

Jim Bloom 266-4071 ✓ scanned



# APPLICATION FOR APPEAL

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

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

RECEIVED  
APR 11 2011

YOUR HEARING Date and Time:

Tuesday, 4-26-11

Time 1:30

Location of Hearing:  
Room 330 City Hall/Courthouse

*Mailed 4-11-11*

## Address Being Appealed: CITY CLERK

Number & Street: 1140 Jackson St. City: St. Paul State: MN Zip: 55117

Appellant/Applicant: Denise Schiltz Email: denise.schiltz@comcast.net  
*Minnesota Exteriors*

Phone Numbers: Business 7633915513 Residence 7634783937 Cell 6123691450

Signature: [Signature] Date: 9-20-10

Name of Owner (if other than Appellant): Adam and Alita LaBrie

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
- Fire C of O: Only Egress Windows
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other
- Other
- Other

3 windows are non-compliant. The windows were replaced like for like. No structural changes were made. Permit states that is okay unless they are grossly non compliant or awning windows.

Our permit process was via fax and at no time did anybody say that the window schedule was unacceptable.

Revised 8/20/2010

*See reverse*

We were told by the inspectors office that they did have issues with fax applicants and to talk to Jim Bloom directly and to provide info to him.

We did - on countless occasions fax, mail, email and telephone and as of two date he has never responded.

Denise Smith

As you can see by the date of this check - this has been going on for quite some time now and feel that all we can do now is send this to you for review.



CITY OF SAINT PAUL  
INTERDEPARTMENTAL MEMORANDUM

**EGRESS WINDOW NON-COMPLIANCE DETERMINATION**

TO: CITY CLERK  
15 KELLOGG BLVD. WEST  
310 CITY HALL  
SAINT PAUL, MN 55102

PHONE: 651-266-8688  
FAX: 651-266-8574

*5.0 N + 5.7*

DATE: September 14, 2010

~~20 x 24~~

APPEAL PROPERTY ADDRESS: 1140 JACKSON ST

*W - 20 min*

APPLICANT NAME: MINNESOTA EXTERIORS INC

*H - 24 min*

PHONE NUMBER: 651-266-9020

*48 - From Floor*

PERMIT NUMBER: 10 019105

TYPE OF WINDOW Double Hung

NUMBER OF WINDOWS 3 Bedrooms

<b>Total Glazed Area</b>	1. 8.9 sq. ft.	<b>Difference from Required Area</b>	1. + 3.9 sq. ft.
	2. 8.9 sq. ft.		2. + 3.9 sq. ft.
	3. 8.9 sq. ft.		3. + 3.9 sq. ft.
<b>Width of Opening</b>	1. 31.5 "	<b>Difference from Required Opening</b>	1. + 11.5"
	2. 31.5"		2. +11.5"
	3. 31.5"		3. +11.5"
<b>Height of Opening</b>	1. 20.5"	<b>Difference from Required Opening</b>	1. -3.5"
	2. 20.5"		2. -3.5"
	3. 13"		3. -11"
<b>Height of Opening to Finished Floor</b>	1. 34"	<b>Difference from Maximum Height</b>	1. +14"
	2. 30"		2. +18"
	3. 37"		3. +11"

COMMENTS:

Reviewed by: David Tank

January 17, 2011

Mr. Jim Bloom  
City of St. Paul  
Department of Safety and Inspections  
375 Jackson Street, Suite 220  
St. Paul, Minnesota 55101-1806

Re: 1140 Jackson Street, St. Paul 55117  
Owner: Adam and Alita Labrie

Dear Sir:

As far back as September of last year, I started documenting my correspondence with the city's Inspection Department to determine a resolution for Minnesota Exteriors, Inc. and our customer at the above referenced address. Here are the highlights:

