

RLH FCO 19-134



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

DEC 16 2019

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 #1095)
- 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

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>JAN. 14, 2020</u>
Time <u>1:30 p.m.</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

Address Being Appealed:

Number & Street: 476 University Ave W City: Saint Paul State: MN Zip: 55103

Appellant/Applicant: Minnesota DAWAH INSITUTE Email: XASANJAAMICI@GMAIL.COM

Phone Numbers: Business Kassim Busari 651-703-3396 Residence _____ Cell 6122299483

Signature: [Handwritten Signature] Date: 12/13/2019

Name of Owner (if other than Appellant): HASSAN MOHAMUD

Mailing Address if Not Appellant's: SAME AS ABOVE

Phone Numbers: Business _____ Residence _____ Cell SAME ABOVE

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:
 We made a request to get an extension for the inspection which would take place on the 17th of December & we made the request for the extension on Monday 12/9/19 to Efrayan Franquiz & he responded to us on Thur. 12/12 to let us know that he would not give us an extension and we can appeal his decision. We are done with all the work and we are waiting for the City of Saint Paul Building inspector who told us that he couldn't come to our center until 12/19/19 to come look at the building before the fire inspection. There is no way the fire inspection can be done without the permits being closed out so Efrayan needs to give us the extension.



CITY OF SAINT PAUL

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

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

November 15, 2019

MINNESOTA DAWAH INSTITUTE/ATTN NEELAIN
476 UNIVERSITY AVE W #4
ST PAUL MN 55103

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES
474 UNIVERSITY AVE W

Ref. # 14805

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on November 4, 2019. 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 December 17, 2019 at 9:30 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 be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

DEFICIENCY LIST

1. Exterior - Building - SPLC 34.09 (1)(2), 34.33 (1) - 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. -On the West side of the building, there is a section (near the A/C equipment) there are spots that have broken and damaged shaker shingles on the walls.
2. Exterior - Front of Building - 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) 266-8989.-In front of the 478-exterior door, there is an exposed wire coming through the ceiling.

3. Exterior - Parking Lot - MSFC 1030.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit path. -There are vehicles blocking the exit doors on the West side of the building. Discontinue parking vehicles there and provide a sign stating, " Do Not Block".
4. Interior - Assembly Area - MSFC 1106.2 - Provide a required occupancy separation with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be: -Two (2) hours. Per the Senior Building Inspector, you must provide fire rated material underneath the stairs in the electrical room and in the next room.
5. Interior - Assembly Area - MSFC 1104.1, 1011.1 - Provide or relocate and maintain approved exit signs to indicate a clear path to the exits. -The exit sign above the stairs is too low and must be relocated. Contact a licensed electrical contractor. A permit will be required.
6. Interior - Basement - SPLC 40.06 - Uncertified portions of the building must not be occupied until inspected and approved by this office. -478 Side - Discontinue using the classroom in the basement. This area is not to be used for any reason.
7. Interior - Basement - MPC 507.5 - Provide pressure relief valve for hot water heater piped to within 18 inches of the floor. -On the 478 side of the building, the drain relief pipe is too short. Its 26 inches from the floor
8. Interior - Front Stairway - SPLC 34.10 (3), 34.34(2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair. -A section of the handrail (at the top) is missing.
9. Interior - Rec. Room - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing. -In the recreational room, there is an outlet behind the door frame that is missing the cover.
10. Interior - Rec. Room - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code. -The heat registers in the recreational room have damaged and missing covers.
11. Interior - Rec. Room - SPLC 34.14 (2) c - Repair 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 may require a permit(s). Call DSI at (651) 266-8989.-In the recreational room there is a GFCI outlet that is broken and a broken prong stuck inside the bottom outlet. Replace the outlet.
12. Interior - Walls - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner. -In the residential section of the building, there are walls from the main entry door to the recreational room that has walls and walls panels that are damaged and coming loose from the wall.

