

RLH OA 19-7



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

AUG 09 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 950402)
 - 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>AUG. 20, 2019</u>
Time <u>3:00</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

Address Being Appealed:

Number & Street: 2108 Douglynn Ln City: St. Paul State: MN Zip: 55119

Appellant/Applicant: Ben Aeling Email daprix97@hotmail.com

Phone Numbers: Business _____ Residence _____ Cell 651-271-0379

Signature: _____ Date: _____

Name of Owner (if other than Appellant): Steve Perley

Mailing Address if Not Appellant's: _____

Phone Numbers: Business _____ Residence _____ Cell 972-997-1096

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:

Multiple Quotes have been received (attached) to connect 2108 Douglynn to Sewer ranging in cost from \$40,000 to \$60,000 plus \$3,910 in City Fees.

Compliant septic has been designed and quoted at \$29,000 (also attached)

Subsurface Sewage Treatment System non-Compliant



CITY OF SAINT PAUL

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

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

July 8, 2019

Ben Aeling
2108 Douglynn Lane
St. Paul, MN
55119-5625

Re: 2108 Douglynn Lane

It has come to the attention of the Department of Safety and Inspections that the existing Private Sewer/Septic design for 2108 Douglynn Lane cannot be accepted as it does not meet compliance for the Minnesota Rules Chapter 7080 through 7083 Rules for Subsurface Sewage Treatment Systems and The City of Saint Paul Chapter 50 Ordinance for Individual Sewage Treatment Systems.

A course of action must be taken within 30 days that includes one of the options listed below:

1. The installation of a Building Sewer connected to the Public Sewer that meets the requirements of the 2015 Minnesota Plumbing Code, and the City of Saint Paul Department of Public Works Standard Specifications for Constructing and Repairing Private Sewer Connections.
2. Provide multiple bids from several city licensed contractors to substantiate that course of action one (1.) may be cost prohibitive and present to the Legislative Hearing Officer for appeal, include a code compliant Subsurface Sewage Treatment System design meeting the requirements of Minnesota Rules Chapter 7080 through 7083 and the City of Saint Paul Chapter 50 Ordinance for Individual Sewage Treatment Systems.

You are hereby notified to obtain permits for the work completed at the above referenced address. **Failure to comply may result in the issuance of criminal charges** and or a civil lawsuit and possible abatement/assessment by the City. All repairs and new installations must be made in accordance with the appropriate codes. Permits may be obtained by calling 651-266-8989.

You may file an appeal to this notice by contacting the Building Official at 651-266-8989. An appeal must be made in writing within in 10 days of this notice. (You must submit a copy of this Notice when you appeal and pay a filing fee.)

If you have any questions regarding this matter, you may contact me between 7:30 and 9:00 a.m. at 651-266-9051.
Sincerely,



Richard Jacobs
Sr. Plumbing Inspector
Department of Safety and Inspections
375 Jackson Street, Suite 220
Saint Paul, MN 55102
P: 651-266-9051
rick.jacobs@ci.stpaul.mn.us

“DSI’S Mission: To preserve and improve the quality of life in Saint Paul by protecting and promoting public health and safety for all”

The Most Livable
City in America



Making Saint Paul the Most Livable City in America

Sewer #1

Capra's Utilities Inc.
2340 Leibel Street
White Bear Lake, MN 55110
(651)762-2500
mike@capras.com
www.capras.com



Proposal

ADDRESS

Ben Aeling
2108 Douglynn Ln
St Paul, MN 55119

PROPOSAL # 6146

DATE 07/17/2019

EXPIRATION DATE 07/17/2020

DESCRIPTION	AMOUNT
Services Connect the existing house at 2108 Douglynn Ln to City sewer	
Services Provide and install a new E-One lift station with control panel as needed. Include a concrete base slab / ballast for the E-one system.	9,475.00
Services Provide and install a 1 1/4" force main from the E-One to the manhole located in the nearest intersection. We will bore the line where possible.	24,750.00
Services Provided and install all electrical wiring as needed for the new lift station. If a sub panel is required, the cost of the sub panel is not included.	1,500.00
Services Pump, crush and fill the existing septic tank or tanks.	995.00
Services We will remove all trees and branches as needed to access the site. All trees and branches will remain on site and become the responsibility of the property owner. We will assume no responsibility for damage caused to any trees. Some trees may be impacted by the construction. There will be no site restoration of any type included. We will final grade the site upon completion.	1,700.00
Services Pulverized black dirt can be delivered and spread for an additional charge of \$350.00 per load delivered and spread, if requested (2-3 loads recommended)	700.00
Services Seed and cover straw can be installed for an additional charge of \$795.00 if requested.	795.00
All City fees are to be paid for by the home owner.	
Owner agrees to hold Capra's Utilities, Inc. harmless for the following: *Any damage done to utilities that are unmarked, mis-marked, or private, including, but not limited to irrigation systems, power, gas and water lines to outbuildings, etc. *Any damage done to driveway with heavy equipment.	



