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# APPLICATION FOR APPEAL

RECEIVED  
OCT 06 2010  
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

<b>YOUR HEARING Date and Time:</b>
Tuesday, <u>Oct. 12</u>
Time <u>1:30</u>
<u>Location of Hearing:</u>
<u>Room 330 City Hall/Courthouse</u>

## Address Being Appealed:

Number & Street: 1831 1833 Orange City: St Paul State: MN Zip: 55119

Appellant/Applicant: Sharon Murphy Email mbmurphy@cbburnet.com

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 651-399-7124

Signature: Sharon Murphy Date: \_\_\_\_\_

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

Address (if not Appellant's): 4378 Livingston Dr Eagan

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
- Other
- Other

Please see attached letter and additional documentation

Appeal 1831-1833 Orange Ave E Ref# 108255

*item # on correction notice*

4. The dryer duct is up to code. I have attached the C of O inspection from 2007. The dryer duct was called at that time and was fixed properly. Barb Cummings signed off on it and issued my C of O on Dec. 21<sup>st</sup> 2007. Nothing has changed since then, not sure why Mr. Thomas is not happy with it.

7. Please grant variance on the window based on total opening size.

10. My brother-in-law rents the unit from us. He has mental capacity of a 16 year old. He does not drive, but does work full time. It was obvious to me that he had spent time cleaning up for the inspection. I think Mr. Thomas was referring to the "cat smell". I think the only way to get rid of it is to replace all the flooring once he moves out. My husband and I are trying to work with Public Housing to get him moved there; however, the waiting list is 1 year long. When he moves out, I will replace all flooring, but really don't want to do it before then, as he has 2 cats. Please work with me on this item, I really don't think it was that bad, a very subjective call on Mr. Thomas's part.

18. 19. 21. I think all these items are referring to the same window, if not, please explain to me what window. The only one Mr. Thomas pointed out to me was south side front.



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)

September 28, 2010

MICHAEL BRIAN MURPHY  
SHARON G MURPHY  
4378 LIVINGSTON DR.  
EAGAN MN 55123-2604

### FIRE INSPECTION CORRECTION NOTICE

RE: 1831 ORANGE AVE E  
Ref. #108255  
Residential Class: C

Dear Property Representative:

Your building was inspected on September 28, 2010 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 October 28, 2010 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. 1831 - MSFC 605.4 - Discontinue use of all multi-plug adapters.
2. 1831 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-DINING ROOM
3. 1831 - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-REMOVE ALL STORAGE FROM ALL LANDINGS
4. 1831 - 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

An Equal Opportunity Employer

- finish. The exhaust duct shall be a minimum nominal size of four inches (102 mm) in diameter. This work WILL require a permit(s). Call DSI at (651) 266-8989.
5. 1831 - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
  6. 1831 Front door - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Remove dresser from behind front door.
  7. 1831 and 1833 - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651)- 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.-Measured at 17inches openable height and 31`inches openable width and Sill 23 inches Glazed is 28inches width by 38inches height
  8. 1833 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-Multiple locations
  9. 1833 - SPLC 34.10 (4), 34.33 (3) - Provide a bathroom floor impervious to water. Caulk the base of toilet
  10. 1833 - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.
  11. 1833 - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.- Repair or replace the floor tile. Kitchen
  12. 1833 - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Paint the ceiling. Patch the holes and/or cracks in the ceiling. Kitchen
  13. 1833 - 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 WILL require a permit(s). Call DSI at (651) 266-8989.
  14. 1833 - 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
  15. GARAGE - SPLC 71.01 - Provide address numbers at least three (3) inches in height. (HN-1)
  16. GARAGE - SPLC 34.08 (5), 34.31 (3) - Repair, replace and maintain all exterior surfaces on fences, sheds, garages and other accessory structures free from holes and deterioration. Provide and maintain exterior unprotected surfaces painted or protected from the elements.

17. 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.
18. HOUSE - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window sash.
19. HOUSE - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen
20. REAR DECK - SPLC 34.09 (2) 34.32 (2) - Provide an approved guardrail with intermediate ballustrade or rails 4 inches or less apart. This work may require a permit(s). Call DSI at (651) 266-9090.
21. WINDOW SOUTH SIDE FRONT - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window frame.