13. Interior - Assembly Area - Ceilings - MSFC 703.1, 1106.1 - Provide and maintain fire rated floor and/or ceiling construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be: One hour. There are damaged to the ceiling, damaged/missing ceiling tiles.
One hour. There is water damaged on the bathroom ceiling.
14. Interior - Assembly Area - Fire Doors - MSFC 703.1 - Provide, repair or replace the fire rated door and assembly. The minimum rating must be:
One hour. There is a door that has been improperly installed and is not secured. Provide fire rated doors to protect the electrical equipment and discontinue using this area as a walkway.
One hour. There is a basement door that has a damaged frame, missing trim, does not latch and the deadbolt does not work.
One hour. There is another door leading to the basement that is missing the deadbolt.
15. Interior - Assembly Area - Private Office - MSFC 703.1 - Provide and maintain fire rated wall construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be:-One hour. In the private office, the repair to the wall is not done. Placing a vent cover over this opening is not an approved repair.
16. Interior - Assembly Area - Private Office - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code. -In the private office, the vent cover is missing.
17. Unit 1 - Bathroom - SPLC 34.08 (1), 34.34 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition. -There is mildew and mold developing on the bathroom walls.
18. Unit 1 - Bathroom - SPLC 34.11 (1), MSBC 2902.1, SPLC 34.35 (1), MPC 301.1 - Repair or replace and maintain all parts of the plumbing system to an operational condition. -The toilet is still loose and needs the seal around the bottom and the sink faucet is loose.
19. Unit 1 - Bedroom - NEC 400.12 Uses not permitted. Unless specifically permitted in 400.10, flexible cables, flexible cords sets, and power supply cords shall not be used for the following:(1) as a substitute for the fixed wiring of a structure. -There is an illegal installation of an outlet box under the bedroom window with the cord going through the wall and into the bathroom. Both items are in the far-right bedroom.
20. Unit 1 - Bedroom & Living Room - MSFC 703.1 - Provide and maintain fire rated wall construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be:
One hour. Inside the closet in the far-right bedroom, there is an opening up in the wall. Finish the repairs to the walls in the skylight that has chipping and peeling paint.

21. Unit 1 - Entry Door - MSFC 703.1 - Provide, repair or replace the fire rated door and assembly. The minimum rating must be: -20 minutes. The frame for the entry door does not self-close.
22. Unit 1 - Far Right Bedroom - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989.-NEW. The outlet behind the bedroom door is broken.
23. Unit 1 - Second Bathroom - SPLC 34.14 (3), MPC 4714.01 (T) - Provide and maintain a window or approved ventilation system in all bathrooms. -There is no fan in the second bathroom.
24. Unit 2 - Bathroom - SPLC 34.11 (1), MSBC 2902.1, SPLC 34.35 (1), MPC 301.1 - Repair or replace and maintain all parts of the plumbing system to an operational condition. -The drain line and water line underneath the bathroom sink is unapproved work. This work must be done under permit.
25. Unit 2 - Ceiling - MSFC 703.1, 1106.1 - Provide and maintain fire rated floor and/or ceiling construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be: -Finish the repairs to the ceiling inside the closet and paint.
26. Unit 2 - Throughout - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code. -The covers for the heat registers have fallen off.
27. Unit 2 - Walls - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner. -There is a large opening in the wall underneath the bathroom sink.
28. Unit 3 - Bathroom - SPLC 34.08 (1), 34.34 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition. -There is an excessive accumulation of mildew and mold in the bathtub and wall.
29. Unit 3 - Entry Door - MSFC 703.1 - Provide, repair or replace the fire rated door and assembly. The minimum rating must be: -20 minutes. The entry door does not self-close, the frame is cracked and damaged, and the strike plate is missing. The frame must be replaced, under permit.
30. Unit 3 - Throughout - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code. The covers to the heat registers have come off, including the one in the bathroom that is damaged and rusted. The baseboard molding in the kitchen has come off and is missing.

31. Unit 3 - Window - SPLC 34.09 (4), 34.33 (3) - Repair and maintain the window in good condition. -The right window in the bedroom is hard to open, has peeling paint on it and the side is warped and damaged.
32. Unit 4 - Bathroom - SPLC 34.11 (1), MSBC 2902.1, SPLC 34.35 (1), MPC 301.1 - Repair or replace and maintain all parts of the plumbing system to an operational condition. -The bathroom sink handles are loose.
33. Unit 4 - Bathroom - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code. -The cover to the ventilation fan is coming loose.
34. Unit 4 - Doors - SPLC 34.33 (3) - Repair and maintain the door in good condition. -There are doors that have been improperly installed. A permit will be required.
35. Unit 4 - Floor - SPLC 34.10 (7), 34.17(5) - Repair and maintain the floor in an approved manner. -A transition piece is missing for the doorway in front of the fifth (5th) bedroom.
36. Unit 4 - Permits - MSBC -Section 105.1 - Permits Required. Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit. Work being done requires a permit.
Contact the Building Inspector to inspect the work that has been done and final the permit.
A permit is required for the work performed on the dryer exhaust duct in Unit 4.
37. Unit 4 - Windows - SPLC 34.09 (4), 34.33 (3) - Repair and maintain the window in good condition. -There is a bedroom window that is damaged. The seal behind the window has torn off. There are windows with damaged and/or missing latches.
38. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>

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: (651-266-8585) and must be filed within 10 days of the date of the original orders.

If you have any questions, email me at Efrayn.Franquiz@ci.stpaul.mn.us or call me at 651-266-8955 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,

Efrayn Franquiz
Fire Safety Inspector
Ref. # 14805