



# APPLICATION FOR APPEAL

## Saint Paul City Council – Legislative Hearings

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

RECEIVED  
NOV 03 2017  
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

<b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>November 14</u>
Time <u>3:00 p.m.</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

### Address Being Appealed:

Number & Street: 3 Crocus Hill City: St. Paul State: MN Zip: 55102

Appellant/Applicant: Joe Keeley Email: josephpkeeley@gmail.com

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 651-230-3889

Signature: [Handwritten Signature] Date: 11-2-2017

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

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

Comments:

Non-Obstructing fence is not required to block view so pool due to lot, dense vegetation and structures. See Attached.



**CITY OF SAINT PAUL**  
Christopher B. Coleman, Mayor

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

**Telephone:** 651-266-8989  
**Facsimile:** 651-266-9124  
**Web:** [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

October 27, 2017

Joe Keeley  
3 Crocus Hill  
Saint Paul, MN 55102

Re: Fence Variance  
2017-204228

Mr. Keeley,

Attached is the fence variance request from you requesting an approval to install a fence around your yard that is to have a swimming pool. The variance has been submitted to allow a non-obscuring fence be installed. Saint Paul Legislative Code requires a non-obscuring fence be installed around any in-ground pool. The variance allows the Building Official to approve fence variances under three different criteria – site conditions, terrain conditions or nuisance conditions. This particular request to allow a non-obscured fence to be installed does not fall under any of the three criteria I am allowed to use for approval. Your request for the fence variance approval is denied.

I would suggest that if you wish to appeal my orders to the Legislative Hearing Officer, please call 651-266-8560. Your proposal to install vegetation to obscure any sign of the swimming pool in your backyard would have merit if it were to be dense enough and/or deep enough to block any view of the pool. Additionally, I would suggest that you provide photos of your backyard, side yard and rear yard views to illustrate your position and support your opinion that vegetation would be adequate for the variance to be approved by city council. Finally, you might want to add photos showing your neighbors fencing as well and include them in the documents that I have sent to you today.

If you have any questions regarding this issue please feel free to contact me.

Thank you,



**Stephen Ubl**  
**City of St. Paul Building**  
**Official**

Department of Safety & Inspections  
375 Jackson St  
Saint Paul, MN 55101  
P: 651-266-9021  
F: 651-266-9099

The Most Livable  
City in America

[stephen.ubl@ci.stpaul.mn.us](mailto:stephen.ubl@ci.stpaul.mn.us)



Making Saint Paul the Most Livable City in America



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Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220  
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Telephone: 651-266-8989  
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**REQUEST FOR FENCE VARIANCE**  
**\$70.00 PER FENCE VARIANCE**  
(Fees Eff.: 01/01/2009)

Folder #  
17-204228

ADDRESS OF VARIANCE: 3 Crocus Hill  
OWNER ADDRESS: 3 Crocus Hill CONTRACTOR ADDRESS: Premier Fence  
CITY ST. PAUL STATE MN ZIP 55102 CITY St. Paul STATE MN ZIP 55116  
PHONE W/AREA CODE 651 - 230 - 3889 PHONE W/AREA CODE 612 - 859 - 8050  
FAX W/AREA CODE \_\_\_\_\_ FAX W/AREA CODE \_\_\_\_\_

FENCE DETAILS REQUIRED (A site plan indicating the location of the fence must be provided with this application)		
Proposed length of fence (total lineal feet) Length of Fence: <u>407</u>	Proposed height of fence Feet: <u>4' Facing ST.</u> Inches: _____ <u>5' Back + SIDES</u>	Will the fence be erected on a corner lot? Yes _____ No <u>X</u>
Type of Fence: <u>X</u> Non-Obscuring Fence _____ Privacy Fence _____ Barbed Wire Fence	Fence Location: _____ Perimeter of Entire Yard _____ Front Yard Only <u>X</u> Rear or Side Yard Only	

Sec. 33.07. Fences--Requirements.  
Variances. A variance of the fence height regulations may be granted if, after investigation by the building official, it is found that site, or terrain, or nuisance animal conditions warrant a waiver of the height restrictions.

