



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
- Walk-In OR Mail-In

YOUR HEARING Date and Time:
Tuesday, <u>August 2, 2011</u>
Time <u>1:30 pm</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

Address Being Appealed:

Number & Street: 369 Laurel Avenue City: St Paul State: MN Zip: 55102

Appellant/Applicant: James Baker Email jbaker@athomeapartments.com

Phone Numbers: Business 651-291-3286 Residence _____ Cell _____

Signature: [Signature] Date: 7/18/11

Name of Owner (if other than Appellant): Lor West Apartments L.L.P

Address (if not Appellant's): _____

Phone Numbers: Business 651-225-8227 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 Windows in garden level, see attached
- Code Enforcement Correction Notice _____
- Vacant Building Registration _____
- Other _____

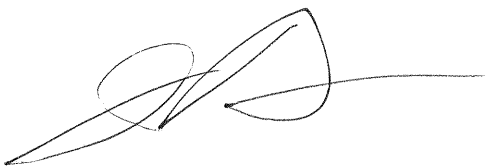
James Baker
616 Lincoln Avenue
Saint Paul, MN 55102
AtHomeApartments
651-294-3286

Saint Paul City Clerk
310 City Hall, 15 W Kellogg Blvd
Saint Paul, MN 55102

I am filing an appeal regarding a Certificate of Occupancy inspection at 369 Laurel Avenue, Saint Paul MN 55102. Enclosed you will find the inspection report finding the egress windows in the garden level apartments as not in compliance with current fire code.

I have included both interior and exterior photos showing measurements of the windows in question. I am requesting a variance as the windows are very close to the current requirements and any alteration would require significant changes to the structure of the building as shown in the exterior images. Up until this most recent inspection, the egress windows have been found to be within acceptable parameters.

If you have any questions or would like further documentation or explanation, please contact myself at 651-294-3286

A handwritten signature in black ink, consisting of a stylized, cursive 'J' followed by a horizontal line extending to the right.

James Baker



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1306

Telephone: 651-266-8989
Facsimile: 651-266-8951
Web: www.stpaul.gov/dsi

June 15, 2011

@ HOME APARTMENTS LLC
616 LINCOLN AVE
SAINT PAUL MN 55102

FIRE INSPECTION CORRECTION NOTICE

RE: 369 LAUREL AVE
Ref. #16920
Residential Class: A

Dear Property Representative:

Your building was inspected on June 8, 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 July 19, 2011 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. Basement - B1, B2, B3 – MSFC 1026.1 - 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.-

Units B1 and B2, 1 Bedroom per unit: Double-hung windows have a clear opening area of 15 inches high by 27 inches wide and a glazed area of 40.5 inches high by 27 inches wide, 7.6 square feet.

Window sill height is 60 inches.

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Unit B1, Living room being used as sleeping room: Window is casement style, hinged to the inside. Window has a clear opening area of 20 inches high by 43 inches wide, limited by storm window. Window has a glazed area of 41 inches high by 43 inches wide, 12.2 square feet.

Unit B3, 1 bedroom: Window is awning style, hinged to inside. Window has a total glazed area of 32 inches high by 40 inches wide, 8.9 square feet. Window is held open only by chain clipped to ceiling and has no approved hold-open method. Window opening is limited to 16 inches high by 40 inches wide by storm window. Sill height is 68 inches. Bedroom has steps but they were stored in closed, not mounted to wall. Steps are 17.5 inches high and do not meet code.

2. Basement - Boiler Room - Water Heater - UMC 2213 (f) - Install proper hangers and support for the gas piping in compliance with the mechanical code.
3. Basement - Throughout - MSFC 703 - Repair and maintain the required fire resistive construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-9090. - **Repair ceiling as needed throughout basement. Repair damaged areas of plaster. Seal opening around pipes and wires in an approved manner.**
4. Basement - MSFC 703 - Provide, repair or replace the fire rated door and assembly. The minimum rating must be: 20 minutes.
MSFC 705.3 - Incidental Use Areas - Incidental use area must be separated from the rest of the building by not less than a one-hour fire barrier. Existing wood lath and plaster in good condition or 1/2 inch gypsum wallboard is acceptable where one-hour fire barriers are required. Incidental use areas are defined as shops, laboratories containing hazardous materials, storage rooms exceeding 100 square feet in size and rooms containing boilers or central heating plant where the largest piece of fuel equipment exceeds 400,000 BTU. - **Provide approved fire doors and closers in place of wood panel doors on storage rooms, utility room and other incidental use rooms off of basement exit hallway.**
5. Exterior - East Side - SPLC 34.10 (2) - Supporting structure shall be maintain structurally sound, showing no evidence of deterioration and shall be capable of bearing imposed loads.-Repair deterioration and structural damage throughout brick wall as necessary. This work may require a permit(s). Contact DSI at (651) 266-8989.
Brick wall was noted to be cracked and shifted in multiple areas. Brick lintels around window openings are shifted and sagging in multiple locations.
6. Throughout - MSFC 703 - The fire door must not be obstructed or impaired from its proper operation at any time. - **Multiple fire doors throughout building were propped open at inspection.**
7. Unit 107 - MSFC 703 - Provide, repair or replace the fire rated door and assembly. The minimum rating must be: 20 minutes. - **Repair and maintain the door closer.**