- On February 1, 2010 our representative Christine Casaw faxed a building permit application to the Building Department at 651-266-9124.
- Application clearly stated that we were going to replace same size windows as existing windows.
- The permit cost of \$451.67 was charged to our Visa on February 11, 2010.
- The permit itself clearly stated our intent. In addition, the fine print stated, "a window may be replaced in the existing opening if it is the same size, SAME TYPE, and no reframing is required.
- One of the city inspectors stopped by the site mid May during the siding install and we reconfirmed our activity. The original inspector was Virgil Thomas who is no longer employed by the city.
- The siding progressed and the job was completed. Pictures were to sent to our office to close the job. We contacted the city to determine when/if the final inspection was complete the end of August.
- Subsequently, Dave Tank responded and told us that he was assigned to complete our final inspections as they were not completed. This included the window inspection.
- Three windows were deemed "non egress compliant" and the final inspection was declined on September 14, 2010.
- Since this time, I have contact the building department numerous times to see if an exception would be granted on our behalf. I have provided and faxed at least three times all the documentation supporting our request. There has been no response.

It is our contention that the permit we received stated an EXCEPTION: For other than awning windows or other grossly non-compliant bedroom windows, a window may be

replaced in the existing opening. At no point did Mr. Thomas or anyone in the city indicate that any of our windows were grossly non-compliant. We never received a request to review our window plans or schedules. In my discussions with additional inspectors I believe that 2 of the windows were 3-1/2" short and 1 is 11" short. All met min 5 square. They were same type and size.

At this point I am reaching out to you to help me resolve this issue. I can be reached daily at 763-391-5513. Thank you in advance for your consideration.

Very truly yours

Minnesota Exteriors, Inc.



Denise M. Schiltz

ORIGINAL FAX

①



8600 Jefferson Hwy. - PO Box 266 763-493-5500  
Osseo, MN 55369 Fax: 763-493-8980

FAX COVER PAGE

DATE: 2-1-10

Please deliver the following page(s) to:

Contact person: Building Dept.

Company: City of St. Paul

Fax number: 651-266-9124

From: Christine Casaw

Subject: Building permit Application

Multiple horizontal lines for additional information.


Total number of pages including cover page: 3

Ask us about two new products

LP Smartside and trim- a beautiful durable engineered wood siding made in Minnesota  
Excell Aluminum & Glass railing systems – add beauty to your deck or patio

451.104

(2)

 <p><b>CITY OF ST PAUL</b> Department of Safety and Inspections 375 Jackson Street, Suite 220 St Paul, Minnesota 55101-1806</p>	<p><b>GENERAL BUILDING PERMIT APPLICATION</b></p> <p>Visit our Web Site at <a href="http://www.stpaul.gov/dsi">www.stpaul.gov/dsi</a></p>
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PROJECT ADDRESS	Number <u>1140</u> Street Name <u>Jackson St.</u> St. Ave. Blvd. Etc.	N S E W	Suite/Apt	Building Name	Date <u>2-1-10</u>
Contractor	(Include Contact Person)	(Permit will be mailed to the Contractor's Address)			Phone
<u>Minnesota</u>		Address <u>8600 Jefferson Hwy</u>			<u>763-391-5510</u>
State Building Contr. Lic. # <u>2877</u>		City <u>Ossau, MN</u>			
Property Owner	(Include Contact Person)	Address <u>1140 Jackson St</u>			Phone
<u>Adam + Alita Labrie</u>		City <u>St. Paul, MN</u>			<u>651-756-1353</u>
Architect		Address			Phone
		City, State, Zip + 4			