The property on which the fence is proposed satisfies the variance criteria (underlined in preceding box) for the following reason(s):

Check at least one item below and state the reason(s) you believe the property qualifies for variance consideration

X SITE CONDITIONS \_\_\_\_\_ TERRAIN CONDITIONS \_\_\_\_\_ NUISANCE ANIMAL CONDITIONS

REASON FOR VARIANCE REQUEST: \_\_\_\_\_  
see next page!

----- Office Use Only Below This Line -----  
INSPECTOR'S OBSERVATIONS: \_\_\_\_\_

INSPECTORS NAME: \_\_\_\_\_ Phone: 651 - \_\_\_\_\_

APPROVED Date: 10-27-2017 Building Official: Steve Hill Phone: 651 - 266-9021

X DENIED (This decision may be appealed to the legislative hearing officer by calling 651-266-8560.)

RETURN SIGNED RECOMMENDATION TO: \_\_\_\_\_ AT THE FRONT COUNTER.

PAYMENT CAN BE MADE BY CREDIT CARD

ACCOUNT NUMBER	MasterCard/Visa/Discovery/American Express	EXPIRATION DATE
		month year

Signature of Card Holder (required for all charges)

DATE

Rev 02/03/2015



CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

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

Telephone: 651-266-8989  
Facsimile: 651-266-9124  
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**REQUEST FOR FENCE VARIANCE**  
**\$70.00 PER FENCE VARIANCE**  
(Fees Eff. 01/01/2009)

Folder #  
17-204 228

ADDRESS OF VARIANCE: 3 Crocus Hill, St. Paul, MN 55102

OWNER ADDRESS: 3 Crocus Hill

CONTRACTOR ADDRESS: Premier Fence

CITY St. Paul STATE MN ZIP 55102

CITY St. Paul STATE MN ZIP 55116

PHONE W/AREA CODE 651 - 230 - 3889

PHONE W/AREA CODE 612 - 859 - 8050

FAX W/AREA CODE \_\_\_\_\_

FAX W/AREA CODE \_\_\_\_\_

**FENCE DETAILS REQUIRED** (A site plan indicating the location of the fence must be provided with this application)

Proposed length of fence (total lineal feet) Length of Fence: <u>407</u>	Proposed height of fence Feet: <u>4</u> - facing street Inches: _____ <u>5</u> - back & sides	Will the fence be erected on a corner lot? Yes _____ No <u>X</u>
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Type of Fence:  Non-Obscuring Fence  Privacy Fence  Barbed Wire Fence

Fence Location:  Perimeter of Entire Yard  Front Yard Only  Rear or Side Yard Only

Sec. 33.07. Fences--Requirements.

Variances. A variance of the fence height regulations may be granted if, after investigation by the building official, it is found that site, or terrain, or nuisance animal conditions warrant a waiver of the height restrictions.

The property on which the fence is proposed satisfies the variance criteria (underlined in preceding box) for the following reason(s):

Check at least one item below and state the reason(s) you believe the property qualifies for variance consideration

SITE CONDITIONS  TERRAIN CONDITIONS  NUISANCE ANIMAL CONDITIONS

REASON FOR VARIANCE REQUEST:

The desire of the homeowner is to install a historically appropriate fence while planting a natural obscuring screen as the home is in the historic district. The pool will not be visible from the street due to the to be installed stone cheek wall on the east side and arborvitae to be planted along both the east and west side of the property (please see submitted landscape plan). The south side of the property is a wooded bluff above 135E. A neighborhood example of a similar fence surrounding a property with a pool is located at 6 Crocus Hill.

Office Use Only Below This Line

INSPECTOR'S OBSERVATIONS:

INSPECTOR'S NAME: \_\_\_\_\_

Phone: 651 - \_\_\_\_\_

APPROVED Date: \_\_\_\_\_

Iding Official: \_\_\_\_\_

Phone: 651 \_\_\_\_\_

DENIED

(This decision may be appealed to the legislative hearing officer by calling 651-266-8560.)

RETURN SIGNED RECOMMENDATION TO: \_\_\_\_\_ AT THE FRONT COUNTER.

