



# APPLICATION FOR APPEAL

**Saint Paul City Clerk**

310 City Hall, 15 W. Kellogg Blvd.  
Saint Paul, Minnesota 55102  
Telephone: (651) 266-8560

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APR 21 2011

CITY CLERK

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, April 26, 2011

Time 1:30 P.M.

Location of Hearing:

Room 330 City Hall/Courthouse

## Address Being Appealed:

Number & Street: 2007 Minnehaha Ave E City: Saint Paul State: MN Zip: 55119

Appellant/Applicant: Kyle Dalton, Azingo LLC Email kyle.b.dalton@gmail.com / nathan.erickson@gmail.com

Phone Numbers: Business 651-587-8194 cell Residence 507-254-5224 cell Cell \_\_\_\_\_

Signature:  Date: 4/21/2011

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

*mailing*  
Address (if not Appellant's): 1110 Carlton Drive Arden Hills, MN 55112

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

I am appealing the egress window requirements #3 on the CO correction order. The windows are deficient by less then on incin height, but exceed minimum width requirements by 5 inches and 7 inches respectively. These are the original windows to the home and part of it's original character.

I am also appealing #8 Upper floor as a habitable space. The maximum ceiling height is 6'6", not including skylights installed by a previous homeowner, the space was finished by a previous owner and is suitable as an office or family /living space.

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CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

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Saint Paul, Minnesota 55101-1806

Telephone: 651-266-8989  
Facsimile: 651-266-8951  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

April 6, 2011

KYLE DALTON  
AZINGO LLC  
1110 CARLTON DR  
ARDEN HILLS MN 55112-3707

### FIRE INSPECTION CORRECTION NOTICE

RE: 2007 MINNEHAHA AVE E  
Ref. #116389  
Residential Class: C

Dear Property Representative:

Your building was inspected on April 6, 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 May 3, 2011 at 1:00pm.**

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 - Dryer Vent - 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. Transition duct is acceptable up to 8 feet in length. Transition duct must be cut to length, pulled tight, securely fastened with approved metal tape, and listed/labeled as dryer transition duct.-Remove the non-listed, non-labeled flexible metal transition exhaust duct installed on the dryer and replace with an approved dryer exhaust vent. Inspector must be able to view and read the label on all transition ducts.

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2. Basement - Stairway - SPLC 34.10 (3) 34.33(2) - Provide an approved guardrail. Intermediate balustrades must not be more than 4 inches apart. Intermediate rails must be provided if the height of the platform is more than 30 inches.

3. ~~Egress Windows - Main Floor Southwest and Northwest 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.

**Main Floor Southwest Bedrooms (Double-hung)**

23h x 27w - Openable

49h x 24w - Glazed

**Main Floor Northwest Bedrooms (Double-hung)**

23h x 25w - Openable

49h x 24w - Glazed

4. Exterior - Garage and House - 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.-Scrape all flaking/chipped paint. Maintain all exterior surfaces in a good state of repairs and protected against elements of the weather.
5. Exterior - Gas Meter - MSFC 603.9- Call Xcel Energy at 1-800-895-4999 to provide vehicle impact protection for the gas meter.
6. Exterior - Retaining Wall - SPLC 34.09 (1) b,c, 34.32 (1) b,c - Provide and maintain all exterior walls free from holes and deterioration.-Replace the damaged/deteriorated retaining wall along the driveway.
7. Exterior - South Concrete Steps/Sidewalk - SPLC 34.09 (2), 34.32(2) - Repair or replace the unsafe stairways, porch, decks or railings in an approved manner. This work may require a permit(s). Call DSI at (651) 266-9090.-Repair/replace the damaged/deteriorated south concrete steps and sidewalk.
8. ~~Upper Floor - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.~~

photos attached

**Upper Floor**

Room Dimension: 26 feet x 5 feet, 8 inches = 149.50 square feet above 5 feet.

Ceiling height is 77 inches = 6 feet, 5 inches.

**Note: Upper floor is not approved as a habitable space. It is currently used only for storage.**