

RLH VO-18-49



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED 310 City Hall, 15 W. Kellogg Blvd.
Saint Paul, Minnesota 55102

SEP 13 2018

Telephone: (651) 266-8585

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number _____)
 - Copy of the City-issued orders/letter being appealed
 - Attachments you may wish to include
 - This appeal form completed
 - Walk-In OR Mail-In
- for abatement orders only: Email OR Fax

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|--|
| HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>SEPT. 18, 2018</u> |
| Time <u>11:30</u> |
| Location of Hearing: <u>Room 330 City Hall/Courthouse</u> |

Address Being Appealed:

Number & Street: 1127 Raymond Ave. City: St. Paul State: MN Zip: 55108

Appellant/Applicant: Lynn Fagerness Email Roseridge Estates@aol.com

Phone Numbers: Business 952-288-9485 Residence _____ Cell _____

Signature: Lynn Fagerness, Personal Represent Date: 27. August 2018

Name of Owner (if other than Appellant): Estate of James N. Gilbert

Mailing Address if Not Appellant's: P.O. Box 3074, Burnsville, MN 55337-8074

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/Correction
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)

Comments: Owner is deceased; personal representative has been actively seeking bids for roof but roofing companies are not responsive, not interested, or not providing complete proposals, making the task challenging. P.R. has also contacted carpenters and construction companies for stairway but has not received any responses; original manufacturer no longer builds stairs, only railings.



CITY OF SAINT PAUL

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

RECEIVED

AUG 27 2018

August 17, 2018

James N Gilbert
Po Box 3074
Burnsville MN 55337-8074

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 1127 RAYMOND AVE
Ref. # 99964

Dear Property Representative:

Your building was inspected on August 16, 2018, 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 reinspection will be made on October 1, 2018 at 10:00am 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. EXTERIOR - ROOF - SPLC 34.09 (2), 34.33 (1) - Provide and maintained the roof weather tight and free from defects. **-Roof repairs and patching have no longer held up. Roof will need replacement under permit. Contact DSI at 651-266-8989.**
2. UNITS 5 and 6 - SPLC 34.09 (3), 34.33(2) - Replace the unsafe stairways, porch, decks or railings in an approved manner. This work will require a permit(s). Call DSI at (651) 266-8989. **-Metal staircases are rusted through and not properly anchored.**
3. Unit 4 and 5 - SPLC 40.06 - Uncertified portions of the building must not be occupied until inspected and approved by 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: (651-266-8585) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: adrian.neis@ci.stpaul.mn.us or call me at 651-266-8992 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

A.J. Neis
Fire Inspector

Ref. # 99964

Dear Marcia Moermond,

Thank you for the opportunity to hear on the potential of extending the certificate of occupancy.

First off, my wife Elizabeth and myself have been living in this complex for the last two years. We would like the opportunity for the extension for the work to be completed for several reasons:

We recently were married on August 11th of 2018. This was just shortly before the order to vacate was given. We knew this was going to be a tough time even though we had a little over a month to find another location because of just being married and having to cross all of the t's and dotting the i's with her name change. Not only the changing of the name, but making sure that we are able to get paperwork mailed to us in a timely matter to make sure the next steps of the process can be completed.

Next, this time of year is hard to find applicable housing to live in because of the amount of quality housing available. With the school year starting, most parents are trying to locate housing within a child's school district so they can attend that school. This leads to short times to view quality apartments and an even shorter time to make a decision on those that are available. We have made over thirty attempts to view housing that is listed on Facebook, Craigslist, Apartments.com, and any other sources for mass housing postings. We tried to not limit ourselves to locations closer to the East U of M campus, but, even doing that, we have had no luck, as only two out of those thirty attempts we were able to actually view the listed space for rent, only to find out the next day an application was accepted on that unit and needed to be removed from the market.

Third, my wife Elizabeth is currently starting her third of four years in the vet med program at the U of M. When we found this place and were able to rent from Townhouse Apartments we felt blessed because of the close location to her campus. She is able to walk on days that weather permits and takes no longer than 15 minutes to get to class. With other locations that we were able to view she would need to commute via her vehicle and pay additional fees for parking passes as well as expenses for running this car.

Finally, for the last 5 years I have always had scheduled business that takes me out of town starting on October 1st. It has been consistent and has not changed at all during that time. I again will be leaving town and travelling over 6 hours north for business. I can not change this and can not reschedule. With that in mind we have been trying to locate housing that would allow us to move in before the scheduled date.

In closing, thank you again for reviewing this. We wish to have good news in the form of an extension for the order to vacate permitted and are allowed to still reside in the complex until the work is completed and past that, or, given an ample amount of time to continue our search in finding our next home. Thank you for hearing this.

Sincerely,

Andrew Black Lance

Outside Sales Representative

Fastenal Blaine, MN

C 218.686.0693 | PH 763.783.3645 | Fax 763.783.3564

Please note that I am anticipating being out of the office for the first two weeks of October. Please let me know if you have any questions.