PAYMENT CAN BE MADE BY CREDIT CARD

ACCOUNT NUMBER

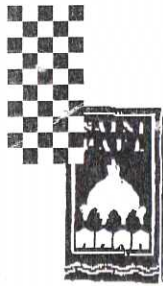
MasterCard/Visa/Discovery/American Express

EXPIRATION DATE

																	month	year				

Signature of Card Holder (required for all charges)

DATE



# CITY OF ST. PAUL

DEPARTMENT OF SAFETY AND INSPECTIONS  
375 JACKSON STREET, SUITE 220  
ST. PAUL, MINNESOTA 55101-1806

## FENCE PERMIT APPLICATION

Visit our Web Site at [www.stpaul.gov/dsl](http://www.stpaul.gov/dsl)

PROJECT ADDRESS	Number <b>3</b>	Street Name <b>Crocus Hill</b>	St, Ave, Blvd, Etc.	N S E W	Suite/Apt	Building Name	Date <b>10-9-17</b>
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Contractor (Include Contact Person) <b>Premier Fence Inc Ted Powell</b>	Address City State, Zip+4 <b>1105 Homer St. St. Paul MN 55116</b> <small>(Permit will be mailed to the Contractor's Address)</small>	Phone <b>C-612 859-8050</b>
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Contractor's Email: **Support @ premierfence.com** Office **651-698-4000**

Property Owner (Include Contact Person) <b>Joan Anne Keeley</b>	Address City State, Zip+4 <b>3 Crocus Hill 55102</b>	Phone <b>651-492-2459</b>
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The Fence will be erected on property which is:  <input type="checkbox"/> Commercial <input type="checkbox"/> Residential	Type of Fence (Check all applicable boxes)		ESTIMATED VALUE OF PROJECT <b>\$ 18,500</b>
	Non-Obscuring Fence (Chain Link, Rail, etc.) <input checked="" type="checkbox"/> 1	Privacy Fence (Obscuring) <input type="checkbox"/> 2	
Enter # of Dwelling Units <b>(1)</b>	Barbed Wire Fence <input type="checkbox"/> 3	(For Barbed Wire Fences Only: A Certificate of Insurance is Required Call 651-266-8989 for Insurance Requirements)	
Fence Length: <b>407'</b> <small>(Enter Total Lineal Feet)</small>	Fence Height: <b>3'9" @ 5'</b> <b>16' @ 4'</b>	Inches	Will the Fence be erected on a corner lot: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

Description of Project: **Ornamental Black Aluminum with Spear Top** 58868 rear yard

Applicant certifies that all information is correct and that all pertinent state regulations and city ordinances will be complied with in performing the work for which this permit is issued.

