

RLH VBR 13-56



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 17 2013

CITY CLERK

We need 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/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>10-1-13</u>
Time <u>2:30 PM</u>
Location of Hearing: Room 330 City Hall/Courthouse

e-mailed 9-17-13

Address Being Appealed:

Number & Street: 412 Holly Ave City: St Paul State: MN Zip: 55102

Appellant/Applicant: DAN WAGERS Email dan_wagers@yahoo.com

Phone Numbers: Business _____ Residence 651-224-1417 Cell 563-513-1253

Signature: D S Wagers Date: Sept 12, 2013

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
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

I had EXCESS FURNITURE AND ANTIQUES STORED
IN THE HOUSE. THE EXCESS IS NOW IN STORAGE
THE EXTERIOR NEEDS SOME REPAIR TO SIDING,
SOME WINDOWS NEED SCREENS, STORMS, AND
GLASS.

Pls NOTE: I WAS BURGLARIZED THIS SUMMER AND IN DOING SO THE BROKE 2 STORMS WINDOW + 1 DOUBLE HURRY GLASS + SCREEN. ON THE INTERIOR THEY DUMPED MY ANTIQUES, FURNITURE CLOTHES, CONTENTS OR CABINETS, CLOSETS ON THE FLOOR.

THURSDAY
SEPT 12, 2013

PLEASE NOTE: My long term Girl FRIEND who lives in NE IOWA (ELKADER) is HAVING SURGERY ON FRIDAY the 13th in Dubuque IA. I AM TAKING HER TO THE HOSPITAL AND WHEN DISCHARGED BACK TO ELKADER. AS SHE LIVES ALONE I NEED TO BE THERE TO GIVE HER CARE AND LOVE till the 30th of September.

I RESPECTFULLY REQUEST IF AT ALL POSSIBLE THAT THE HEARING DATE IS SET AFTER THIS PERIOD OF TIME.

Thanks you

Sincerely
Dan Wojcik



CITY OF SAINT PAUL

Christopher B. Coleman, Mayor

Nuisance Building Code Enforcement

375 Jackson Street, Suite 220

Saint Paul, MN 55101-1806

651-266-8989

651-266-1919

www.stpaul.gov/dsi

September 06, 2013

Daniel E Wagers
412 Holly Ave
St Paul MN 55102-2204

VACANT BUILDING REGISTRATION NOTICE

The premises at **412 HOLLY AVE**

has been inspected and found to meet the legal definition of a Vacant Building as described in Saint Paul Legislative Code, Chapter 43. You are required to register this building with the Department of Safety and Inspections, Vacant Buildings Division, by filling out and returning the registration form provided with this letter. You are also required to pay the annual Vacant Building Registration Fee of **\$1,440.00**. The fee is due upon receipt of this letter and must be paid no later than thirty (30) days from the date of this letter, as required in Saint Paul Legislative Code Chapter 43. If this building is vacant due to a fire, complete the enclosed registration form and return it to this office within 30 days.

Please return the enclosed registration form along with your payment by October 06, 2013.

Do not mail cash.

If you wish to pay in person, you may do so from 8:00 a.m. to 4:00 p.m. Monday through Friday at:

DEPARTMENT OF SAFETY AND INSPECTIONS
375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806

You may file an appeal to this fee or registration requirements by contacting the Office of the City Clerk at (651) 266-8688. Any appeal of this fee must be made within ten (10) days of the date of this notice.

If the registration fee is not received in this office within 45 days of the date of this letter the full amount owed will be assessed to, and collected with, the taxes for this property as permitted by Saint Paul Legislative Code Chapter 43.

The Code Enforcement Officer has notified the Building Inspection And Design Section that this property meets the legal definition of a registered vacant building and in accordance with Legislative Code Chapter 33, no permits (except demolition, wrecking and removal permits) will be issued until the requirements of all applicable ordinances are fulfilled.

All category 2 and category 3 vacant buildings must be winterized with gas and water services shut off or, alternately, an excess flow gas valve must be installed in the dwelling, within sixty (60) days of the date of this Notice.

WRITTEN PERMISSION FROM THE CITY OF SAINT PAUL IS REQUIRED BEFORE A CATEGORY 2 OR CATEGORY 3 VACANT BUILDING CAN BE OCCUPIED OR SOLD.

Category 2: Requirements include: 1. register/re-register the building, 2. pay outstanding fee(s), 3. obtain a code compliance report, 4. submit for approval a rehab cost estimate from a licensed contractor and a schedule for completion of all code compliance work, 5. submit proof of financial responsibility acceptable to the City, and 6. obtain Zoning approval of the proposed use.

Category 3: All requirements listed for Category 2 vacant buildings, AND obtain a **Certificate of Occupancy OR Certificate of Code Compliance** prior to the sale of the building.

