



Scanned

# APPLICATION FOR APPEAL

RECEIVED  
JUL 18 2011  
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, 8-2-11

Time 1:30

Location of Hearing:  
Room 330 City Hall/Courthouse

mailed 7-18-11

## Address Being Appealed:

Number & Street: 1842 Arlington City: St. Paul State: MN Zip: 55006

Appellant/Applicant: Daniel J. Ruza Email danneruza@live.com

Phone Numbers: Business 651-361-0803 Residence \_\_\_\_\_ Cell \_\_\_\_\_

Signature: [Handwritten Signature] Date: July 13, 2011

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
- Vacant Building Registration
- Other

See Attached

APPLICATION FOR APPEAL  
1842 Arlington

This appeal is being filed late for the following reasons:

Original correction notice was made June 2<sup>nd</sup> and correction notice was sent sometime after. This notice was never received. When inspector Thomas appeared for re-inspection no one was present. Inspector Thomas stated he sent the original notice Certified mail. No one signed for this notice and no receipt was provided by Thomas. Witness statements are attached. I do not expect to be charged for additional inspections.

Deficiency List:

1. A nail fell from a wire clip used to secure shielded cable to joists and the wire slipped out of clip allowing wire to hang 5" from joist. The cable has been return to wire clip and the nail re-inserted.
2. None exist.
3. Treating mold
4. A dehumidifier is installed
5. New vinyl flooring will be installed
6. Original with house; not required at build date
7. See 5.
8. All plumbing fixtures are in an operational condition and secure
9. Equipment has been removed.
10. Removed.
11. Peeling paint is being repaired
12. The foundation is adequate and has not changed or moved since the purchase of the property in 1979. A call to inspector Dave Nelson confirms no permits have been issued changing the property in the past 30years.
13. Screens have been repaired.
14. Protective globes are in place.
15. A new vinyl floor will be installed.
16. Furnace inspection will be complete
17. CO/Fire detector are operational and were inspected by Thomas
18. The roof does not leak and requires no repair other than cosmetic.
19. Parking areas are in compliance as the City of St. Paul mandated several years past.



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](http://www.stpaul.gov/dsi)

July 13, 2011

DANIEL J RUZA  
13234 20th St Ct N  
Stillwater MN 55082-1777

### FIRE INSPECTION CORRECTION NOTICE

RE: 1842 ARLINGTON AVE E  
Ref. #117191  
Residential Class: C

Dear Property Representative:

Your building was inspected on July 5, 2011 for the renewal of your Fire Certificate of Occupancy. Approval for occupancy will be granted upon compliance with the following **deficiency list. The items on the list must be corrected prior to the re-inspection date. A re-inspection will be made on August 1, 2011 at 9:30 A.M..**

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 shall be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

YOU WILL BE RESPONSIBLE FOR NOTIFYING TENANTS IF ANY OF THE FOLLOWING LIST OF DEFICIENCIES ARE THEIR RESPONSIBILITY.

#### DEFICIENCY LIST

1. Basement - 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.
2. Basement - MSFC 605.6 - Provide all openings in junction boxes to be sealed.
3. Basement - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved walls.
4. Basement - SPLC 34.10 (1) - Abate and maintain the basement reasonably free from dampness and free of mold and mildew.

An Equal Opportunity Employer

5. Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.-Repair or replace the floor tile. Repair torn or missing tile.
6. Bathroom - SPLC 34.14 (3), MPC 4715.200.T - Provide and maintain a window or approved ventilation system in all bathrooms. This work will require a permit.
7. Bathroom - SPLC 34.10 (4), 34.33 (3) - Provide a bathroom floor impervious to water.- After securing toilet to floor caulk the base.
8. 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 or replace and maintain an approved private toilet. Secure toilet to floor.
9. Front Porch - MSFC 315.2.5 - Fueled equipment, including but not limited to motorcycles, mopeds, lawn-care equipment and portable cooking equipment, shall not be stored, operator or repaired within a building.
10. Front Porch - MN Stat 299F.18 - Immediately remove and discontinue excessive accumulation of combustible materials.-Remove all gas cans from the front porch
11. HOUSE - 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.
12. HOUSE - SPLC 34.09 (1) a, 34.32 (1) a - Provide and maintain foundation elements to adequately support this building at all points.-there E ARE PORTIONS OF THE PORTIONS OF FOUNDATION SHOW AT INSPECTION THAT NEED REPAIR.
13. HOUSE - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.
14. House - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
15. Kitchen - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.-Repair or replace the floor tile. Kitchen floor has torn and missing tile.
16. 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.
17. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.
18. SPLC 34.09 (1) e, 34.32 (1) d - Provide and maintained the roof weather tight and free from defects.

