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RLH FCO 12-619



APPLICATION FOR APPEAL

RECEIVED
OCT 31 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, <u>NOV. 13 2012</u>
Time <u>1:30 p.m.</u>
Location of Hearing:
<u>Room 330 City Hall/Courthouse</u>

Address Being Appealed:

Number & Street: 458 THOMAS AVE City: St. Paul State: MN Zip: 55103

Appellant/Applicant: Anton nguyen Email _____

Phone Numbers: Business _____ Residence _____ Cell 651-497-7760

Signature: Anton nguyen Date: 10-31-12

Name of Owner (if other than Appellant): Leslie K Luck

Address (if not Appellant's): 1090 Cumberland St

Phone Numbers: Business 651 329-8482 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

#6 ow better date
oct 15 2012.



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 15, 2012

ANTON NGUYEN
PO BOX 4704
ST PAUL MN 55104

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES
458 THOMAS AVE

Ref. # 106160

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on October 12, 2012. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately.

A re-inspection will be made on November 15, 2012 at 12:00pm.

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

DEFICIENCY LIST

1. Allow Access - SPLC 34.19 - Provide access to the inspector to all areas of the building.- Failure to meet the inspector for the scheduled inspection will result in enforcement action.
2. Basement - Dryer Vent - UMC 504.6 - Provide, repair or replace the dryer exhaust duct. Exhaust ducts for domestic clothes dryers shall be constructed of metal and shall have a smooth interior finish. The exhaust duct shall be a minimum nominal size of four inches (102 mm) in diameter. This work requires a permit(s). Call DSI at (651) 266-8989.- Remove the unapproved flexible plastic dryer exhaust duct and replace with a code compliant exhaust duct. This work must be done by licensed contractor under permit.

Note: The dryer has been removed, but there is open dryer duct venting protruding through the exterior building wall. Remove and/or cap the dryer duct venting.

3. Basement - Stairway - SPLC 34.10 (3), 34.33(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.-The handrail must be continuous over the entire length of the stairway. Install the required handrail return.
4. Basement - Walls - SPLC 34.10 (1) - Abate and maintain the basement reasonably free from dampness and free of mold and mildew.-Remove the mold-like substance from the basement walls.
5. Building - South Interior Stairway - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Repair/replace the damaged ceiling in the south interior stairway.
6. Exterior - Driveway/Parking Space - 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 tenants are parking on the grass adjacent to the detached garage. The grass is worn away down to the dirt and there are now ruts in the ground. There is also dirt/grass between the garage apron and the paved alley. Grass/dirt is not an approved driveway/parking space. Provide an approved driveway/parking space.
7. Garage - Allow Access - SPLC 34.19 - Provide access to the inspector to all areas of the building.-Allow the inspector access to the interior of the garage.
8. House and Garage - Exterior Surfaces - 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.-Replace the missing siding and fascia on the house. Replace the rotted/deteriorated window frame on the west exterior of the house. Replace the rotted/deteriorated siding and trim on the detached garage. Maintain exterior surfaces in a good state of repairs and protected against elements of the weather.
9. Lower Unit - 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 burners on the gas range that are not igniting.
10. Lower Unit - North Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Repair/replace the windows that are not staying in the open position.
11. Lower Unit - North Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window lock.
12. Lower Unit - Sewing Room - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Repair/replace the door that is not closing/latching.

13. Upper Unit - Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.
14. Upper Unit - Kitchen - 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 installed on the kitchen sink waste trap. This is not an approved waste trap. Contact a licensed plumbing contractor to install an approved waste trap. This work must be done under permit.
15. 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.
16. 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 the original orders.

If you have any questions, email me at wayne.spiering@ci.stpaul.mn.us or call me at 651-266-8993 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,

Wayne Spiering
Fire Inspector
Ref. # 106160