Select the Type of Work ▶	<input type="checkbox"/> New Structure	<input type="checkbox"/> Addition	<input type="checkbox"/> Remodel/Alter	<input checked="" type="checkbox"/> Repair
Select Applicable Installation Below.	Select Type of Use ▶			
<input checked="" type="checkbox"/> Windows: # of windows ▶ <u>8</u>	Mixed Commercial/ Residential buildings enter information for both the Residential and Commercial Use.		# of Existing Dwelling Units ▶ _____	
<input type="checkbox"/> Roofing: # of squares ▶ _____			<input checked="" type="checkbox"/> Residential: Final # of Dwelling Units ▶ <u>1</u>	
<input checked="" type="checkbox"/> Siding: # of squares ▶ <u>23</u>			# of Dwelling Units Worked On ▶ _____	
▶ Note: 1 Square = 100 Square Feet	Est. Start Date ▶ <u>3-1-10</u>	Est. Finish Date ▶ <u>4-1-10</u>	Total Value ▶ \$ <u>22,400.00</u>	

Description of Project: <u>Reside house and replace 22 windows, same size windows as existing windows</u>	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. <u>Christine Casaw</u> Applicant's Signature
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PLEASE COMPLETE THIS SECTION ONLY FOR NEW STRUCTURE OR ADDITION

Structure Dimensions (In Feet)						Is a Fire Suppression System Available? (i.e. - Sprinklers)	
Width	Length	Height	Total Square Feet (include basement)	Basement	# of Stories	Yes <input type="checkbox"/> No <input type="checkbox"/>	
				Yes No			
Lot Dimensions (In Feet)			Set Backs from Property Lines				
Lot Width	Lot Depth	Front	Back	Side 1	Side 2		

For Office Use Only

Change/Expansion of Use? Yes / No				SUMMARY OF FEES			
Existing Primary Use	Occupancy Group			Building Permit Fee	\$		
Proposed Primary Use	Construction Type			Plan Check Fee	\$		
Zoning District	Plan Number			State Surcharge	\$		
PLAN REVIEW REMARKS				SAC	\$		
				SAC Processing Fee	\$		
				Design Review Fee	\$		
				Park Dedication Fee	\$		
S.A.C. #: _____	Reviewed By: _____	Date: _____	Warning Folder # _____	Total Permit Fee \$ _____			
Charge _____	Credit _____						

State Valuation : \$ <u>22,400.00</u>	Vacant Bldg. Folder # _____	(For Office Use Only)														
		PERMIT # ▶														
		Expiration Month/Year ▶	<u>0</u>	<u>3</u>	<u>1</u>	<u>3</u>										
Enter Account Number ▶▶	<u>4</u>	<u>8</u>	<u>0</u>	<u>2</u>	<u>1</u>	<u>3</u>	<u>2</u>	<u>4</u>	<u>0</u>	<u>9</u>	<u>3</u>	<u>7</u>	<u>2</u>	<u>7</u>	<u>3</u>	<u>0</u>



**GENERAL BUILDING PERMIT APPROVALS & REQUIREMENTS**

*If you are paying for your permit by American Express, Discover, MasterCard or Visa, you may fax your application.  
The credit card information section must be filled in.  
Our FAX number is 651-266-9124.  
If paying by check, please mail the application and check to us. Make checks payable to: City of St. Paul*

**FOR NEW CONSTRUCTION AND MULTI-FAMILY RESIDENTIAL OR COMMERCIAL ADDITIONS**  
Building Permit Application and two (2) complete sets of plans must have stamped approval by the following Offices prior to submittal to the plan examination section in DSI at 375 Jackson Street, Suite 220.

**REQUIRED**

1) Public Works – 10<sup>th</sup> Floor City Hall Annex  
25 W. 4<sup>th</sup> Street  
(Bring Lot Survey with Legal Description)

Assigned Address: \_\_\_\_\_

Pin # : \_\_\_\_\_

Legal Description:

**REQUIRED**

2) Public Works – Sewer 7<sup>th</sup> Floor City Hall Annex  
25 W. 4<sup>th</sup> Street  
(Sewer Size and Location)

**FOR OFFICE USE ONLY**

Review	Required	Initials/OK	Date
HPC			
SITE PLAN REVIEW*			
SPECIAL USE PERMIT			
ENVIRONMENTAL / FOOD			

Site Plan Review is required for new construction and additions to commercial buildings or residential buildings with 3 or more units.  
(651-266-9086)

Building Field Inspectors are in the office for inspection requests between 7:30 – 9:00 AM, Monday – Friday. Phone number is 651-266-9002.  
Permit Fee Information can be obtained by calling 651-266-8989, Monday – Friday, 7:30 – 4:30.