Applicant's Signature: Date: **10-9-17**

### SUMMARY OF FEES

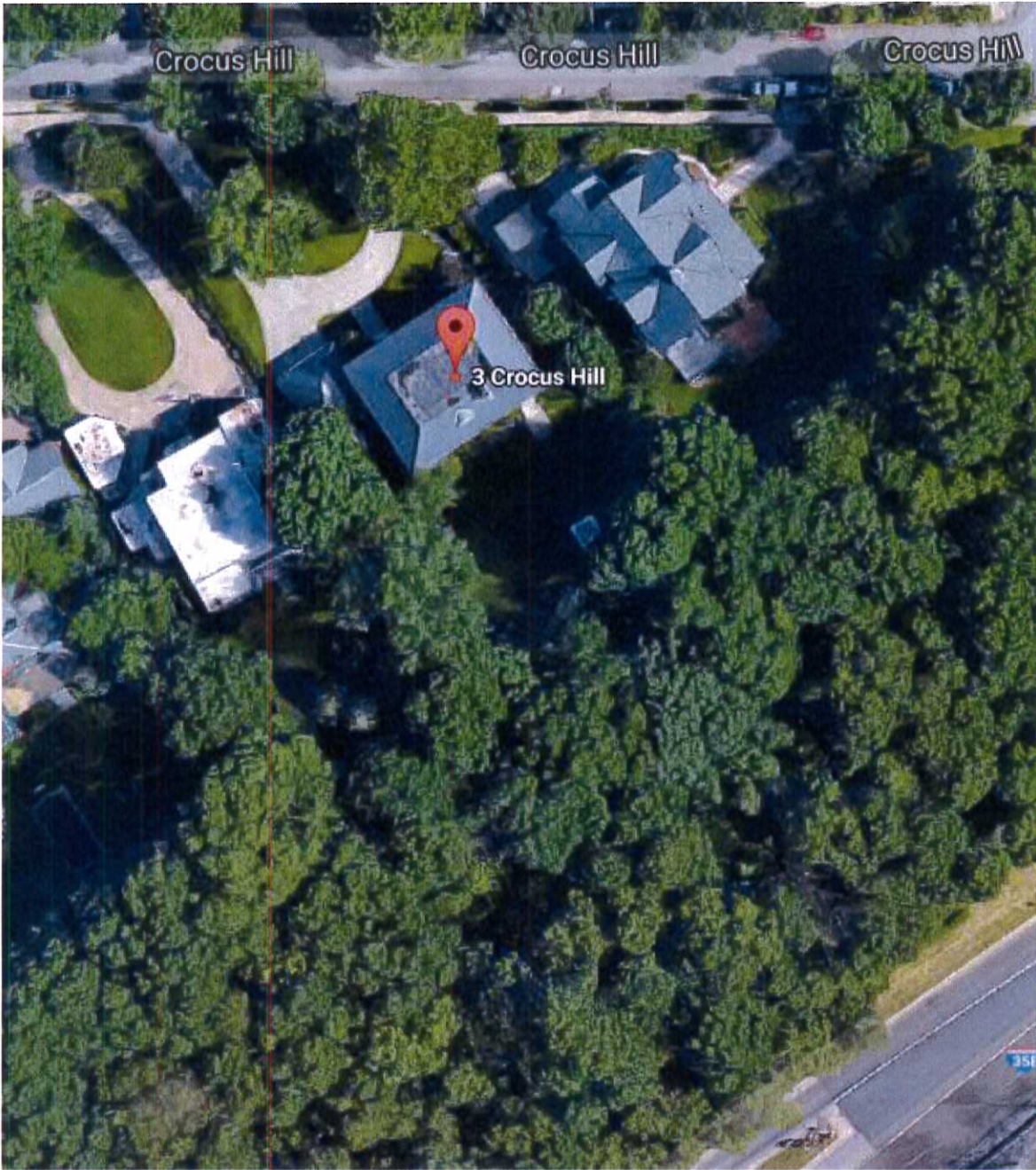
For Office Use Only				Permit Fee	\$ <b>78.00</b>	
Zoning Remarks	(For Barbed Wire Fence Only)	Historical Preservation	Zoning District <b>R2</b>	Plan Check Fee	\$ <b>-</b>	
	Certificate of Insurance		Property Usage <b>SFD</b>	Lot Size Width Depth	Total Permit Fee	\$ <b>78.00</b>
	Required <input type="checkbox"/>		Reviewed By		Date	(For Office Use Only)

Plan Review Remarks	Reviewed By	State Valuation <b>\$ 18,500.00</b>	Plan Number	PERMIT # <b>17-204243</b>
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Signature of Cardholder (required for all charges): \_\_\_\_\_

Photos of property on and surrounding 3 Crocus Hill, St. Paul, MN 55102 showing views WITHOUT planned dense vegetation (spring 2018).

Bird's eye view of 3 Crocus Hill showing privacy due to lot size, wooded cover and proximity over I35E.



- View from sidewalk – no view of pool



View from sidewalk – no view of pool. Will be blocked entirely with in process brick cheek wall and vegetation.



View from east neighbor's side walk

View from front and west side of house



Backyard views. Pool house blocks west neighbors. 6-8' dense arborvitae will block east neighbors. Heavy wooded bluff above 35E to the back.





wooded bluff over 35E.