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 108255



CITY OF SAINT PAUL

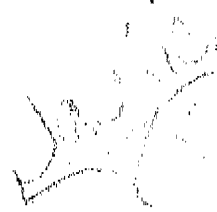
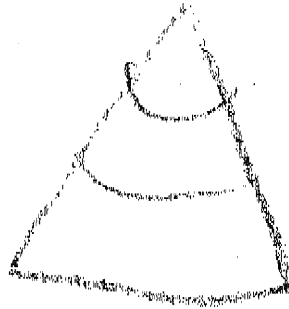
Christopher R. Coleman, Mayor

8 E. Fourth Street, Suite 200 Telephone: 651-266-9090  
Saint Paul, MN 55101

Handwritten note: "I have a permit for this building. I will be in contact with the fire department." (written vertically)

October 3, 2007

MICHAEL BRIAN MURPHY  
Sharon G Murphy  
4378 LIVINGSTON DR.  
EAGAN MN 55123



RE: FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES  
1831 ORANGE AVE E  
Ref. # 108255  
Residential Class: C

Handwritten: "2007 Report"

Dear Property Representative:

Your building was inspected on October 2, 2007 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 immediately. **A reinspection will be made on October 31, 2007 at 11:00 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 Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

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

DEFICIENCY LIST

1. EXTERIOR - SIDEWALKS - SPLC 34.08 (10) - Repair, replace and maintain exterior sidewalks, walkways and stairs.
2. INTERIOR - SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.
3. INTERIOR - Provide the inspector with a completed and signed Residential Occupancy Affidavit.
4. INTERIOR - 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.
5. UNIT 1831 - ADAPTER PLUGS - MSFC 605.4 - Discontinue use of all multi-plug adapters.
6. UNIT 1831 - BATHROOM VENT - SPLC 34.14 (3), MPC 4715.200.T - Provide and maintain a window or approved ventilation system in all bathrooms.  
Bathroom vent fan switch defective.  
Repair switch.

7. UNIT 1831 - ELECTRIC SERVICE - SPLC 34.14 (2), 34.34 (5) - Provide an approved electrical service adequate to meet the buildings needs. This work may require a permit(s), call DSI at (651) 266-9090. Occupants have installed extension cord wired lighting/outlets. Remove all illegally wired lighting/outlets. If more outlets/lighting desired/required by occupants must be installed under permit by a licensed electrician.
8. UNIT 1831 - EXTENSION CORDS - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.
9. UNIT 1831/1833 - CLEARANCE - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
10. UNIT 1831/1833 - CLOSET LIGHTS - NEC 410-8 (b) (1) Provide for the incandescent fixtures in closets to have a completely enclosed lamp.
11. UNIT 1831/1833 - DRYER VENTS - 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. The entire exhaust system shall be supported and secured in place. This work may require a permit(s). Call DSI at (651) 266-9090.  
Provide approved exhaust vent for gas clothes dryers.
12. UNIT 1831/1833 - GFCI OUTLETS - SPLC 34.14 (2) c - Provide or replace the duplex convenience outlet with ground fault protection within 3 feet of the basin on an adjacent wall in all bathrooms. This work requires a permit(s). Call DSI at (651) 266-9090.  
Provide GFCI outlet for both bathrooms.
13. UNIT 1833 - BASEMENT GUARDRAIL - SPLC 34.10 (3) 34.33(2) - Provide an approved guardrail. Intermediate balustrade must not be more than 4 inches apart. Intermediate rails must be provided if the height of the platform is more than 30 inches. Provide for open side of basement steps.
14. UNIT 1833 - LIGHT COVER - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.  
Provide for bathroom light fixture.

You have the right to appeal these orders to the Legislative Hearing Officer. Applications for appeals may be obtained at the City Clerks Office, Room 310, (651-266-8688) and must be filed within 10 days of the date of the original orders.

If you have any questions, call me at 651-228-6249 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,  
Barb Cummings  
Fire Inspector



**City of Saint Paul**

Christopher B. Coleman, Mayor

8 East Fourth Street, Suite 200  
Saint Paul, MN 55103

Telephone: 651-266-9090

December 21, 2007

SHARON G MURPHY  
4378 LIVINGSTON DR.  
EAGAN MN 55123

**RE CERTIFICATE OF OCCUPANCY**  
**1831 ORANGE AVE E**

Dear Property Representative:

Your Building was inspected on December 12, 2007 for the renewal of the Certificate of Occupancy. The required fee has been received and your building appears to be in compliance with the applicable provisions of the Saint Paul Legislative Code.

You should be commended for your interest in providing a safe and well maintained property. Thank you for helping make Saint Paul a safer place in which to live and work.

City of Saint Paul  
Department of Safety and Inspections  
Division of Fire Inspection  
**CERTIFICATE OF OCCUPANCY**

**1831 ORANGE AVE E**

This building is certified for the following occupancy:

*Dwelling Units 2*

This Certificate is issued to SHARON G MURPHY, 4378 LIVINGSTON DR., EAGAN MN 55123

24-HOUR EMERGENCY NUMBER

VALID FROM: October 2, 2007  
No: 108255

INSPECTOR NAME:  
Barb Cummings  
Fire Inspector

Pursuant to Minn. Stat. 471.9995, tenants may contact the Attorney General for information regarding the rights and obligations of owners and tenants under state law.

Minnesota Attorney General's Office  
1400 NCL Tower, 445 Minnesota Street  
St. Paul, MN 55101  
(651) 296-3353 or 1-800-657-3787  
TTY: (651) 297-7206 or 1-800-366-4812

(This Certificate shall be posted in a conspicuous location upon the certified building or premises.)