



# APPLICATION FOR APPEAL

RECEIVED  
OCT 28 2010  
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

<b>YOUR HEARING Date and Time:</b>
Tuesday, <u>NOV. 9</u>
Time <u>1:30</u>
<b>Location of Hearing:</b>
<u>Room 330 City Hall/Courthouse</u>

## Address Being Appealed:

Number & Street: 1191 Rice Street City: St Paul State: MN Zip: 55117

Appellant/Applicant: EMK Holding Email: emkholdingco@mac.com

Phone Numbers: Business 651 283 9370 Residence \_\_\_\_\_ Cell \_\_\_\_\_

Signature: [Handwritten Signature] Date: \_\_\_\_\_

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

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
  - Fire C of O: Only Egress Windows
  - Code Enforcement Correction Notice
  - Vacant Building Registration
  - Other
  - Other
  - Other
- 2 windows measure  
18 X 25 1/2



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)

October 7, 2010

EMK HOLDING CO LLC  
500 GRAND HILL #6  
ST PAUL MN 55102-2649

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES  
1191 RICE ST

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on October 7, 2010. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately.

**A re-inspection will be made on November 1, 2010 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 be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

DEFICIENCY LIST

1. Interior - SPLC 33.05 - Uncertified portions of the building must not be occupied until inspected and approved by this office.  
-Building must not be reoccupied until inspected and approved.
2. 2nd Floor - Bedrooms - 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.  
-Both bedrooms on the 2nd floor have egress windows that measure 17 inches height by 25 inches width openable space and have a glazed area of 6.9 square feet.
3. 2nd Floor - W Bedroom - MSFC 605.1 - Remove unapproved exposed wiring and install in accordance with the electrical code. This work may require a permit(s). Call DSI at (651) 266-9090.  
-Contact a licensed electrician to repair exposed wire in West bedroom closet.

4. 2nd Floor - NEC 406.3(b) - A nongrounding -type receptacle(s) shall be permitted to be replaced with a ground-fault circuit interrupter-type of receptacle(s). These receptacles shall be marked 'No Equipment Ground.' An equipment grounding conductor shall not be connected from the ground-fault circuit interrupter-type receptacle to any outlet supplied from the ground-fault circuit-interrupter receptacle.  
-Properly label all non-grounded GFI receptacles.
5. 2nd Floor - MN Stat. 299F.362 - Immediately provide and maintain a properly working smoke detector located outside each sleeping area.  
-Repair or replace improperly working smoke detector on the 2nd floor.
6. Basement - SPLC 34.10 (1) - Abate and maintain the basement reasonably free from dampness and free of mold and mildew.
7. Basement - MSFC 605.1 -Provide a grounding jumper around the water meter.
8. Exterior - SPLC 34.08 (2) - Provide and maintain the property grade to slope away from the building to minimize the accumulation of water near the building. This work may require a permit(s). Call DSI at (651) 266-9090.
9. Exterior - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition. -Repair gutters and downspouts to provide for water to be drained away from the building.
10. Exterior - SPLC 34.09 (1) a, 34.32 (1) a - Provide and maintain foundation elements to adequately support this building at all points. -Repair and tuck point where mortar is missing throughout building in an approved manner.
11. Exterior - 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.  
-Repair concrete apron in front of garage in an approved manner.
12. Exterior - SPLC 34.09 (1) e, 34.32 (1) d - Provide and maintained the roof weather tight and free from defects. -Repair or replace damaged and missing soffit and fascia throughout building.
13. Exterior - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screens.-Throughout building.
14. Interior - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090.  
-Repair all loose and damaged receptacles throughout building in an approved manner.
15. Interior - MSFC 605.1 - Repair or replace damaged electrical wiring. This work may require a permit(s). Call DSI at (651) 266-9090.  
-Contact a licensed electrician to repair all non-grounded 3 prong receptacles up to code, throughout building.

16. Interior - 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.  
-Contact a licensed electrician to provide an approved receptacle for appliances requiring a ground- throughout building.
17. Interior - SPLC 34.11(5), 34.34(2), SPC 4715.0200Q - Provide adequate hot water between 120 degrees F and 130 degrees F.
18. Interior - SPLC 34.10 (4), 34.33 (3) - Provide a bathroom floor impervious to water.  
-Repair or replace caulking in an approved manner, in both bathrooms.
19. Interior - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.
20. Interior - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.
21. Interior - SPLC 34.10 (6), 34.33 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination. - Cockroaches.
22. Kitchen - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Repair leaking sink and drain.

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 the original orders.

If you have any questions, email me at [william.beumer@ci.stpaul.mn.us](mailto:william.beumer@ci.stpaul.mn.us) or call me at 651-266-8991 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,

William Beumer  
Fire Inspector  
Ref. # 102128