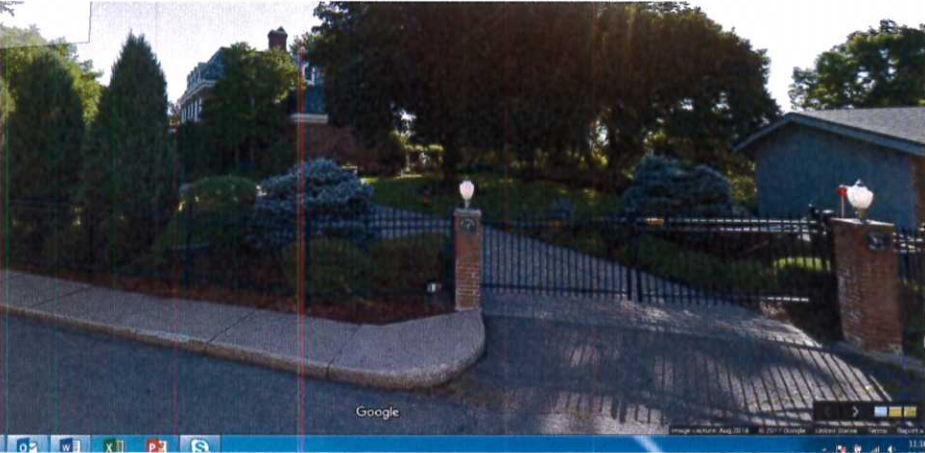


West neighbor view blocked by poolhouse.



East neighbor view to be 100% blocked by plantings.

Photos of 6 Crocus Hill with similar proposed fence and pool over wooded bluff.



Crocus Hill Street

Garage

#2 Crocus Hill

6' Arborvitae Screen

Home

Garage

Stone Check Wall Screen

Proposed Fence

6' Arborvitae Screen

Proposed Fence

Pool House

Proposed Fence

Wooded Bluffs to I-35 E

L3

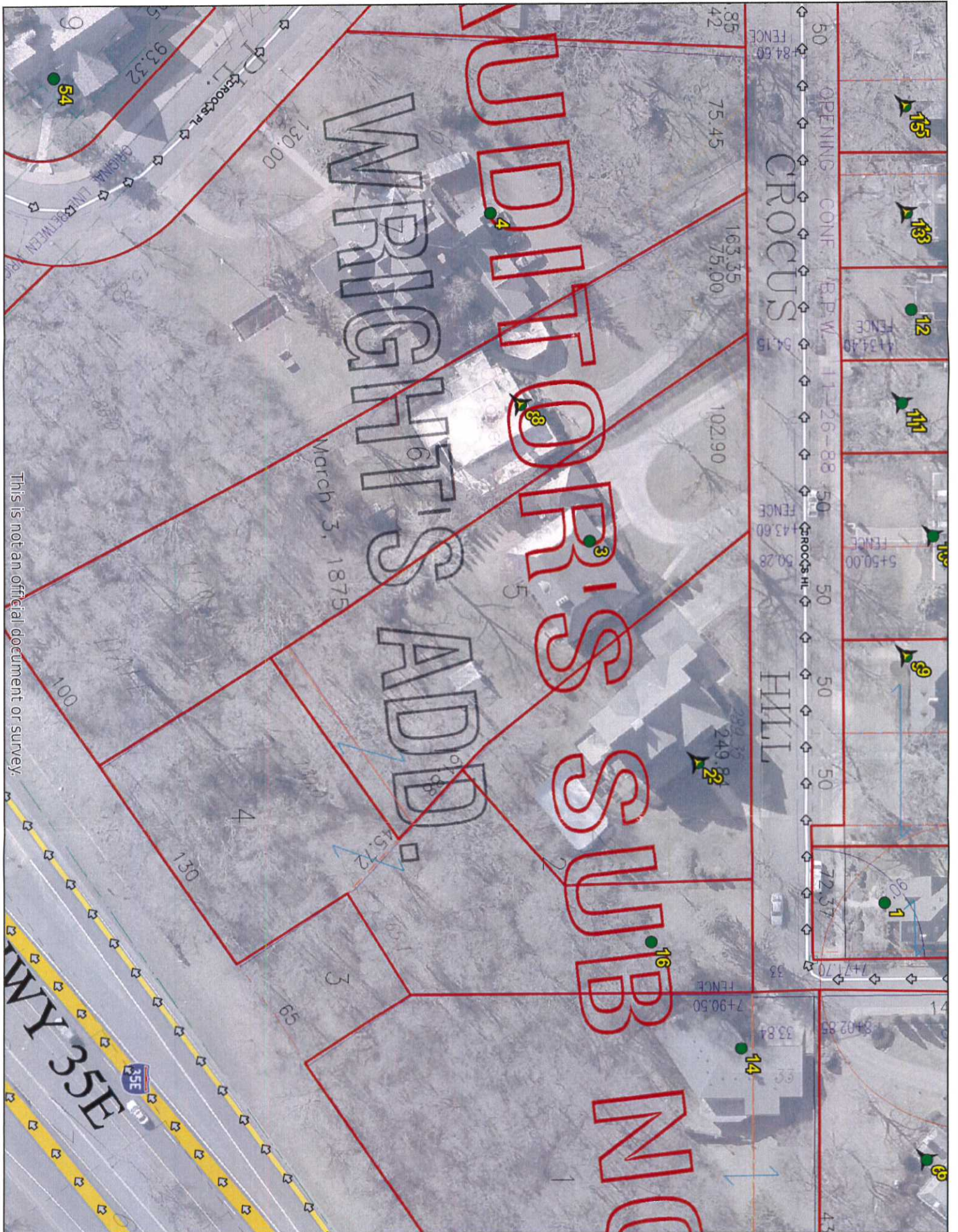
Issue Date  
July 5, 2017  
Revision  
9-22-2017

