



APPLICATION FOR APPEAL

RECEIVED
SEP 10 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

YOUR HEARING Date and Time:

Tuesday, Sept. 21

Time 1:30

Location of Hearing:

Room 330 City Hall/Courthouse

*mailed PO same on 9-10-10
called PO same on 9-10-10*

Address Being Appealed:

Katherine and Aaron Goertz at:
Number & Street: 1610 Blair Ave. City: St. Paul State: MN Zip: 55001

Appellant/Applicant: Michael and JoAnne Goertz Email: mgoertz@q.com

Phone Numbers: Business — Residence 651-436-7703 Cell —

Signature: *JoAnne Johnson-Goertz* Date: 9-9-2010

Name of Owner (if other than Appellant): _____

★ Address (if not Appellant's): Michael and JoAnne Goertz at: 1037 Indian Trail Apton, MN., 55001

Phone Numbers: Business — Residence 651-436-7703 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

#7 on attached Corrections Notice dated 9-3-2010, Postmarked 9-7-2010. Size of Bedroom Windows
(Notes are my 'working notes' disregard)

Letter and other documents are also included.

Thank you!

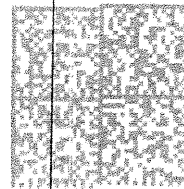
Correction Notice

375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806



CITY OF SAINT PAUL
DEPARTMENT OF SAFETY AND INSPECTIONS

88018706 P001



POSTMARK

049J82042403
05/07/2010
\$00.440
US POSTAGE

We would like to appeal Item #7 on the Correction Notice regarding the size of bedroom windows. We measured the windows with 22.4-22.5" Vertical opening. Although the requirement is 24", we hope you will grant us this appeal, taking into consideration that we did repair them and replaced all broken glass as required of us when we bought the house in 2009. At that time we met all Vacant/condemned building code compliance issues and were given an occupancy certificate.

I would like to add:

1. Since we met code compliance last year and Homesteaded, we were ignorant of some of the additional fire code requirements as well as the need for annual fire code inspections. We have since reviewed all requirements, and the home we bought for our children will be safer for it.
2. Unfortunately, most if not all of the fire code violations in the corrections notice would have been met if we had received the notice the city did send, telling us when to meet our inspector. Instead, I was surprised by his phone call from the home, at the appointment time. I then instructed my daughter to let him in and inspect the property (essentially without benefit of notice or preparation). Although I realize it is irrelevant, it is of personal importance for me to say that in Afton, we honestly do get our neighbors mail every few months and many of our neighbors would sign a statement to that effect if it was necessary. My assumption is a neighbor got this notice and hasn't bothered to return it yet. This is very regrettable.

Compliance History 2009

1. We signed a purchase agreement in March 2009 for the Vacant/Condemned property at 1610 Ave. in St. Paul. This home was purchased for our children, Katherine and Aaron Goertz.
2. A code compliance report was issued on April 16th, 2009 (see attached)
3. Reid Soley at DSI approved the sale of the property on April 27th, 2009 (see attached)
And we closed on April 28th, 2009
4. All Code Compliance issues were corrected between April 28th 2009 and August 30th 2009. This included repair of all windows and glass replacement as needed (tempered where required).
5. DSI issued a Certificate on Code Compliance on Sept. 8th, 2009. (see attached)
6. Application for Fire Certificate of Occupancy was submitted on Sept. 9th, 2009. (see attached)
7. Certificate of Occupancy was received by Katherine Goertz on September 15th, 2009 (see attached)



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

September 3, 2010

Copy 2

MICHAEL GOERTZ
1037 INDIAN TRAIL
AFTON MN 55001

FIRE INSPECTION CORRECTION NOTICE

RE: 1610 BLAIR AVE
Ref. #110359
Residential Class: C

*DATED 3 rd
POST MARKED 7 th*

Dear Property Representative:

Your building was inspected on September 3, 2010 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 September 30, 2010 at 9:30a.m..

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. Attic area - SPLC 34.23, MSFC 110.1 - This occupancy is condemned as unsafe or dangerous. This occupancy must not be used until re-inspected and approved by this office. Egress window crank handle broken. Ceiling height 6ft w at 5ft to 6.10 at the peak. Smoke detector disabled and not working
2. Back yard - SPLC 34.08 (3) - Provide and maintain suitable ground cover on all exterior areas to control erosion.
3. Back yard - 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.

