



# APPLICATION FOR APPEAL

RECEIVED  
OCT 19 2011  
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

<b>YOUR HEARING Date and Time:</b>
Tuesday, <u>11-8-11</u>
Time <u>1:30</u>
<b>Location of Hearing:</b>
Room 330 City Hall/Courthouse

*Mailed 10-30-11*

## Address Being Appealed:

Number & Street: 426 Summit City: St Paul State: MN Zip: \_\_\_\_\_

Appellant/Applicant: John R Rupp Email jrrupp@commonwealthproperties.com

Phone Numbers: Business 651-224-5845 Residence \_\_\_\_\_ Cell \_\_\_\_\_

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

Name of Owner (if other than Appellant): John R Rupp

Address (if not Appellant's): 366 Summit Ave St Paul Mn

Phone Numbers: Business 651-224-5845 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

Attached letter of appeal

October 12, 2011

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

Re: Appeal of the Re-Inspection Fire Certificate of Occupancy with Deficiencies  
426 Summit Avenue Reference #117383

To Whom It May Concern,

Please find attached the Deficiencies notice dated September 16, 2011. We are appealing the deficiency listed as Basement – Repair and maintain the damaged structural member (garage).

The basis of our appeal is the following:

In 2006, work on 426 Summit Avenue garage was performed with the erection of shoring. A copy of the invoices for the materials and labor are attached. On August 18, 2011, ProjectWorks, LLC, a structural engineer company was hired to assess the area in question; a copy of the report is also attached. Based on the report from ProjectWorks, LLC, we are appealing the deficiency.

At this time, we are not in a financial position where we could replace/repair the garage permanently.

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](http://www.stpaul.gov/dsi)

September 16, 2011

DEBBIE BURGWARD  
COMMONWEALTH PROPERTIES INC.  
6 5TH ST W SUITE 900 ST PAUL MN 55102-1488

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES  
426 SUMMIT AVE

Ref. # 117383

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on September 16, 2011. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately. **A reinspection will be made on or after October 17, 2011.**

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 reinspection fees.

#### DEFICIENCY LIST

1. Basement - Throughout - SPLC 34.10 (2), 34.33 - Repair and maintain the damaged structural member. This repair will require a building permit, call DSI at (651) 266-8989.-Repair structural damage to basement ceiling throughout and provide approved support in place of scaffolding and temporary posts and beams currently in place.
2. Exterior - Front - SPLC 34.08 (5), 34.31 (3) - Repair, replace and maintain all exterior surfaces on fences, sheds, garages and other accessory structures free from holes and deterioration. Provide and maintain exterior unprotected surfaces painted or protected from the elements.-Repair deteriorated retaining wall along driveway edge. This work may require a permit(s). Contact DSI at (651) 266-8989

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

If you have any questions, email me at [mitchell.imbertson@ci.stpaul.mn.us](mailto:mitchell.imbertson@ci.stpaul.mn.us) or call me at 651-266-8986 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,

Mitchell Imbertson  
Fire Inspection  
Ref. # 117383

18 August 2011

Rhonda Miller  
1373 Westmoor Trail  
Winnetka, IL 60093

Re: ProjectWorks Project No. 1100001 – University Club Carriage House

Rhonda:

We have completed our review of the feasibility of parking a vehicular in the University Club carriage house over the area shored from below.

The shoring consists of Beaver/Advance shoring towers, steel section headers and AlumaBeam joist in one area and Universal post shores in a smaller area. Our review consisted of analyzing the shoring for structural integrity and stability based on normally accepted engineering standards and practices. The loads used in the analyses are based on the anticipates loads, in this case, a Toyota Solara vehicle with an estimated weight of 3500 pounds.

Based on our analysis and results during this review, it is our opinion that the general arrangement and sizing of the shoring members meet the requirements of the applicable standards and specifications and will provide adequate capacity for parking a vehicle in the space.

Our review was limited to the shoring below the intended parking area.

If you have any questions or concerns, or if we may be of further assistance to you, please do not hesitate to call.

Sincerely,

**PROJECTWORKS, LLC.**

I hereby certify that this report was prepared by me or under my direct supervision and that I am a duly registered Professional Engineer under the laws of the State of Minnesota.



Jeffrey W.W. Carlson, P.E.  
President  
MN Reg. 25113