5718 International Pkwy
New Hope, MN 55428
612-822-5292
BenFranklinPlumbingMN.com

BENJAMIN FRANKLIN UTILITY DIVISION

07 22 19 JOB 4161367 INVOICE 200882

CUSTOMER NAME Ben. Aeling
JOB ADDRESS 2108 Daughan Ln
CITY St Paul MN, ZIP 55119
PHONE 651-271-0379
EMAIL daphx97@hotmail.com
SEWER ADVISOR Luke

Reason for Visit: Sewer Est. Non-Club Club Member

Findings: Massive elevation difference between back of house and city sewer. would need a combination of directionally boring/hog-hole/trenching forced main w/ pump w/ holding tank.
\$30,000 =
do

\$40,000 =

Price does not include WAC Fees

PAYMENT METHOD:

Cash _____
Check # _____
Credit Card MC Visa AMEX Discover
Last 4 Digits of CC: [][][][] Auth# _____
Third Party Finance Ref. # _____

Job Amount \$ _____
Discount \$ _____
Deposit \$ _____
Total Amount Due on Completion of Work \$ _____

Authorization to Proceed with Work & Agreement Terms
I have the authority to order the above work and authorize you to proceed; I agree to the terms on both sides of this contract.

SIGNATURE X _____

ACCEPTANCE OF WORK PERFORMED:
I acknowledge satisfactory completion of the above described work and that the premises have been left in satisfactory condition.

PLUMBER'S ACKNOWLEDGEMENT:
I have performed the work to Ben Franklin Plumbing standards and to building codes when applicable.

How likely are you to recommend me to your friends and family members?
1 2 3 4 5 6 7 8 9 10
(10 is high, 1 is low)

SIGNATURE X _____

SIGNATURE X _____

Re: 2108 Douglynn Ln Sewer Project

Tony Curella <cuicurella@me.com>

Fri 7/26/2019 8:20 AM

To: Ben Aeling <daprix97@hotmail.com>

Hi Ben,

After looking at your job and the challenges it presents as far as location, elevation and distance to get you connected to city sewer would cost you upwards of \$50,000.00 to \$60,000.00.

Thank you for your time.

Tony Curella

Commercial Utilities, Inc

Sewer #3

On Jul 26, 2019, at 7:13 AM, Ben Aeling <daprix97@hotmail.com> wrote:

Good Monning Tony!

Thank you very much for taking the time to review the sewer project at my property in St. Paul yesterday. If you could send me your thoughts on the project and an estimated cost via email, it would be greatly appreciated.

Feel free to give me a call or send me an email if you have any questions or need anything else from me.

THANKS!

Ben Aeling

651-271-0379

RE: Sewer connection fees

VanMassenhove, April (CI-StPaul) <april.vanmassenhove@ci.stpaul.mn.us>

Tue 7/23/2019 10:14 AM

To: Ben Aeling <daprix97@hotmail.com>

Hi Ben,

I just heard back from DSI, the SAC fee is \$2,660.

Thanks,
April

From: Ben Aeling [mailto:daprix97@hotmail.com]

Sent: Monday, July 22, 2019 3:58 PM

To: VanMassenhove, April (CI-StPaul) <april.vanmassenhove@ci.stpaul.mn.us>

Subject: Re: Sewer connection fees

Think Before You Click: This email originated outside our organization.

Good Afternoon April!

Thank you for confirming the city fees. Do you have a contact at the zoning division of DSI I could connect with to confirm the SAC fee? I am meeting with Tony on Thursday, but time is of the essence so any help you can provide would be greatly appreciated!

THANKS!
Ben

From: VanMassenhove, April (CI-StPaul) <april.vanmassenhove@ci.stpaul.mn.us>

Sent: Monday, July 22, 2019 3:46 PM

To: Ben Aeling <daprix97@hotmail.com>

Subject: RE: Sewer connection fees

The connection fee to hook up to the sewer on Winthrop would be \$1250. I believe there is also a SAC fee that you will have to pay, you would get that information from the zoning division of DSI. I know Tony Curella with Commercial Utilities inquired about your property so he could get you a bid. If you have already received the bid from Tony he might have included the SAC fee on there.

Let me know if you have any questions.

Thanks,
April

From: VanMassenhove, April (CI-StPaul)

Sent: Monday, July 22, 2019 2:38 PM

To: Ben Aeling <daprix97@hotmail.com>

Subject: RE: Sewer connection fees

Hi Ben,

Sorry we didn't get back to you last week. I'm waiting on an answer from real estate, I'll get back to you as soon as I can.

Thanks,

RE: 2108 Douglynn Ln Septic Follow Up Questions

Jacobs, Rick (CI-StPaul) <rick.jacobs@ci.stpaul.mn.us>

Mon 7/22/2019 3:03 PM

To: Ben Aeling <daprix97@hotmail.com>

 1 attachments (205 KB)

SSTS LETTER 2108 Douglynn Lane SSTS LETTER 7.8.19.pdf;

Ben,

Thank you for your work on this.