OK-filed

*was approved
2009 ??*

*was approved
2009 ??*

An Equal Opportunity Employer

4. Basement - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
 5. Basement - 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.
 6. Basement - 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. *was approved? which part ment do we think they mean? DSI approved last year?*
 7. Bedrooms/ Attic - 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. Current window sizes 22h x 27w 9.1 glazed area in the bedrooms. Attic egress window 43h x 25 1/2w does not open repair crank handle
 8. Throughout the units - 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. -Mount extinguishers three to four feet off the ground with a current service tag. *EXTING. OVER 1 ext. handout says in each apt. At least 1 AOB*
 9. Throughout the units - MSFC 605.4 - Discontinue use of all multi-plug adapters.
 10. 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. *OK Heating System New in 2009*
 11. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.
 12. MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area. *were installed last year?? are they not correct type*
- 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>

*ad weber
182-90
98-2010
182-90
Blight, Paul
acting
Plum B
inspected
8-2-10
#272.14*

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: carver.isabell@ci.stpaul.mn.us or call me at 651-266-8987 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,

Carver Isabell
Fire Inspector

Reference Number 110359

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CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street., Suite 220
St Paul, Minnesota 55101-1806

Telephone: 651-266-9090
Facsimile: 651-266-9099
Web: www.stpaul.gov/dsi

Code Compliance Report

April 16, 2009

LITTON C/O ERIN DUCKWORTH
17271 KENYON AVE STE 102
LAKEVILLE MN 55044-6907

Re: 1610 Blair Ave
File#: 08 117729 VB2

Dear Property Owner:

The following is the Code Compliance report you requested on April 06, 2009.

Please be advised that this report is accurate and correct as of the date April 07, 2009. All deficiencies identified by the City after this date must also be corrected and all codes and ordinances must be complied with. This report is valid for 365 days from April 07, 2009. This report may be used in lieu of a Truth in Housing Report required in St Paul Legislative Code 189. This building must be properly secured and the property maintained at all times.

In order to sell or reoccupy this property the following deficiencies must be corrected:

BUILDING

1. Repair stone at front door and tuck point as needed.
2. Remove trees from against house foundation.
3. Vent second floor bath to code.
4. Third floor has no legal bedrooms.
5. Install handrails and guardrails at all stairways, including basement stairways, per attachment.
6. Strap or support top of stair stringers.
7. Tuck Point interior/exterior of foundation as needed.
8. Maintain one-hour fire-separation between dwelling units and between units and common areas.
9. Install 20-minute fire-rated doors, with self-closing device, between common areas and individual units.
10. Install tempered or safety glass in window over stair landing to Code at front stairs.
11. Install tempered or safety glass in window over bathtub to Code on first floor.
12. Provide thumb type dead bolts for all entry doors. Remove any surface bolts.
13. Repair or replace any deteriorated window sash, broken glass, sash holders, re-putty etc. as necessary.
14. Provide complete storms and screens, in good repair, for all door and window openings.

Re: 1610 Blair Ave

Page 2

BUILDING

15. Repair walls, ceilings and floors throughout, as necessary.
16. Where wall and ceiling covering is removed install full-thickness or code-specified insulation.
17. Prepare and paint interior and exterior as necessary. Observe necessary abatement procedure if lead base paint is present (See St. Paul Legislative Code, Chap. 34 for additional information).
18. Provide general clean-up of premise.
19. Provide smoke detectors per the Minnesota Building Code and carbon monoxide detectors per State law.
20. Repair siding, soffit, fascia, trim, etc. as necessary.
21. Provide weather-sealed, air-sealed, and vermin-sealed exterior.
22. Provide proper drainage around house to direct water away from foundation.
23. Maintain 6 inches minimum clearance between wood and soil, sloped to drain away from foundation on garage.
24. Install rain leaders to direct drainage away from the foundation.
25. Provide general rehabilitation of garage.
26. Repair or replace damaged doors and frames as necessary, including storm doors.
27. Weather-seal exterior doors.
28. Install address numbers visible from street and alley.

