



APPLICATION FOR APPEAL

RECEIVED
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CITY CLERK

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

YOUR HEARING Date and Time:

Tuesday, Feb. 15, 2011

Time 1:30 p.m.

Location of Hearing:

Room 330 City Hall/Courthouse

Called 2-4-11
mailed 2-4-11

Address Being Appealed:

Number & Street: 443 & 447 Fairview Ave S City: St. Paul State: MN Zip: 55105

Appellant/Applicant: Susan Gilmer Email susan.gilmer@yahoo.com

Phone Numbers: Business _____ Residence _____ Cell 612-270-4244

Signature: Susan Gilmer Date: 2/2/11

Name of Owner (if other than Appellant): Cory & Susan Gilmer

Address (if not Appellant's): 1482 Sargent Ave ST. Paul MN 55105

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

* We are appealing the deficiency #6 re: Windows. The windows open to 20" and are more than 24" wide. We believe there is ample room to get out in case of fire. I know the H is suppose to be 24" and W at least 20" & However I feel that this is accomplished with the H being 20" and W being more than 24". It would also be a huge cost burden to replace the windows at this time. → over.

* The other appeal is #13 - Discontinue the use of all multi-plug adapters. All power taps are UL 1363 or 1449 (which meet the requirements of UL1363) and are →

Windows

The report states that the windows only open to 11, 15.5, 19.5, 19.5". We have corrected this by sanding and removing old paint. The windows all open to at least 20". The glazed area is also bigger than the required 5 square ft. (6.7 sq. ft). If new windows were required, since this is an older brick duplex, it would require most likely new openings that would be bigger to get the min. height requirements. This would be extremely costly. As stated before, I believe the width being bigger than the 24" min. does meet the the standard and is certainly in the "spirit of the code" and the public safety of our tenants is secured.

multi plug adapters

grounded per NFPA (07) Section 605.4. Additionally, these power taps are not being used for inappropriate power loads like the refrigerator, space heater, microwaves, toasters or other high power loads. These power taps are being used, as designed, for our tenants for their computers, audio and video equipment, charging IPAD'S, phones etc. They are also used to protect their equipment in cases of "electrical surges". They are all connected to a permanently installed receptacle, they are not series connected to other ext cords or power taps and they are not routed through any walls, windows, ceilings, floors or similar openings.

Thank you.



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

January 27, 2011

CORY GILMER
1482 SARGENT AVE
ST PAUL MN 55105-2331

TOM - call at your convenience to discuss!

COPY

FIRE INSPECTION CORRECTION NOTICE

RE: 447 FAIRVIEW AVE S
Residential Class: C

Dear Property Representative:

Your building was inspected on January 26, 2011 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 February 23, 2011 at 10:00 AM.

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. 447 - basement steps - SPLC 34.10 (3), 34.33(2) - Repair or replace the unsafe stairway in an approved manner.-Repair or replace dilapidated floor coverings.
2. 447 - Basement - MSFC 605.5.3 - Immediately, discontinue use of frayed, deteriorated, damaged or spliced electrical cords.-Discontinue use of temporary decorative lighting.
3. 447 - Basement - NEC 110-26 - Provide and maintain a minimum of 36 inches clearance in front of all electrical panels.

4. *hns* 447 - Basement - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.- Secure light fixture at the bottom of the basement steps.

5. 447 and 443 - Basement steps - SPLC 34.10 (3) 34.33(2) - Provide an approved guardrail. Intermediate ballustrade must not be more than 4 inches apart. Intermediate rails must be provided if the height of the platform is more than 30 inches.

6. Double hung windows - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651)- 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.-

447 west bedroom
11 h x 27 w Glazed 6.7 sq ft

447 east bedroom
15.5 h x 27 w Glazed 6.7 sq ft

443 west bedroom
19.5 h x 27 w Glazed 6.7 sq ft

443 east bedroom
19.5 h x 27 w Glazed 6.7 sq ft

7. *hns* Refrigerators - NEC 440.13 - For cord-connected equipment such as room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptacle shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.-~~Currently plugged in with adapter.~~

8. Throughout - Kitchen stoves - MFGC 409.5 - Provide an approved gas shut off valve within 6 feet of the appliance in accordance with the mechanical code. This work requires a permit(s). Call DSI at (651) 266-8989.

9. Throughout - MSFC 901.6 - Provide required annual maintenance of the fire extinguishers by a qualified person and tag the fire extinguishers with the date of service.

10. Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Provide handles for the windows.

11. Throughout - MSFC 104.9, 1005.3.2.2 - Remove the storage under the stairs or provide and maintain 1 hour fire resistive construction on the storage side of the stairs.

12. Throughout - UMC 504.6 - Provide, repair or replace the dryer exhaust duct. Exhaust ducts for domestic clothes dryers shall be constructed of metal and shall have a smooth interior finish. The exhaust duct shall be a minimum nominal size of four inches (102 mm) in diameter. This work may require a permit(s). Call DSI at (651) 266-8989.- Remove unapproved duct tape on the dryer vent.
13. Throughout - MSFC 605.4 - Discontinue use of all multi-plug adapters. ??
14. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

For an explanation or information on some of the violations contained in this report, please visit our web page at: <http://www.ci.stpaul.mn.us/index.aspx?NID=211>

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: (651-266-8688) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: rick.gavin@ci.stpaul.mn.us or call me at 651-266-8994 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,

Rick Gavin
Fire Inspector

City Clerk
appeal form
25 filing
fees.