance of a criminal citation.

Written permission from the City of Saint Paul is required before a **Category 2 or Category 3 Vacant Building can be sold.** Requirements that must be met for Category 2 vacant buildings include: 1. register/re-register the building, 2. Pay outstanding fees; 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. In addition to meeting all 6(six) of these requirements a Category 3 vacant building must obtain a **Certificate of Occupancy** or a **Certificate of Code Compliance** prior to the sale of the building.

If you have any questions you can call me at the number below.

**PROPERTIES THAT ARE SUSPECTED TO BE ILLEGALLY OCCUPIED ARE SUBJECT TO INSPECTIONS AT ANY HOUR OF THE DAY OR NIGHT.**

Sincerely,

**Ed Smith**