If the use of this building meets the definition of a nonconforming use by the Zoning Code then the use will lose its nonconforming status 365 days from the date the building was declared vacant.

You must contact the Enforcement officer, Dennis Senty, at 651-266-1930 to find out what must be done before this building can be legally reoccupied.

The Enforcement Officer may declare this building(s) to constitute a Nuisance Building subject to demolition and issue an Order to Abate under authority of Legislative Code Chapter 45. In the event this building is declared a Nuisance Building subject to demolition, the Enforcement Officer will notify all owners and interested parties of the Order to Abate, as provided in the Legislative Code Chapter 45.

If you have questions about this annual registration fee or other vacant building requirements, please contact the Enforcement Officer, Dennis Senty, at 651-266-1930.

This registration form and fee is required by law. Your prompt attention to this matter is appreciated.

Thank You,

Steve Magner
Vacant Buildings Program Manager
Department of Safety and Inspections

Enclosures: Regulations Requirements Information
Vacant Building Registration Form

SM: md
vb_registration_notice 11/12

City of Saint Paul
 Department of Safety and Inspections
VACANT BUILDING REGISTRATION FORM

Date: Sept 12, 2013

Address of Property: 912 Holly Ave

Planned disposition of this building (please check one):

I plan to rehabilitate this structure commencing (date): Oct 1

I plan to demolish (wreck and remove) this building by (date): _____

I am willing to authorize the City of Saint Paul to demolish and remove this building(s).

This building is **vacant as a result of fire damage**. The fire occurred on (date) _____. I, as the property owner, want to claim registration and fee exemption status for ninety (90) days from the date of the fire. I intend to repair and reoccupy the building.

Other: The ^{main} reason I was condemned was I had too much furniture in my house, it is now almost all stored ^{the excess}

Responsible Party: Persons/organizations who will ensure compliance with the ordinance:

NAME	ADDRESS	PRIMARY PHONE	ALTERNATE PHONE
DAN WAGERS	P.O. Box 7212 St Paul 55107	563 513-1253	651-24-1417
SCOTT LERCH		651-253,9422	

Persons, lien holders, mortgagees, mortgagors and other interested parties known to me:

NAME	ADDRESS	PRIMARY PHONE	ALTERNATE PHONE
None			

All persons listed here will receive letters for the annual fee renewal. Also use this form to de-register your interest.

<p><u>DANIEL E. WAGERS</u> Print Your Name (legibly)</p> <p><u>Daniel E. Wagers</u> <u>9-25-39</u> Signature Date of Birth</p> <p><u>P.O. Box 7212 St Paul 55107</u> Address</p> <p><u>St Paul</u> <u>MN</u> <u>55107</u> City State Zip</p> <p><u>563-513-1253</u> <u>651-24-1417</u> main contact telephone alternate phone</p> <p><u>dan_wagers@yahoo.com</u> Email address (print legibly)</p>	<p>NOTE NEW VB FEE of \$1,440 effective for registrations due on or after January 1, 2013.</p> <p>INSTRUCTIONS:</p> <p>Complete and return this form with your VB registration fee payment of \$1,440.00.</p> <p>Make checks payable to: <u>City of Saint Paul</u> Credit cards are accepted</p> <p>Make Payment at, or mail payment to:</p> <p>City of Saint Paul Department of Safety and Inspections Code Enforcement – Vacant Buildings 375 Jackson Street, Suite 220 St. Paul, MN 55101-1806</p> <p><i>Thank you for your cooperation</i></p>
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CITY OF SAINT PAUL
Christopher B. Coleman Mayor

325

May 29, 2013

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

Daniel E. Wagers
412 Holly Ave
St Paul MN 55102-2204

Dear Sir or Madam:

The Department of Safety and Inspections, Division of Code Enforcement, has determined that the dwelling and premises at **412 HOLLY AVE** is "Unfit for Human Habitation". In accordance with Saint Paul Legislative Code, Chapter 34, Section 23, the premises will be placarded on **May 29, 2013** and ordered vacated no later than **May 30, 2013**.

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. Gross unsanitary conditions/excessive clutter throughout the house, creating health/safety/fire hazards.

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

2. The exterior walls of the house and/or garage are defective. Repair all holes, breaks, loose or rotting siding, to a professional state of maintenance.
3. The window and/or door screens are missing, defective or in a state of disrepair. Provide proper window and door screens for all openable windows and doors. Screens must be tight-fitting and securely fastened to the frames.
4. The windows and/or storm windows are in a state of disrepair. Replace all missing or broken window glass. Make all necessary repairs to frames, sashes, hardware and associated trim in a professional manner. Permit may be required.

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, Ed Smith, at 651-266-1917. To arrange an appointment or request an extension of time to complete repairs, you will need to speak directly to the inspector.

Sincerely,

Ed Smith
Enforcement Officer

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c' Posted to ENS