

O'Ryan Event Center
786 University Avenue West
St. Paul, MN 55104

5/28/19

City Of Saint Paul Assessments

Attn: Lynn Moser

1000 City Hall Annex

25 West Fourth Street

Saint Paul, MN 55102

Dear Ms. Moser,

This letter serves as a petition to the City Of Saint Paul for approval of a special assessment against my property at 786 University Avenue West, Saint Paul, Minnesota, to finance the construction of a fire protection sprinkler system.

Attached is a copy of a property tax statement from Ramsey County and a copy of the check to SPRWS as a payment for the sprinkler project showing that I am the record owner of the property.

I understand that am responsible for contracting for the installation of the sprinkler system and for presenting invoices and mechanics lien waivers for payment of the work.


I understand that in the event this project is abandoned by me I will reimburse all costs incurred by the City relating to the assessment

I hereby waive my right to a public hearing and to appeal the assessment.

I have submitted my fire protection plans to the Department of Fire and Safety Services and the Department of Safety Inspections for review and approval.

If you have any questions or if you need additional information, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Francesco", followed by a long horizontal flourish.

Francesco O'Ryan

Sample Agreement

**AGREEMENT FOR INSTALLATION OF IMPROVEMENTS
AND WAIVER OF SPECIAL ASSESSMENT APPEAL**

1. The undersigned (is/are) fee owner(s) (hereinafter referred to as "Owner") of property at 786 University Ave W, Saint Paul, Minnesota legally described on the attached **Exhibit A** (the "Subject Property").
2. Owner enters into this agreement and waiver on behalf of Owner's self, successors and assigns.
3. Owner is developing the Subject Property for commercial use.
4. As a part of this project, Owner has petitioned the City of Saint Paul to assess the costs of constructing, reconstructing, altering, extending and promoting a fire protection system for the building located on the Subject Property in accordance with city policy regarding fire protection system assessments.
5. Owner hereby waives any and all rights Owner may have to a public hearing concerning the proposed improvement and assessment.
6. Owner has been informed that the estimated assessment amount for the construction of this improvement is the "Total Estimated Assessment Amount" identified below, which is to be fully repaid at the current year's prevailing interest rate over 20 years, and that such payments shall be collected as an assessment against the Subject Property.

A breakdown of these assessment costs are as follows:

Approved construction estimate	\$ <u>93,223.43</u>
Administrative Costs: Review, Processing and Disbursement Charges	\$ <u>500.00</u>
<u>Total Estimated Assessment Amount</u>	\$ <u>93,723.43</u>

7. If the assessment amount actually levied against the Subject Property is equal to or less than the estimated assessment amount, Owner hereby waives any right Owner may have to contest the validity of or appeal from the special assessments plus interest including any procedural or substantive rights pursuant to Chapter 13 and 14 of the Saint Paul Charter, Minnesota Statutes Chapter 429, or any other statutes, constitutions, laws of judicial decisions of the State of Minnesota or the United States.

8. If such improvements are approved and constructed, Owner agrees on behalf of Owner, his successors or assigns that such public improvements would be of special benefit to the Subject Property in at least the amount of the estimated assessment plus interest charges set forth in Paragraph 6.
9. Owner agrees to be responsible for the payment of the difference between the approved estimated construction costs and the actual construction costs, in the event the actual construction costs exceed the approved estimated costs.
10. Owner agrees and understands that during the course of this project any review and approval by a City division or department is granted only in its capacity of administering and enforcing existing relevant codes. Any such approval is only as to compliance with the codes. Such approval does not create a special duty to the Owner and is not a warranty of quality of materials and workmanship.

Attachments:

Exhibit A: Legal Description of Subject Property

By: Francesco O'Ryan
Property Owner

Francisco
786 University Ave. W.
Building Address



Kathleen M. Moriarty
Notary Public

5/31/19
Date

Subscribed to and sworn to this
31st day of May, 2019