Project Phase  
Landscape  
Planting Plan

Keeley Residence  
3 Crocus Hill  
St. Paul, Minnesota



4838 12th Avenue South  
Minneapolis, Minnesota 55407  
612.799.0730  
iacodesign@comcast.net



This is not an official document or survey.

## Grandstrand, Steve (CI-StPaul)

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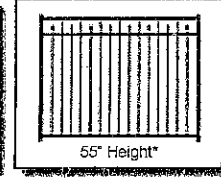
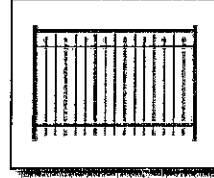
**From:** Ted Powell <Ted@PremierFence.com>  
**Sent:** Wednesday, August 30, 2017 3:32 PM  
**To:** Grandstrand, Steve (CI-StPaul)  
**Subject:** CourtYard\_Brochure for fence at 3 Crocus Hill  
**Attachments:** CourtYard\_Brochure.pdf; ATT00001.txt

Steve

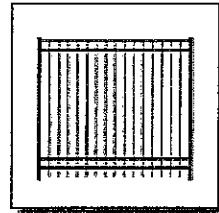
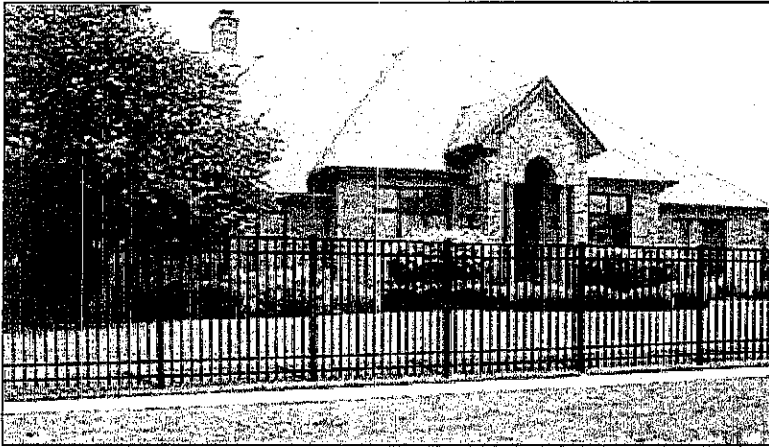
They would like me to bid the 100 series or the 1000 series  
3- rail with black fine texture finish, 16' of 48" high facing street and the side lines and rear line at 60" high all with spear  
top or quad finials.  
Gates have self closing hinges and keyed lockable latches.  
Please let me know if this is okay.  
Thanks!

Ted

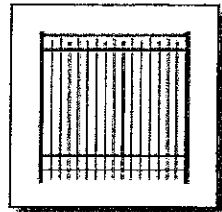
# HUNDRED SERIES



**Model 0233 - 3 Rail - Flat Top w/Alt. Spears**  
Heights: 36", 42", 48", 55"\* & 60" • Length: 6' Sections



**Model 0240 - 4 Rail - Flat Top**  
Height: 72" • Length: 6' Sections



**Model 0243 - 4 Rail - Flat Top w/Alt. Spears**  
Height: 72" • Length: 6' Sections

\* Meets National Pool Code Requirements for Height and Spacing.  
Check Local Pool Code Requirements.

# RESIDENTIAL ALUMINUM FENCE

- Verified AAMA 2604-10 Compliant Powder Coated Aluminum Fence.

