



RLH FCO 21-116

# APPLICATION FOR APPEAL

## Saint Paul City Council – Legislative Hearings

RECEIVED

JUL 12 2021

CITY CLERK

310 City Hall, 15 W. Kellogg Blvd.  
Saint Paul, Minnesota 55102  
Telephone: (651) 266-8585

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number # 2447)
  - 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

<p><b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>July 20, 2021</u></p> <p>Time: you will be called between <u>1:30 P.M.</u> &amp; <u>3:00 P.M.</u></p> <p>Location of Hearing: Teleconference due to Covid-19 Pandemic</p>
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### Address Being Appealed:

Number & Street: 36 S Dale St City: St. Paul State: MN Zip: 55102

Appellant/Applicant: Nina Turner Email non Available

Phone Numbers: Business 651-001-9682 Residence La Cucaracha Cell 612-599-0367

Signature: Nina Turner Date: 7/9/2021

Name of Owner (if other than Appellant): Nina Turner

Mailing Address if Not Appellant's: 36 S Dale St.

Phone Numbers: Business 651-001-9682 Residence La Cucaracha Cell 612-599-0367

### 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/Correction
- Code Enforcement Correction Notice
- Vacant Building Registration

Other (Fence Variance, Code Compliance, etc.) Eastside - unpainted OSB on eastside

of state farm space  
and = La Cucaracha - remove the draft curtain from the doorway



CITY OF SAINT PAUL

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)

June 28, 2021

LA CUCARACHA RESTAURANT  
36 DALE ST S  
SAINT PAUL MN 55102

### FIRE INSPECTION CORRECTION NOTICE

RE: 611 GRAND AVE  
Ref. #34525

Dear Property Representative:

Your building was inspected on June 22, 2021 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 July 23, 2021 at 1:00 pm.**

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. Dale street side - By Grand hand front door - SPLC 34.09 (1)(2), 34.33 (1) - 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. - Repair the exterior wall under the window by Grand Hand front door.

2. East side - State farm space - SPLC 34.09 (1)(2), 34.33 (1) - 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.-There is unpainted OSB on the east side of the State Farm space.
3. Edward Jones - Back hallway - NEC 440.13 - For cord-connected equipment such as: room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptacle shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.- There is a microwave and a water cooler that are being powered through a power strip.
4. Edward Jones - Throughout - 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.
5. Grand Hand - Throughout - 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.
6. Grand Hand - Office - NEC 440.13 - For cord-connected equipment such as: room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptacle shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.- There is a refrigerator and a microwave that are being powered through a power strip.
7. La Cucaracha - Abode server area - MSFC 1104.5.3, 1006.3 - Provide and maintain an approved emergency lighting system.-The emergency light above the server area would not operate when tested.
8. La Cucaracha - Across from bathrooms - MSFC 1104.5.3, 1006.3 - Provide and maintain an approved emergency lighting system. - The emergency light located across from the bathrooms would not operate when tested.
9. La Cucaracha - From bar to dining room - MSFC 1104.5.3, 1006.3 - Provide and maintain an approved emergency lighting system. - The emergency light located in the bar leading to the dining room would not operate when tested.
10. La Cucaracha - Hood cleaning report - MSFC 609.3.3 - Contact a qualified hood and duct cleaning service company to clean and service grease duct vent for commercial cooking equipment. Provide documentation as proof of compliance. Maintain venting system in a clean and sanitary condition.
11. La Cucaracha - Rear exit from bar - MSFC 1030.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit path. - Remove the draft curtain from the doorway.

12. State Farm - Hallway - NEC 440.13 - For cord-connected equipment such as: room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptacle shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.- There is a microwave that is being powered through a power strip.

13. State Farm - Throughout - 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.

14. State Farm - Bathroom - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.-Missing light globe.

15. TCM Health Care - Allow access - SPLC 34.19 - Provide access to the inspector to all areas of the building.-Suite was secured at time of inspection, and no one answered that door when I knocked.

16. Tattoo - Basement - NEC 440.13 - For cord-connected equipment such as: room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptacle shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.- There was a microwave that was being powered through an extension cord.

17. Tattoo - Basement - MSFC 1104.3, 1011.1 - Remove exit signs that do not lead to an approved exit.-There was a directional exit sign in the basement that was pointing to a storage room.

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: [george.niemeyer@ci.stpaul.mn.us](mailto:george.niemeyer@ci.stpaul.mn.us) or call me at 651-266-8991 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,

George Niemeyer  
Fire Safety Inspector

Reference Number 34525