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APPLICATION FOR APPEAL

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JUN 17 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

YOUR HEARING Date and Time:

Tuesday, ¹²7-5-11

Time 1:30

Location of Hearing:

Room 330 City Hall/Courthouse

mailed

Address Being Appealed:

Number & Street: 104 Cleveland Ave N City: St Paul State: MN Zip: 55104

Appellant/Applicant: Ted Kaehler Email trkaehler@gmail.com

Phone Numbers: Business 651-736-1910 Residence _____ Cell 507-993-0475

Signature: [Signature] Date: 6-15-2011

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 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 _____
- Other _____
- Other _____
- Other _____

The City of St. Paul requires that windows have an openable width and height of 20 and 24 inches, respectively. My brother and I purchased the property in 2008 with these new windows already installed. The window area is large enough to meet the city standards, but these windows have the capability to allow cleaning from the inside and create a setback of 1 inch on the window. (If you open the window as if you are cleaning, the area meets the city's standard).

I am asking for an appeal to this because the windows are new and safe, and the variance difference in area is quite small. The only step to obtain compliance would require that all windows be replaced and this would be a very expensive proposition.

Thank you for your time.


Ted Kaehler



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

June 10, 2011

THEODORE R KAEHLER
1325 Grand Ave Unit 105
Saint Paul MN 55105-2658

FIRE INSPECTION CORRECTION NOTICE

RE: 104 CLEVELAND AVE N
Ref. #107707
Residential Class: C

Dear Property Representative:

Your building was inspected on June 7, 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 12, 2011 at 10:00 am.**

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. Garage - Exterior - 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. - Repair damaged garage walls, siding, soffit, fascia, door, trim, and roof as necessary.
2. Garage - SPLC 34.10 (2), 34.33 - Repair and maintain the damaged structural member. This repair may require a building permit, call DSI at (651) 266-9090.-Completely repair or remove leaning and structurally unsound garage under permit.

3. Lower Unit - Basement - MSFC 806.2 - Wall and/or ceiling finishes exceed the code requirements for flame spread ratings. Remove or provide documentation of flame spread compliance. - Remove fabric from ceiling or provide documentation.
4. Lower Unit - Basement - 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 may require a permit(s). Call DSI at (651) 266-8989.
5. Lower Unit - Basement - SPC 4715.0400 - Provide approved plumbing materials for water, waste, and vent. - Remove unapproved flexible drain sections from two sinks.
6. Lower Unit - Basement - SPLC 34.13 (4) - Provide and maintain the egress window well in accordance with the EW-1 attachment available on website. - Window well is 46 inches deep and must be maintained to 44 inches or less.
7. Lower Unit - Basement - Ceiling - MSFC 605.4 - Discontinue use of all multi-plug adapters.
8. Lower Unit - Rear Entry - MSFC 1003.3.1.8 - The maximum number of locks on unit doors is two. Remove all locks in excess of two.-Remove surface-bolt lock. Lock-style is not approved and door has three locks.
9. Lower Unit - Side Screen Porch - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.
10. Lower Unit - 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.-Existing double-hung window has an openable area of 20 inches high by 25.5 inches wide and a glazed area of 51 inches high by 25.5 inches wide, 9 square feet.
11. Throughout - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
12. Upper Unit - 2 Bedrooms - 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.-Existing double-hung windows have an openable area of 20 inches high by 23.5 inches wide and a glazed area of 51 inches high by 23.5 inches wide, 8.3 square feet.

13. Upper Unit - Entry Door - SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock.
14. 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.
15. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

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: mitchell.imbertson@ci.stpaul.mn.us or call me at 651-266-8986 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,

Mitchell Imbertson
Fire Inspection

Reference Number 107707

*stpaul.gov
search Appeals.*