19. 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.

For an explanation or information on some of the violations contained in this report, please visit our web page at: <http://www.ci.stpaul.mn.us/index.aspx?NID=211>

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: [james.thomas@ci.stpaul.mn.us](mailto:james.thomas@ci.stpaul.mn.us) or call me at 651-266-8983 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,

James Thomas  
Fire Inspector

Reference Number 117191



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](http://www.stpaul.gov/dsi)

July 5, 2011

DANIEL J RUZA  
13234 20th St Ct N  
Stillwater MN 55082-1777

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Residential Class: C

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Your building was inspected on July 5, 2011 for the renewal of your Fire Certificate of Occupancy. Approval for occupancy will be granted upon compliance with the following **deficiency list. The items on the list must be corrected prior to the re-inspection date. A re-inspection will be made on July 18, 2011 at 2:30 P.M..**

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2. Basement - MSFC 605.6 - Provide all openings in junction boxes to be sealed.
3. Basement - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Repair or replace the damaged or deteriorated wall coverings. Treat all mold from all walls.



4. Basement - SPLC 34.10 (1) - Abate and maintain the basement reasonably free from dampness and free of mold and mildew.
5. Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.-Repair or replace the floor tile. Repair torn or missing tile.
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10. Front Porch - MN Stat 299F.18 - Immediately remove and discontinue excessive accumulation of combustible materials.-**Remove IMMEDIATELY** all gas cans form the front porch
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18. SPLC 34.09 (1) e, 34.32 (1) d - Provide and maintained the roof weather tight and free from defects. **THIS WORK WILL REQUIRE A PERMIT**
19. **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. CANNOT PRAK ON GRASS SURFACE. BLUE TRUCK PLATE NUMBER FOR THE YEAR 08 - SAR-733 . CAMFLODGE TRUCK MARCH 10 PLATE NUMBER - MTY 083**

For an explanation or information on some of the violations contained in this report, please visit our web page at: <http://www.ci.stpaul.mn.us/index.aspx?NID=211>

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Sincerely,

James Thomas  
Fire Inspector

Reference Number 117191

*St. Paul - gov*



STATEMENT BY:

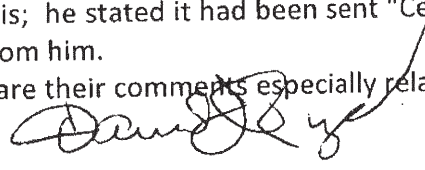
Name: Pete Kane  
Address: 8128 Dawn Ave.  
Zaner Grove, Hbts 53076  
Cell: 657-500-5256

TO:  
Leanna Shaff  
Fire Inspection Division  
Department of Safety & Inspections  
375 Jackson St.  
St. Paul, MN 55101

Statement by Dan Ruza:

On the morning of July 5, 2011 inspector Thomas showed up at 1623 McAfee. I asked him if I could help him; he stated he was here about an inspection for 1842 Arlington but no one was there. I told him no notice was sent to inform me of this; he stated it had been sent "Certified Mail". I informed him I had received no certified mail from him.

There were three witness's present at the time; these are their comments especially related to the issue of Certified Mail.



Statement by Pete Kane

We were on the property when the inspector  
showed up and said he was there for a different  
property, I then heard him say a certified letter was  
sent in with the owner of the property said  
nothing was sent out and he would like to see  
some proof of signature.

Signed: Pete S. Kane Date: 7-8-2011

STATEMENT BY:

Name: Scott Goerting  
Address: 1625 McAfee St  
St. Paul MN. 55106  
Cell: 612 889-3696

TO:  
Leanna Shaff  
Fire Inspection Division  
Department of Safety & Inspections  
375 Jackson St.  
St. Paul, MN 55101

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There were three witness's present at the time; these are their comments especially related to the issue of Certified Mail.



Statement by Scott Goerting

Yes I was present and heard the conversation  
everything in the statement Above is correct  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signed: Scott Goerting Date: 7-10-11

STATEMENT BY:

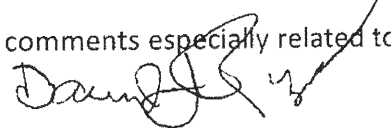
Name: Tim Doffing  
Address: 3300 Cannon St  
Hastings, MN. 55033  
Cell: 651-428-5784

TO:  
Leanna Shaff  
Fire Inspection Division  
Department of Safety & Inspections  
375 Jackson St.  
St. Paul, MN 55101

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There were three witness's present at the time; these are their comments especially related to the issue of Certified Mail.



Statement by Tim Doffing

I was present when The Inspector showed  
up and told him a notice was sent out by  
Certified mail and that He never recieved one  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signed: Timothy Doffing Date: 7-8-11