



APPLICATION FOR APPEAL

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

RECEIVED
APR 08 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

<i>YOUR HEARING Date and Time:</i>
Tuesday, April 19, 2011
Time 11:00 a.m.
<i>Location of Hearing:</i>
Room 330 City Hall/Courthouse

mailed 4/8/11

Address Being Appealed:

Number & Street: 499 Maryland Avenue East City: Saint Paul State: MN Zip: 55130

Appellant/Applicant: William A. Erhart
Erhart Legal, L.L.C. Email erhart@erhartlegal.com

Phone Numbers: Business 763-427-7800 Residence _____ Cell _____

Signature: _____ Date: _____

Name of Owner (if other than Appellant): John Davidson

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 letter from Erhart Legal, L.L.C.)
- 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



Tipping the scales of justice in your favor!

ERHART LEGAL, L.L.C.

316 East Main Street, Suite 110
Anoka, MN 55303
Telephone: 763-427-7800
Facsimile: 763-427-3803
Website: www.erhartlegal.com

Attorney
William A. Erhart
Legal Assistant
Lori Ebel

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April 6, 2011

Saint Paul City Clerk
310 City Hall
15 West Kellogg Blvd.
Saint Paul, MN 55102

Re: Notice of Appeal of Condemnation
Property Owner: John Davidson
Property Address: 499 Maryland Avenue East, St. Paul, MN. 55130

Dear Sir or Madam:

I have been retained by John Davidson to appeal the Notice of Condemnation that he received on the above referenced property. Mr. Davidson had been staying elsewhere due to health issues, and had not been receiving his mail. When he did receive the Condemnation Notice he contacted our office. We are filing this as our appeal to your department's decision.

In review of the Condemnation Notice, it states that the principal violation is that the "water has been turned off due to a meter violation and lacks a basic facility." Mr. Davidson did pay the water bill. I have enclosed a copy of the invoice with a check attached. Our inquiry is regarding the latter portion of the violation "lacks a basic facility." Are there other violations that need to be corrected? After you receive this letter kindly give me a call so we can determine what the issue is.

Very truly yours,

ERHART LEGAL, L.L.C.

William A. Erhart
erhart@erhartlegal.com

WAE:ll
Enclosure
cc: John Davidson



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street., Suite 220
Saint Paul, MN 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-1919
Web: www.stpaul.gov/dsi

364

March 11, 2011

NOTICE OF CONDEMNATION AS UNFIT FOR HUMAN HABITATION AND ORDER TO VACATE

John R Davidson
499 Maryland Ave E
St Paul MN 55130-3613

Dear Sir or Madam:

The Department of Safety and Inspections, Division of Code Enforcement, has determined that the dwelling and premises at **499 MARYLAND AVE E** is "Unfit for Human Habitation". In accordance with Saint Paul Legislative Code, Chapter 34, Section 23, the premises will be placarded on **3-14-11** and ordered vacated no later than **3-14-11**.

Your attention is called to the following provisions of Section 34.23, Subsection 6 entitled, "Vacation of Structure or Unit":

"Any residential structure or residential unit which has been condemned or placarded as unfit for human habitation shall be vacated within the time set forth in the placard and/or order. It shall be unlawful for any person to let to any person for human habitation any structure or unit so condemned or placarded, and no person shall occupy the structure or unit after the date set forth in the placard and/or notice."

**THIS DWELLING SHALL NOT AGAIN BE USED FOR HUMAN HABITATION
UNTIL WRITTEN APPROVAL IS SECURED FROM THE CITY OF SAINT PAUL;
DEPARTMENT OF SAFETY AND INSPECTIONS, DIVISION OF CODE
ENFORCEMENT**

Principle Violations: These deficiencies must be corrected before this condemnation and vacate order will be removed.

1. The bldg constitutes material endangerment. The water has been turned off due to a meter violation and lacks a basic facility.

Other Violations: These deficiencies must be corrected in order to bring this property into compliance with the Saint Paul Legislative Code.

Authorization to reoccupy this/these dwelling unit(s) will not be given until it is demonstrated that all principal violations have been corrected and that no new conditions exist which could constitute material endangerment or which threaten the peace, health, safety or welfare of the occupants of this building.

All repairs and new installations must be made in accordance with the appropriate codes. Permit information may be obtained from the Building Inspection and Design Section, 375 Jackson Street, Suite 220, (651) 266-8989.

You may file an appeal to this notice by contacting the City Clerk's Office at (651) 266-8688. Any appeal must be made in writing within 10 days of the date of this notice.

It is the responsibility of the property owner to keep all buildings secured and to properly maintain the premises at all times.

If you have any questions concerning this matter, please contact the Inspector, Paula Seeley, at 651-266-1916. To arrange an appointment or request an extension of time to complete repairs, you will need to speak directly to the inspector.

Sincerely,

Paula Seeley
Enforcement Officer

ps

c: Community Stabilization Project
HALO - Southern Minnesota Regional Legal Services

Davidson

17-2/910

3009

JOHN RICHARD DAVIDSON
499 MARYLAND AVE E
SAINT PAUL, MN 55130-3613

DATE March 31, 11

PAY TO THE ORDER OF St. Paul Regional Water Serv \$ 60.82
Sixty ⁸²/₁₀₀ DOLLARS

usbank. All of **us** serving you™

John R. Davidson ^{MP}

MEMO
⑆091000022⑆ 104779924471⑆3009

Detach here and mail bottom portion with your payment.

Saint Paul Regional Water Services
1900 Rice St.
Saint Paul, MN 55113-6810

Account Number: 0319046
Customer Number: 076254
Route Number: 200-240

Make Checks Payable to 'SPRWS'

Service Address
499 MARYLAND AVE E
ST. PAUL

Due Date

March 25, 2011

Please Pay This Amount

\$60.82

Enter Amount Enclosed

\$60.82

JOHN DAVIDSON
499 MARYLAND AVE E
SAINT PAUL MN 55130-3613

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