PERMITS ISSUED

FEB 12 2010



**BUILDING PERMIT**

**PERMIT #:** 20 10 019105  
**Issued Date:** February 11, 2010

**CITY OF SAINT PAUL**  
**Department of Safety & Inspections**  
375 Jackson Street, Suite 220  
Saint Paul, MN 55101-1806

Phone: 651-266-8989  
Fax: 651-266-9124

*Alita & Adam Labrie*

<b>CONTRACTOR:</b>	<b>OWNER:</b>
<b>MINNESOTA EXTERIORS INC</b> 8600 JEFFERSON HWY OSSEO MN 55369-0000	<b>ADAM LABRIE</b> 1140 JACKSON ST ST PAUL MN 55117-5012

**PERMIT ADDRESS:** 1140 JACKSON ST  
ST PAUL MN 55117-5012

**SUB TYPE:** Single Family Dwelling      **WORK TYPE:** Repair

Change/Expansion of Use?	No	Existing Primary Use (Single Fan	R-Single Family Dwe
# of Existing Dwelling Units	1	State Valuation	22400
Valuation Override	No	Scope of Repair Work	Minor Repair
Structural Work?	No Structural Work	Interior/Exterior?	Exterior Only
Plan Number	None	Residing	Yes
# of Squares Siding	23	Windows (Replacement)	Yes
# of Windows	8		

<b>FEES</b>	
Permit Fee	440.44
Surcharge B	11.20
<b>TOTAL</b>	<b>451.64</b>

RESIDE HOUSE AND REPLACE 8 WINDOWS, SAME SIZE WINDOWS AS EXISTING WINDOWS.

At least one window in each bedroom shall meet the uniform egress window policy. Policy provided to applicant. 2-10-10 rr \*\*ReSiding--No structural or window changes. NOTE: IF THE EXISTING SIDING IS REMOVED TO THE SHEATHING OR OTHER NONWEATHER-RESISTIVE LAYER, THEN AN APPROVED WEATHER-RESISTIVE MEMBRANE OR PANEL SYSTEM MUST BE ADDED AND SEALED BEFORE RE-SIDING. Replace Address Numbers when complete. If applicable-Garages on alleys are required to have address numbers clearly visible from the alley also. Call the Area Building Inspector between 7:30-9:00am (M-F) when work is complete or if problems/questions arise. NOTE: Per Section 33.04 of the Legislative Code all exterior work must be completed within one year of permit issuance. \*\*Window Replacement: NOTE: COMPLETE WINDOW REMOVAL AND FULL NEW UNIT INSTALLED-NOT A "POCKET" OR "INSERT WINDOW" INSIDE AN EXISTING WINDOW FRAME! NO STRUCTURAL CHANGES!-Applicable to replacement in existing openings only. Window installation requiring structural alterations must be reviewed in our office. All bedrooms, without an exterior door, must be provided with at least one approved egress (escape/rescue) window. EXCEPTION: For other than awning windows or other grossly non-compliant bedroom windows, a window may be replaced in the existing opening if it is the same size, SAME TYPE, and no reframing is required. Any deviation from these standards requires special, prior approval from this Office. NOTE: Safety Glass is required within a tub or shower enclosure, within 2 feet of doors and adjacent to stairs and stair landings, when the glass is less than 60 inches above a walking or standing surface. See other specifics in Section R308 of the International Residential Code (1- and 2-family dwellings) or Chapter 24 of the International Building Code (multi-family and commercial). NOTE: Smoke alarms shall be installed as specified in the Minne