ELECTRICAL

1. No power at time of inspection.
2. Ground the electrical service to the water service with a copper conductor within 5' of the entrance point of the water service
3. Bond around water meter with a copper wire sized for the electrical service per Article 250 of the NEC
4. Provide a complete circuit directory at service panel indicating location and use of all circuits
5. Verify/install a separate 20 ampere laundry circuit & a separate 20 ampere kitchen appliance circuit
6. Verify that circuit breaker amperage matches wire size
7. Close open knockouts in service panel/junction boxes with knockout seals
8. Properly strap cables and conduits in basement/ service conduit on the exterior of the house
9. Provide one (1) light for each 200 square feet in unfinished basement. One light must be switched from the top of the stairs
10. Ground bathroom light in first and second floor bathroom and disconnect receptacle on fixture
11. Repair or replace all broken, missing or loose light fixtures, switches & outlets, covers and plates
12. Check all outlets for proper polarity and verify ground on 3-prong outlets.
13. Remove any 3-wire ungrounded outlets and replace with 2-wire or ground 3-wire to code
14. Throughout building, install outlets and light fixtures as specified in Bulletin 80-1

Re: 1610 Blair Ave

Page 3

ELECTRICAL

15. Install hard-wired, battery backup smoke detector as specified in Bulletin 80-1 and other smoke detectors as required by the IRC. Also, Install carbon monoxide detector(s) within 10 feet of all bedrooms.
16. Install exterior lights at side entry doors
17. Remove and/or rewire all illegal, improper or hazardous wiring in basement/ garage
18. Duplex: Check Building write-up for fire resistance requirements if both panels are in the common area in a basement or move 2nd unit electrical panelboard to the second unit.
19. *All added receptacles must be grounded, tamper-resistant and be on an Arc-Fault Circuit Interrupter-protected circuit.*
20. *All electrical work must be done by a Minnesota- licensed electrical contractor under an electrical permit.*
21. *Any open walls or walls that are opened as part of this project must be wired to the standards of the 2008 NEC.*
22. *All buildings on the property must meet the St. Paul Property Maintenance Code (Bulletin 80-1).*
23. Provide access to main service breaker for second floor and relocate panel and provide load calculation.
24. Re-work first floor range wiring per code.

PLUMBING

All plumbing work requires permit(s) and must be done by a plumbing contractor licensed in Saint Paul.

Basement - East

1. The water heater gas venting is incorrect.
2. The water heater is not fired or in service.
3. The water meter is removed and not in service.
4. The water meter service valves are not functional or correct.
5. Repair or replace all corroded, broken or leaking water piping.
6. The water pipe sizing is incorrect.
7. The dryer gas shutoff, connector or gas piping is incorrect.
8. The soil and waste piping has no front sewer cleanout and no soil stack base cleanout.
9. The laundry tub has unprotected threaded faucet spout.

Basement - West

10. The water heater gas shutoff is incorrect.
11. The water heater is not fired or in service.
12. The water piping boiler fill water line requires backflow assembly or device.
13. The dryer gas shutoff, connector or gas piping is incorrect.
14. The laundry tub waste is corroded at the floor and has unprotected threaded faucet spout.

First Floor

15. The kitchen sink waste is incorrect.
16. The bathtub waste is incorrect and the fixture has parts missing.
17. The bathtub shower has unprotected handheld shower.
18. The lavatory waste is incorrect.

Re: 1610 Blair Ave

Page 4

PLUMBING

Second Floor

19. The kitchen sink waste is incorrect.
20. The water closet – install new ballcock to code.
21. The bathtub fixture has parts missing.
22. The bathtub has unprotected hand held shower.

Exterior

23. The lawn hydrant(s) are broken or parts missing and requires backflow assembly or device.

HEATING

1. Install approved lever handle manual building shutoff gas valve in each unit at an accessible location ahead of the first branch tee.
2. Clean and Orsat test both boiler burners. Check all controls for proper operation. Provide documentation from a licensed contractor that the heating units are safe.
3. Connect boilers and water heater venting into chimney liner.
4. Install back flow preventer on city water fill line to hot water heating system and pipe vent as required.
5. Repair or replace radiator valves as needed.
6. Pitch piping up to expansion tank.
7. Remove automatic vent damper on boiler in basement at rear of house.
8. Gas and hydronic mechanical permits are required for the above work.

