



# APPLICATION FOR APPEAL

RECEIVED  
AUG 04 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

**YOUR HEARING Date and Time:**

Tuesday, 9-6-11

Time 1:30

**Location of Hearing:**  
Room 330 City Hall/Courthouse

*mailed 8-4-11*

## Address Being Appealed:

Number & Street: 327-29 Aurora City: St Paul State: MN Zip: \_\_\_\_\_

Appellant/Applicant: Twin Cities Real Estate Holdings LLC Email: r.andrews@popp.net

Phone Numbers: Business 612-332-8405 Residence none Cell 612-701-3075

Signature: [Signature] Date: 7/29/11

Name of Owner (if other than Appellant): Robert Andrews

Address (if not Appellant's): 3104 Pacific St Minneapolis MN 55411

Phone Numbers: Business 612 332 8405 Residence none Cell 612 701 3075

## What Is Being Appealed and Why?

- 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 Fire Inspection Correction Notice  
See attachment

*I will be out of town August 22-26*

1. This annual inspection was made without the owner being notified so that he could be present. This is not standard department policy and denies owner due process.
2. It is practically impossible to do much of this work within the time allowed.
3. Many orders are broad and vague and deny owner due process.
4. Item 5. – The roof is sound and does not leak.
5. Item 9 – a crack in a window is not necessarily a danger.
6. Item 25 – What does this mean? Is this a condemnation? If a condemnation, what specifically are the safety issues that make the portion of the building unfit for occupancy?
7. Item 32 – Furnace checks are done in the fall when the equipment is put into service.
8. Item 31 – Owner does not have to supply a washer and dryer. Owner will disable and store these.
9. All orders are appealed except those owner complies with to the satisfaction of the city prior to the hearing.



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)

July 26, 2011

JONATHAN & ELIZABETH BRUNTJEN  
TWIN CITIES REAL ESTATE PARTNERS LLC  
440 OLD LONG LAKE RD. SUITE A  
WAYZATA MN 55391-9631

### FIRE INSPECTION CORRECTION NOTICE

RE: 329 AURORA AVE

Dear Property Representative:

Your building was inspected on July 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 August 26, 2011 at 11 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. Exterior - 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.-Replace the garage roof, paint, and secure the garage door or replace the door.
2. Exterior-Throughout - SPLC 34.08 (1), 34.31 (1) - All exterior property areas shall be maintained free from any accumulation of refuse, garbage or feces.

3. Exterior-Throughout - SPLC 34.09 (1) b,c, 34.32 (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.
4. Exterior-Throughout - SPLC 34.09 (1) a, 34.32 (1) a - Provide and maintain foundation elements to adequately support this building at all points.-Patch and seal the foundation and hire a licensed contractor to repair the rear porch foundations to meet code. Permit Required.
5. Exterior-Throughout - SPLC 34.09 (1) e, 34.32 (1) d - Provide and maintained the roof weather tight and free from defects.-Replace the roof on the house and garage that is deteriorated. Permit required.
6. Exterior-Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain all door latches.
7. Exterior-Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the doors in good condition.-Repair or replace all damaged exterior doors including the entry door to unit 327, and the side door to the basement of unit 327.
8. Exterior-Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window frames throughout.
9. Exterior-Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.-Repair or replace all cracked or missing window glass throughout.
10. Exterior-Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the windows in good condition.
11. Exterior-Throughout - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.-Repair or replace all damaged and missing screens throughout.
12. Exterior-Throughout - SPLC 34.09 (2), 34.32(2) - Repair or replace the unsafe stairways, porch, decks or railings in an approved manner. This work requires a permit(s). Call DSI at (651) 266-9090.-Repair or replace all entry/exits to the building. The front cement is in poor condition, and the rear wood stairs are peeling and loose. Permit required.
13. Exterior-Throughout - SPLC 34.09 (2), 34.32(2) - Repair or replace the damaged guardrail in an approved manner. This work may require a permit(s). Call DSI at (651) 266-9090.
14. Exterior-Throughout - SPLC 34.09 (2), 34.32(2) - Repair or replace the damaged handrail in an approved manner. This work may require a permit(s). Call DSI at (651) 266-9090.
15. Exterior-Throughout - SPLC 34.09 (2) 34.32 (2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.

16. Interior - SPLC 53.01, SPLC 53.03 The owner of a rental residential property must notify tenants in writing, if the landlord receives notice of a contract for deed cancellation under MS 559.21, or a mortgage foreclosure notice under MS 580 or 582.

This notice to current tenants is in addition to the requirements of MS 504B.151 requiring notification of prospective tenants.

The required written notice to tenants shall be given by personal service with affidavit of service by a third party or by certified mail, return receipt requested.

Provide Fire Inspector with written documentation of notice and service.-Per property Manager may let home go back to the bank.

17. Interior-Throughout - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
18. Interior-Throughout - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.
19. Interior-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 requires a permit(s). Call DSI at (651) 266-8989.
20. Interior-Throughout - SPLC 34.19 - Provide access to the inspector to all areas of the building.
21. Interior-Throughout - SPLC 34.10 (1) - Abate and maintain the basement reasonably free from dampness and free of mold and mildew.
22. Interior-Throughout - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner. Permits may be required.-Patch and paint the holes and/or cracks in the ceilings throughout.
23. Interior-Throughout - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner. Permits may be required.-Patch and paint the holes and/or cracks in the walls throughout.
24. Interior-Unit 327 - SPLC 34.09 (3) i - Repair and maintain an approved one-inch throw single cylinder deadbolt lock.
25. Interior-Unit 327 - SPLC 33.05 - Uncertified portions of the building must not be occupied until inspected and approved by this office.
26. Interior-Unit 329 - SPLC 34.14 (3), MPC 4715.200.T - Provide and maintain a window or approved ventilation system in all bathrooms.-Hire a licensed electrician to check the ventilation fan in unit 329 immediately as it appears to have a short in the system.



27. Interior-Unit 329 - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 4715.0200.C - Provide an approved number and type of plumbing fixtures.-Hire a licensed plumber to repair or replace the damaged tub in unit 329, and repair the basement water leak in the laundry tub.
28. Interior-Unit 329 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.
29. Interior-Unit 329 - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.
30. Interior-Unit 329 - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the cabinets in an approved manner.
31. Interior-Unit 329 - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Repair or replace the broken wash machine and dryer throughout.
32. SPLC 34.11 (6), 34.34 (3) - Provide service of heating facility by a licensed contractor which must include a carbon monoxide test. Submit a completed copy of the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report to this office.
33. 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: [lisa.martin@ci.stpaul.mn.us](mailto:lisa.martin@ci.stpaul.mn.us) or call me at 651-266-8988 between 6:30 a.m. - 8:30 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Lisa Martin  
Fire Inspector