



# APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

SEP 23 2015

CITY CLERK

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

We need the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number Check # 1465)
- 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>October 13, 2015</u>
Time <u>1:30 p.m.</u>
Location of Hearing:
<u>Room 330 City Hall/Courthouse</u>

## Address Being Appealed:

Number & Street: 1099 Bush Ave. City: St. Paul State: MN Zip: 55106

Appellant/Applicant: Tarryl Olson Email: tarryl@olsoncppi.com

Phone Numbers: Business 612.345.8177 Residence \_\_\_\_\_ Cell 612 991 6185

Signature: [Signature] Date: 9/18/15

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

We are appealing the need to pave all parking spaces. The parking lot has always been this way for over 100 years, it should be grandfathered in. The amount of cost to pave would be over \$7000.00 which is too exceptional for our business.

# Legislative Hearing Fact Sheet

Legislative Hearings provide a forum to review appeals of City-issued orders and develop recommendations for City Council consideration. Appellants not satisfied with the recommendation of the Hearing Officer also have an opportunity to be heard before the City Council if they wish to appeal further. Any person unsatisfied by the quasi-judicial decision of the City Council may obtain judicial review by timely filing of an action.

## Appeal Applications

Appeal application forms are available online at <http://www.stpaul.gov/index.aspx?NID=161> or they can be mailed to you calling 651-266-8585. Appeal applications may be submitted in person at or by mail at Legislative Hearings, 310 City Hall, 15 Kellogg Boulevard W., St. Paul, MN 55102. Appeal applications should be filed within ten days of the date of written notification of the item(s) being appealed.

## Scheduling Your Appeal Hearing

The date and time of the hearing for those applications submitted in person will usually be set at that time. Mailed applications will be copied and returned to the appellant with the date and time clearly indicated on the form. Generally, appeal hearings are scheduled one to four weeks after the application is submitted. Once an appeal has been scheduled, it may not be rescheduled more than once. Additional rescheduling will only be done by referral from the City Council.

*If you are appealing a special assessment or wish to be heard on a proposed order to abate a nuisance building, the appeal dates and times are automatically listed in the orders themselves.*

## Hearings Are Held on Tuesdays & The Schedule Typically Is:

- 9:00 Tax Assessments & Orders to Remove or Repair, Repurchase of Application
- 11:00 Summary & Vehicle Abatement Orders, Correction Notice/Orders by Code Enforcement
- 11:30 Condemnations, Revocations & Vacate Order
- 1:30 Fire Certificate of Occupancy Letters & Fire Inspection Correction Order, Inspection Appointment Letters
- 2:30 Vacant Building Registration Notices
- 3:00 Other Cases (Usually Code Compliance Inspection Report, Fence Variance) and Overflow Hearings

## What to Expect at the Hearing

A number of appeals are heard in each hearing session. For each appeal, City Staff will give a report and appellants will be given time to present information, testimony, photos or other documents. The Hearing Officer will take all of this into account to develop a recommendation for Council consideration. Occasionally, a decision cannot be made at the hearing and the matter will be laid over or continued to allow the appellant and/or staff time to gather more information. The hearings are quite informal but it is still expected that cell phones and pagers will be turned off, and City staff and appellants will address one another respectfully.

**Interpreter:** If you need an interpreter for your hearing, please call 651-266-8585 for us to arrange one.



CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

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

Telephone: 651-266-8989  
Facsimile: 651-266-8951  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

September 9, 2015

TARRYL G OLSON  
1770 Beecher Drive  
Eagan, MN 55122-2430

## FIRE INSPECTION CORRECTION NOTICE

RE: 1099 BUSH AVE  
Ref. #10491  
Residential Class: C

Dear Property Representative:

Your building was inspected on September 8, 2015 for the renewal of your Fire Certificate of Occupancy. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected prior to the re-inspection date.

→ **A re-inspection will be made on October 12, 2015 at 1:00 PM.**

Failure to comply may result in a criminal citation or the revocation of the Fire Certificate of Occupancy. The Saint Paul Legislative Code requires that no building shall be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

**YOU WILL BE RESPONSIBLE FOR NOTIFYING TENANTS IF ANY OF THE FOLLOWING LIST OF DEFICIENCIES ARE THEIR RESPONSIBILITY.**

### DEFICIENCY LIST

1. Exterior - Back of Building - SPLC 34.08(5), 34.32(3) - All accessory structures including, but not limited to, detached garages, sheds and fences shall be maintained structurally sound and in good repair. Provide and maintain exterior unprotected surfaces painted or protected from the elements.  
Repair, replace or remove the fence and all its components.

