



# APPLICATION FOR APPEAL

## Saint Paul City Council – Legislative Hearings

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

RECEIVED  
SEP 29 2017  
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 \_\_\_\_\_)
  - 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

<b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>Oct. 10</u>
Time <u>11:00</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

## Address Being Appealed:

Number & Street: 1290 Goodrich Ave City: St. Paul State: MN Zip: 55105

Appellant/Applicant: Mary Beth Leone-Getten Email mb.leone.getten@gmail.com

Phone Numbers: Business use cell Residence 651-696-0009 Cell 612-202-1517

Signature: M. Leone-Getten Date: 9-29-17

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

Mailing 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/Correction
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (fence Variance, Code Compliance, etc.)

Lot line near which the oven sits is in dispute. We request a hold on the correction notice until the property boundary has been legally determined. Please see attached email written after consultation w/ Jerome Benner, DSI Inspector II.



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](http://www.stpaul.gov/dsi)

- Yog hais tias koj hais tsis to taub tsab ntawv no, hu rau tus txhais lus ntawm (651) 266-8989. Nws yog pab dawb zwb.
- Si necessita un traductor, por favor llamanos al (651)266-8989. No costo.

335

September 21, 2017

Timothy M Leone Getten/Mary Beth Leone  
Getten  
1290 Goodrich Ave  
St Paul MN 55105-2707

## CORRECTION NOTICE

RE: 1290 GOODRICH AVE  
File #: 17-065320

Dear Sir or Madam:

The City of Saint Paul, Department of Safety and Inspections has inspected the above referenced property on **September 21, 2017** and has determined that the following deficiencies exist in violation of the Saint Paul Legislative Code<sup>1</sup> (see footnote 1, below).

1. **ACCESSORY STRUCTURES:** All accessory structures including, but not limited to, detached garages, sheds and other structures shall be kept in a professional state of maintenance/repair, and maintained structurally sound. The structure must have an approved plan review to meet all applicable codes. Please remove the structure in the rear yard that appears to be some type of outdoor fireplace/oven that has been constructed without approval and does not meet code.

You are hereby notified to correct these deficiencies in accordance with the appropriate codes. The Enforcement Officer will re-inspect these premises on or after **October 03, 2017**, by which date the violations noted must be corrected. **Failure to correct these deficiencies may result in the issuance of criminal charges<sup>2</sup>** 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 City Clerk at 651-266-8585. Any appeal must be made in writing within 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 or request additional information, please contact me. To arrange an appointment or request an extension of time to complete repairs, you will need to speak directly to me at 651-266-1940.**

Sincerely,

Lisa Martin  
Badge # 335

**CODE ENFORCEMENT OFFICER**

Footnotes:

- <sup>1</sup> To see the Legislative Code go to [www.stpaul.gov](http://www.stpaul.gov) on the internet, click on "Departments", then click on "Department of Safety and Inspections", scroll down the page for the "Codes". Most Correction Notices derive from Chapter 34.
- <sup>2</sup> Criminal charges can be brought on the day the violation is observed, but generally we allow time to correct unless this is a repeat violation.

lm

**WARNING** Code inspection and enforcement trips cost the taxpayers money. If the violations are not corrected within the time period required in this notice, the city's costs in conducting a reinspection after the due date for compliance will be collected from the owner rather than being paid by the taxpayers of the city. If additional new violations are discovered within the next following 12 months, the city's costs in conducting additional inspections at this same location within such 12 months will be collected from the owner rather than being paid by the taxpayers of the city. Any such future costs will be collected by assessment against the real property and are in addition to any other fines or assessments which may be levied against you and your property.

cn60100 4/13



**From:** Martin, Lisa (CI-StPaul) [lisa.martin@ci.stpaul.mn.us](mailto:lisa.martin@ci.stpaul.mn.us)  
**Subject:** RE: 1290 Goodrich outdoor oven  
**Date:** September 29, 2017 at 7:42 AM  
**To:** Mary Beth Leone-Getten [mb.leone.getten@gmail.com](mailto:mb.leone.getten@gmail.com), Benner II, Jerome (CI-StPaul) [jerome.benner.ii@ci.stpaul.mn.us](mailto:jerome.benner.ii@ci.stpaul.mn.us)  
**Cc:** Timothy Leone-Getten [timothy.leone-getten@stpaul.k12.mn.us](mailto:timothy.leone-getten@stpaul.k12.mn.us), Timothy Prindiville [tim.prindiville@prindivillelaw.com](mailto:tim.prindiville@prindivillelaw.com)

Per our phone conversation you would need to file an appeal within 10 days of the order.

Thanks

-----Original Message-----

**From:** Mary Beth Leone-Getten [<mailto:mb.leone.getten@gmail.com>]  
**Sent:** Thursday, September 28, 2017 11:51 AM  
**To:** Martin, Lisa (CI-StPaul) <[lisa.martin@ci.stpaul.mn.us](mailto:lisa.martin@ci.stpaul.mn.us)>; Benner II, Jerome (CI-StPaul) <[jerome.benner.ii@ci.stpaul.mn.us](mailto:jerome.benner.ii@ci.stpaul.mn.us)>  
**Cc:** Timothy Leone-Getten <[timothy.leone-getten@stpaul.k12.mn.us](mailto:timothy.leone-getten@stpaul.k12.mn.us)>; Timothy Prindiville <[tim.prindiville@prindivillelaw.com](mailto:tim.prindiville@prindivillelaw.com)>  
**Subject:** 1290 Goodrich outdoor oven

Lisa-

I am writing regarding the correction notice (File 17-065320) we received from you on Sept. 21 pertaining to our outdoor oven at 1290 Goodrich Ave.

As you suggested by phone this week, I went to the Department of Safety and Inspections today to understand the nature of the violations related to the oven. I spoke to Jerome Benner, copied here, and he determined that the matter of moving the oven should be put on hold until the property line dispute with the owners of 1282 Goodrich Avenue is resolved. Until the property line is clarified, the proper location of the oven can not be determined.

Would you please confirm with me that the correction notice has officially been put on hold by your department so that we can be certain that the potential penalties listed in the notice (criminal charges, lawsuit, abatement, etc.) will not go forward during this time?

Thanks so much for your help,

Mary Beth Leone-Getten