ZONING

1. This house was inspected as a duplex.

NOTES

See attachment for permit requirements and appeals procedure.

Most of the roof covering could not be inspected from grade. Recommend this be done before rehabilitation is attempted.

Interior of garage not available for inspection on one side. Repair per applicable codes.

This is a registered vacant building. In order to sell or reoccupy this building, all deficiencies listed on this code compliance report must be corrected within six (6) months of the date of this report. One (1) six-month time extension may be requested by the owner and will be considered if it can be shown that the code compliance work is proceeding and is more than fifty (50) percent complete in accordance with Legislative Code Section 33.03(f).

Re: 1610 Blair Ave
Page 5

NOTES

You may file an appeal to this notice by contacting the City Clerk's Office at 651-266-8688. Any appeal must be made in writing within 10 days of this notice. (You must submit a copy of this notice when you appeal, and pay a filing fee.)

If you have any questions regarding this inspection report, please contact Jim Seeger between 7:30 – 9:00 AM at 651-266-8989 or leave a voice mail message.

Sincerely,

James L. Seeger
Code Compliance Officer
JLS: ml
Attachments



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-1900
Facsimile: 651-266-1919
Web: www.stpaul.gov/dst

April 27, 2009

JoAnne Johnson-Goertz
1037 Indian Trail South
Afton, MN 55001

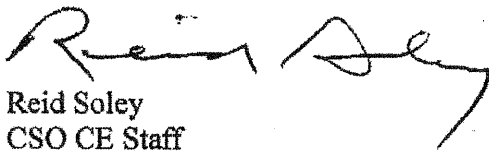
Re: 1610 BLAIR AVE

Chapter 33 of the Saint Paul Legislative Code restricts the sale of Category II Registered Vacant Buildings. Sale of the above referenced address to JoAnne Johnson-Goertz is approved based on the City's review of the following requirements:

1. Registration of Ownership Updated.
2. Vacant Building Fees Current.
3. Code Compliance Inspection Report Issued.
4. Cost Estimates from Licensed Contractors for Code Compliance Work Submitted.
5. Schedule for Completion of Code Compliance Work Submitted.
6. Proof of Financial Capability Verified.

If you have any questions regarding this matter, you may contact me at 651-266-9120.

Sincerely,


Reid Soley
CSO CE Staff

vb33sale60201



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220
St Paul, Minnesota 55101-1806

Telephone: 651-266-9090
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsj

September 08, 2009

MICHAEL GOERTZ
1037 INDIAN TRL S
AFTON MN 55001-9705

To Whom It May Concern:

The building or portion of building identified below has been inspected and is in compliance with applicable code requirements for the occupancy classification and use listed below.

Certificate of Code Compliance

Property Address	1610 BLAIR AVE			
Property Owner	MICHAEL GOERTZ			
Owner's Address	1037 INDIAN TRL S AFTON MN 55001-9705			
Use of Building	Duplex	Vacant Building Category: Category 2		
Building Permit #09-218486	Electrical Permit #09-067549	Plumbing Permit #09-068317	Mechanical Permit # 09-066427 # 09-066445	Warm Air/Ventilation #
If occupancy is restricted, in the box to the right, describe the portion of the building approved for occupancy or any conditions limiting use of the building:				

Sincerely,

James T. Bloom
Building Official

Enclosure

JTB/ml

DEPARTMENT OF SAFETY AND INSPECTIONS

Bob Kessler, Director



CITY OF SAINT PAUL

Christopher B. Coleman, Mayor

*375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806*

Telephone: 651-266-8989

Facsimile: 651-266-9124

www.stpaul.gov/dsi

September 15, 2009

KATHERINE GOERTZ
1610 BLAIR AVE
ST PAUL MN 55104

RE: CERTIFICATE OF OCCUPANCY

1610 BLAIR AVE

Dear Property Representative:

Your building has been inspected and approved for the renewal of the Fire Certificate of Occupancy. Enclosed is a sticker signifying this accomplishment.

The Fire Certificate of Occupancy should be posted in a conspicuous location near the entrance of the building.

You should be commended for your efforts to provide a safe and well-maintained property. Thank you for helping to make Saint Paul a safer place to live and work.

Sincerely,

Steve Zaccard
Fire Marshal