## Appeal

2. Exterior - Back of Building - SPLC 34.08 (7) - All parking spaces shall be paved with asphalt, concrete, or durable dustless surfacing. Before any existing spaces may be paved, site plan approval must be obtained as specified in the St. Paul Zoning Code. Contact DSI Zoning at 651-266-9090.
3. Exterior - Throughout - SPLC 34.09 (1) b,c, 34.33 (1) b, c - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.  
Repair or replace the broken panels on the building walls.
4. Unit 1 - Bedroom - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.  
Clean or replace the rug in the bedroom. It is stained.
5. Unit 1 - Doors - Ext. Door SPLC 34.09 (3), 34.33 (3) - Repair and maintain the door in good condition.  
Repair or replace the door for the South West bedroom. The door has chipping and peeling paint on it. Also there is a crack and broken piece on both sides of the door.  
Replace the door trim above the bathroom door. It is missing.  
Repair and provide a door latch for the bathroom door. Also provide a strike plate for this same door.  
Provide a strike plate for the front and back entry door.
6. Unit 1 - Kitchen & Bathroom - SPLC 34.11, MSBC 2902.1, SPLC 34.17, MSPC 415.0220 - Repair or replace and maintain all parts of the plumbing system to an operational condition.  
Repair or replace and maintain an approved kitchen sink. This work may require a permit(s). Call LIEP at (651) 266-9090.  
Repair or replace the kitchen sink faucet, it is loose. Also replace the black spray head, the handle is broken.  
Repair or replace and maintain an approved private toilet. This work may require a permit(s). Call LIEP at (651) 266-9090.  
Repair the toilet, it is loose. Secure the toilet and ensure that the seal at the bottom is properly placed.
7. Unit 1 - Kitchen Window - SPLC 34.09 (3), 34.33 (3) - Provide or repair and maintain the window screen.  
Repair or replace the window screen for the kitchen window in Unit 1.
8. Unit 2 - Back Entry Door - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door frame.  
Repair or replace the door frame for the back entry door. The frames is damaged and has a large crack on it. Also provide a strike plate after the repair.

9. Unit 2 - Bathroom - SPLC 34.14 (2) c - Provide or replace the duplex convenience outlet with ground fault protection within 3 feet of the basin on an adjacent wall in all bathrooms. This work may require a permit(s). Call DSI at (651) 266-9090. Provide a GFCI outlet for the bathroom. The outlet appears to be worn and items plugged in slide out.
10. Unit 2 - Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the cabinets in an approved manner.  
Provide a knob for the bathroom cabinet door.
11. Unit 2 - North Bedroom - Ext. Door SPLC 34.09 (3), 34.33 (3) - Repair and maintain the door in good condition.  
Finish the repair, sanding and painting of the North bedroom door.
12. Unit 3 - Back Entry Door - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.  
Repair, scrape and paint the wall around the back entry door. There is chipping and peeling paint.  
Repair, scrape and paint the wall on the outer side of the front entry door. There is an opening and crack near the door frame.
13. Unit 3 - Bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.-  
Replace the broken glass for the window on the left side in the bedroom.
14. Unit 3 - Doors - Ext. Door SPLC 34.09 (3), 34.33 (3) - Repair and maintain the door in good condition.  
Replace or reposition the door stopper on the inside of the door frame. It is not properly aligned.  
Repair or replace the bedroom door. It does not close properly and does not latch.  
Repair or replace the door knob for the bathroom door. It is loose and does not turn properly.  
Repair or replace the front entry door. It does not self-close. Also provide a strike plate. It is missing.
15. Unit 3 - Kitchen - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the ceiling in an approved manner.  
Repair, scrape and paint the ceiling in the kitchen. There is a large cracked bump on the ceiling and there smaller cracks running across the ceiling.
16. Unit 3 - Kitchen Pantry - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the cabinets in an approved manner.-Provide drawers for the pantry cabinets. They are missing.
17. Unit 4 - Back Entry Door - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door frame.  
Repair or replace the door frame for the back entry door. It is damaged and has a very large crack on it. Also provide a strike plate after the repairs.

18. Unit 4 - Bathroom - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner.  
Repair the small hole behind the bathroom door.
19. Unit 4 - Doors - Ext. Door SPLC 34.09 (3), 34.33 (3) - Repair and maintain the door in good condition.  
Repair or replace the door for the bathroom. It does not close properly.  
Repair or replace the front entry door. It does not self-close and latches properly.
20. Unit 4 - Kitchen - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.  
-Repair or replace the bottom drawer for the kitchen stove. The drawer is missing a side track and is not properly aligned.

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>

You have the right to appeal these orders to the Legislative Hearing Officer. Applications for appeals may be obtained at the Office of the City Clerk, 310 City Hall, City/County Courthouse, 15 W Kellogg Blvd, Saint Paul MN 55102 Phone: (651-266-8585) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: [leanna.shaff@ci.stpaul.mn.us](mailto:leanna.shaff@ci.stpaul.mn.us) or call me at 651-266-8980 between 7:30 a.m. - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Leanna Shaff  
Fire Inspector

Reference Number 10491