



# 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 30 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

<b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>August 6, 2013</u>
Time <u>11:30 a.m.</u>
Location of Hearing: Room 330 City Hall/Courthouse

### Address Being Appealed:

Number & Street: 439 Maryland City: ST Paul State: MN Zip: 55130

Appellant/Applicant: Josh Whaley Email wallace301@hotmail.com  
mailing Address: 439 Maryland Ave. E.

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 651 328 1726

Signature: [Signature] Date: 7/30/13

Name of Owner (if other than Appellant): Jeremiah Saari

Mailing Address if Not Appellant's: 440 Maryland Ave E

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 651 226 7777

### 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

Need more time to verify with landl...  
the permit issues have been  
resolved. I've had trouble co



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 17, 2013

JEREMIAH W SAARI  
440 MARYLAND AVE E  
ST PAUL MN 55130-3655

### **Revocation of Fire Certificate of Occupancy and Order to Vacate**

RE: 439 MARYLAND AVE E  
Ref. # 114849

Dear Property Representative:

Your building was inspected on July 16, 2013, for the renewal of the Certificate of Occupancy. Since you have failed to comply with the applicable requirements, it has become necessary to revoke the Certificate of Occupancy in accordance with Section 40.06 of the Saint Paul Legislative Code.

**A reinspection will be made on July 31, 2013 at 9:30 AM or the property vacated.**

The Saint Paul Legislative Code further provides that no building shall be occupied without a Certificate of Occupancy. Failure to immediately complete the following deficiency list or the building vacated may result in a criminal citation.

#### DEFICIENCY LIST

1. 2nd Floor - North Bedroom - MSFC 605.5.3 - Discontinue use of temporary decorative lighting that exceeds 90 days of use.
2. 2nd Floor - South Bedroom - SPLC 34.10 (7), 34.33 (6) - Repair or replace and maintain the closet framework in an approved manner.
3. Basement - MSMC 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 and installed in accordance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-8989.  
*-Remove flexible ductwork and install ductwork constructed of metal and with a smooth interior finish.*

4. Basement - MSFC 605.1 - Remove unapproved exposed wiring and install in accordance with the electrical code. This work will require a permit. Call DSI at (651) 266-8989.
5. Basement - MSFC 603.5.3.1 - A minimum of 18 inches shall be maintained between gas heat-producing appliance and combustible materials.
6. Basement - MSBC -Section 105.1 - Permits Required. Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit. Work being done requires a permit.  
*-Renovations in progress are being completed without permits.*
7. Interior - Throughout - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.
8. Interior - Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the interior window trim in good condition.
9. Interior - SPLC 34.19 - Provide access to the inspector to all areas of the building.  
*-Multiple attempts to inspect/reinspect with no access.*

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: (651-266-8585) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: [benjamin.ellis@ci.stpaul.mn.us](mailto:benjamin.ellis@ci.stpaul.mn.us) or call me at 651-266-8946 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Benjamin Ellis  
Fire Inspector

Ref. # 114849

By Order of the  
City of Saint Paul  
Department of Safety & Inspections  
Fire Inspection Division  
651- 266- 8989

# REVOCAATION NOTICE

The Fire Certificate of Occupancy Required for  
The Occupancy or Use of This Building, Has been  
Revoked. It is unlawful to Use or Occupy this  
Building After: JULY 31, 2013.

Persons Using or Allowing the Use or Occupancy of  
This Building are Subject to Criminal Penalties.

Building Address: 439 MARYLAND AVE E

Code: SPLC, Art.: 40, Sect. 06.

Inspector: B. ELLIS, Date: 7-16-13.

Any Person affected by this Order, may file an appeal at the Office of the City Clerk,  
Room 310, City Hall, 15 Kellogg Blvd. West, or call (651) 266-8688 within 10 days  
of the original notice. The cost to file an appeal is \$25.00 and must include a copy  
of the letter of revocation. This letter of revocation is available at: Saint Paul Department  
of Safety & Inspections, Fire Inspection Division, 375 Jackson Street Suite #200 Saint Paul, MN 55101