



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

RECEIVED

JUL 31 2013

CITY CLERK

We need 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/letter being appealed
 - Attachments you may wish to include
 - This appeal form completed
 - Walk-In OR Mail-In
- for abatement orders only: Email OR Fax

HEARING DATE & TIME

(provided by Legislative Hearing Office)

Tuesday, 8-6-13

Time 3:00 p.m.

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 1540 IOWA AVE E City: ST. PAUL State: MN Zip: 55106

Appellant/Applicant: JOHN WADE Email john@johnscabin.com

Phone Numbers: Business _____ Residence 651-776-8491 Cell 651-485-8304

Signature: _____ Date: _____

Name of Owner (if other than Appellant): _____

Mailing 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
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other FENCE

WE HAVE HAD OVER \$30,000 IN DAMAGES + THEFT. THEY HAVE TAKEN OUR OTHER FENCE DOWN TO GET IN OUR YARD. IT IS NOT THE WHOLE FENCE IT IS JUST A SMALL SECTION THAT WE ARE ASKING FOR THIS APPEAL.

(COPY)



FENCE PERMIT

PERMIT #: 20 13 214723
Issued Date: July 26, 2013

CITY OF SAINT PAUL
Department of Safety & Inspections
375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806
www.stpaul.gov/dsi
Phone: 651-266-8989
Fax: 651-266-9124

CONTRACTOR:

JOHN R WADE
1540 IOWA AVE E
ST PAUL MN 55106-1321

OWNER:

JOHN R WADE
1540 IOWA AVE E
ST PAUL MN 55106-1321

PERMIT ADDRESS:

1540 IOWA AVE E
ST PAUL MN 55106-1321

Inspector: Jim Bloom

Phone: 651-266-9071

Schedule Inspection:

7:30-9:00 AM Monday - Friday

SUB TYPE: Fence Variance

WORK TYPE: Residential

FEES

Fence Variance 70.00

TOTAL 70.00

KIDS TEAR FENCE DOWN TO STEAL STUFF IN YARD, I HAVE HAD 30,000 LOSS IN THEFT AND DAMAGE TO YARD, CAN NO LONGER REPORT TO INSURANCE

Fences may be up to but not on or over the property line. Fence heights allowed: Front Yard - 4 feet maximum, except for corner lots where an obscuring fence may only be 2 feet high at the corner of the intersection. Behind the front setback of the house and in the rear yard - 6 feet, 6 inches maximum. Call "GOPHER STATE ONE" @ 651-454-0002 to have utilities located before you dig.

4



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

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

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

REQUEST FOR FENCE VARIANCE
\$70.00 PER FENCE VARIANCE
(Fees Eff.: 01/01/2009)

Folder #
13-214723

ADDRESS OF VARIANCE: 1540 Iowa Ave E
OWNER ADDRESS: 1540 Iowa CONTRACTOR ADDRESS: _____
CITY: St Paul STATE: MINN ZIP: 55102 CITY: _____ STATE: _____ ZIP: _____
PHONE W/AREA CODE: 651-485-8304 PHONE W/AREA CODE: _____ - _____ - _____
FAX W/AREA CODE: _____ - _____ - _____ FAX W/AREA CODE: _____ - _____ - _____

FENCE DETAILS REQUIRED (A site plan indicating the location of the fence must be provided with this application)		
Proposed length of fence (total lineal feet) Length of Fence: <u>36</u>	Proposed height of fence Feet: <u>8</u> Inches: <u>6</u>	Will the fence be erected on a corner lot? Yes _____ No _____
Type of Fence: _____ Non-Obscuring Fence	<input checked="" type="checkbox"/> Privacy Fence	_____ Barbed Wire Fence
Fence Location: _____ Perimeter of Entire Yard	_____ Front Yard Only	<input checked="" type="checkbox"/> Rear or Side Yard Only

Sec. 33.07. Fences--Requirements.
Variances. A variance of the fence height regulations may be granted if, after investigation by the building official, it is found that site, or terrain, or nuisance animal conditions warrant a waiver of the height restrictions.

The property on which the fence is proposed satisfies the variance criteria (underlined in preceding box) for the following reason(s):
Check at least one item below and state the reason(s) you believe the property qualifies for variance consideration
_____ SITE CONDITIONS _____ TERRAIN CONDITIONS _____ NUISANCE ANIMAL CONDITIONS

REASON FOR VARIANCE REQUEST:
Kids tear fence down to steal stuff in yard I have had 30,000 loss in theft and damage to yard I'm to the point that I can't turn to insurance

Office Use Only Below This Line
INSPECTOR'S OBSERVATIONS: The conditions would not reflect any of the 3 available options to allow the variance. The activities in the neighborhood may justify allowing the 8'-6" fence.
INSPECTOR'S NAME: Steve UBL Phone: 651 - 266 9021

APPROVED Date: _____ Building Official: _____ Phone: 651 - _____ - _____

[Handwritten initials]

DENIED 7/26/13 (This decision may be appealed to the legislative hearing officer by calling 651-266-8560.)

RETURN SIGNED RECOMMENDATION TO: _____ AT THE FRONT COUNTER.

PAYMENT CAN BE MADE BY CREDIT CARD

ACCOUNT NUMBER	MasterCard/Visa/Discovery/American Express	EXPIRATION DATE
		month year

Signature of Card Holder (required for all charges) _____ DATE _____
J:\forms 375 Jackson\MSWord\Plan Review Handouts\fence_varianceChng3.doc Rev: 1/2009



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

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

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

July 26, 2013

To: John Wade
1540 E. Iowa Ave.
St. Paul, MN 55106

Re: Fence Variance
1540 E. Iowa Ave

Mr. Wade,

You have petitioned for a fence variance at the above referenced address. St. Paul Legislative Code section 33.07 allows for a fence height up to a 6'-6" height in the rear yard. You have requested a variance for a section of your back yard to be 8' - 6" in height.

A variance can be approved from the building official if one of three criteria is met:

- 1.) Site conditions
- 2.) Terrain
- 3.) Nuisance

The lot at 1540 E. Iowa Ave. does not appear to reflect any of these conditions. Therefore, following the legislative code, the request for a fence variance must be denied. You have the option of appealing the denial to the City Council at your discretion.

You have explained to me that the reason for the variance is because of the illegal activity that is occurring in your back yard. The proposed fencing would most likely be a deterrent for this activity to occur on your property if Council were to support your appeal. Additionally, the proposed fence, in my opinion, would not create a safety issue for vehicular traffic in the alley at your property.

You have the opportunity to appeal this denial to the City council (via the Legislative Hearing Officer). Please feel free to contact me with any questions that you may have regarding this issue.

Sincerely,



Stephen Ubl
City of St. Paul Building
Official

Department of Safety & Inspections
375 Jackson St
Saint Paul, MN 55101
P: 651-266-9021
F: 651-266-9099

The Most Livable City in America
stephen.ubl@ci.stpaul.mn.us



Making Saint Paul the Most Livable City in America