I'm sorry you have this hurdle on septic design before the installers can give you an accurate quote.

DSI can provide an additional 30 days which will be 60 days from the letter dated July 8th 2019.

See below and also a copy of the letter attached for your reference.

A course of action must be taken within 30 days that includes one of the options listed below:

1. The installation of a Building Sewer connected to the Public Sewer that meets the requirements of the 2015 Minnesota Plumbing Code, and the City of Saint Paul Department of Public Works Standard Specifications for Constructing and Repairing Private Sewer Connections.
2. Provide multiple bids from several city licensed contractors to substantiate that course of action one (1.) may be cost prohibitive and present to the Legislative Hearing Officer for appeal, include a code compliant Subsurface Sewage Treatment System design meeting the requirements of Minnesota Rules Chapter 7080 through 7083 and the City of Saint Paul Chapter 50 Ordinance for Individual Sewage Treatment Systems.

**Rick Jacobs***Senior Plumbing Inspector*

Department of Safety and Inspections

375 Jackson Street, Suite 220

Saint Paul, MN 55102

P: 651-266-9051

F: 651-266-9124

rick.jacobs@ci.stpaul.mn.us

The Most Livable
City in America

Making Saint Paul the Most Livable City in America

“DSI’s Mission: To preserve and improve the quality of life in Saint Paul by protecting and promoting public health and safety for all”

From: Ben Aeling [mailto:daprix97@hotmail.com]**Sent:** Monday, July 22, 2019 12:10 PM**To:** Jacobs, Rick (CI-StPaul) <rick.jacobs@ci.stpaul.mn.us>**Subject:** Re: 2108 Douglynn Ln Septic Follow Up Questions

Think Before You Click: This email originated **outside** our organization.

Hi Rick!

I hope you had a great weekend!

I've been working to get quotes on both septic & sewer, but the progress has been slow. The biggest hurdle I've hit on the septic side is I need a septic design before the installers can give me an accurate

Capra's Utilities Inc.
2340 Leibel Street
White Bear Lake, MN 55110
(651)762-2500
mike@capras.com
www.capras.com

Septic



Proposal

ADDRESS

Ben Aeling
2108 Douglynn Ln
St Paul, MN 55119

PROPOSAL # 6177

DATE 08/02/2019

EXPIRATION DATE 10/30/2019

DESCRIPTION	AMOUNT
Services	4,900.00
Provide and install 2 - 1000 gallon MN Precast concrete septic tank with manholes to grade using pro-rib riser.	
Services	3,425.00
Provide and install 1 - 1000 gallon lift tank with a pump and alarm as needed.	
Services	800.00
Include all electrical wiring as needed for the pump and alarms.	
Services	395.00
Provide and install a Polylok 525 effluent screen with alarm.	
Services	595.00
Pump crush and fill the existing septic tank.	
Services	4,275.00
Labor and materials to construct the mound.	
Services	740.00
20 ton of washed rock for the mound @ 37.00 per ton delivered.	
Services	2,712.50
175 ton of washed sand @ \$14.50 per ton delivered.	
Services	5,000.00
25 loads of fill dirt to bank the mound @ \$215.00 per load delivered.	
Services	1,750.00
5 loads of pulverized black dirt delivered and spread @ \$350.00 per load.	
Services	795.00
Provide and install seed and cover straw over all excavated areas. Seed and straw is intended for erosion control purposes only and is required to be installed to make the system compliant. To establish a full lawn additional services may be required such as: over seeding, weed control, fertilization and watering.	
Services	500.00
City of St Paul permit fees (estimate)	
Services	75.00
State of Minnesota tank fees.	

DESCRIPTION

AMOUNT

Services

2,500.00

We will remove all trees as needed to access the site. All trees and branches will be piled neatly on site and will be the responsibility of the property owner.

Capra's Utilities Inc will warranty the system for a period of 5 years. The warranty does not cover settling of the ground as we can not compact around the tanks or drainfield. Some settling will occur.

There will be no site restoration included except as specified.

Owner agrees to hold Capra's Utilities, Inc. harmless for the following:

*Any damage done to utilities that are unmarked, mis-marked, or private, including, but not limited to irrigation systems, power, gas and water lines to outbuildings, etc.

*Any damage done to driveway with heavy equipment.

* Owner is responsible for all erosion of sediment, maintaining any landscaping, re-seeding/overseeding and washout that may occur.

The owner will be responsible for getting permission to access the site using the neighbors property.

The owner will be responsible for getting approval to remove trees and brush on the bluff line, if approval is needed. Any fees / fines associated with trees needing to be removed in the bluff line will be the responsibility of the property owner.

1 1/2% per month charge on accounts over 30 days. All agreements contingent upon strike, accident or delays beyond our control. Any frost, ground water or rock excavation will be an extra charge. All private underground utilities are the responsibility of the Owner.

TOTAL

\$28,462.50

Per Minnesota Statute 514.011: A lien will be filed if contract amount is not paid in full within 60 days of Invoice date.

Accepted By

Accepted Date