Posts: 6063 - T5  
 Rails: 6063 - T6  
 Pickets: 6063 - T52

- No Screws -

Patented Hidden E-Clip  
 (Patent #US 7,152,849 B2)  
 Patented Rail Locks  
 (Patent #US 7,134,647 B2)

- Gates - All Rails and Pickets are Welded.

- Lifetime Warranty<sup>§</sup>.
- Standard Sections... Rack - 24" in 6'.
- Assembled Sections for Quick Installation.
- Eliminate Freight Damage with Company Owned Trucks and Securely Packaged Loads.

§ 30-Year for Government, Municipalities and Corporations

## SPECIFICATIONS

### Hundred Series

	<b>0131</b>	<b>0132</b>	<b>0141</b>	<b>0142</b>	<b>0220</b>
Fence Heights	36", 42", 48", 60"	36", 42", 48", 60"	72"	72"	48"
Posts	2" x 2" x .060" wall w/6' centers	2" x 2" x .060" wall w/6' centers	2" x 2" x .090" wall w/6' centers	2" x 2" x .090" wall w/6' centers	2" x 2" x .060" wall w/6' centers
Gate Posts	2" x 2" (.060) w/Inserts = .190 Wall	2" x 2" (.060) w/Inserts = .190 Wall	2" x 2" (.090) w/Inserts = .220 Wall	2" x 2" (.090) w/Inserts = .220 Wall	2" x 2" (.060) w/Inserts = .190 Wall
Post Caps	2" Flat Cap/Standard 2" Ball Cap/Optional	2" Flat Cap/Standard 2" Ball Cap/Optional	2" Flat Cap/Standard 2" Ball Cap/Optional	2" Flat Cap/Standard 2" Ball Cap/Optional	2" Flat Cap/Standard 2" Ball Cap/Optional
Rails	1" Height x .080" Wall x 1 1/8" Width x .055" Wall	1" Height x .080" Wall x 1 1/8" Width x .055" Wall	1" Height x .080" Wall x 1 1/8" Width x .055" Wall	1" Height x .080" Wall x 1 1/8" Width x .055" Wall	1" Height x .080" Wall x 1 1/8" Width x .055" Wall
Pickets	5/8" x 5/8" x .045" Wall	5/8" x 5/8" x .045" Wall	5/8" x 5/8" x .045" Wall	5/8" x 5/8" x .045" Wall	5/8" x 5/8" x .045" Wall
Picket Spacing	3.792" between Pickets	3.792" between Pickets	3.792" between Pickets	3.792" between Pickets	3.792" between Pickets
Finial Option	Triad, Quad	Triad, Quad	Triad, Quad	Triad, Quad	
	<b>0230</b>	<b>0233</b>	<b>0240</b>	<b>0243</b>	
Fence Heights	36", 42", 48", 55", 60"	36", 42", 48", 55", 60"	72"	72"	
Posts	2" x 2" x .060" wall w/6' centers	2" x 2" x .060" wall w/6' centers	2" x 2" x .090" wall w/6' centers	2" x 2" x .090" wall w/6' centers	
Gate Posts	2" x 2" (.060) w/Inserts = .190 Wall	2" x 2" (.060) w/Inserts = .190 Wall	2" x 2" (.090) w/Inserts = .220 Wall	2" x 2" (.090) w/Inserts = .220 Wall	
Post Caps	2" Flat Cap/Standard 2" Ball Cap/Optional	2" Flat Cap/Standard 2" Ball Cap/Optional	2" Flat Cap/Standard 2" Ball Cap/Optional	2" Flat Cap/Standard 2" Ball Cap/Optional	
Rails	1" Height x .080" Wall x 1 1/8" Width x .055" Wall	1" Height x .080" Wall x 1 1/8" Width x .055" Wall	1" Height x .080" Wall x 1 1/8" Width x .055" Wall	1" Height x .080" Wall x 1 1/8" Width x .055" Wall	
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Picket Spacing	3.792" between Pickets	3.792" between Pickets	3.792" between Pickets	3.792" between Pickets	
Finial Option		Triad, Quad		Triad, Quad	

\* Meets National Pool Code Requirements for Height and Spacing. Check Local Pool Code Requirements.