



APPLICATION FOR APPEAL

RECEIVED

MAR 29 2011

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
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed

Date and Time of Hearing:

Tuesday, 4-12-11

Time 1130

Location of Hearing:

Room 330 City Hall/Courthouse

Mailed 3-29-11

Appellant/Applicant: Frank Asenbrenner

Address: 1435/1437 Birmingham St. City: St Paul State: MN Zip: 55106

Phone Numbers: Business _____ Residence 651-489-7724 Cellular _____

Signature: [Signature] Date: 3-27-11

Name of Owner (if other than Appellant): _____

Address: _____ City: _____ State: _____ Zip: _____

Phone Numbers: Business _____ Residence _____ Cellular _____

State specifically what is being appealed and why (use an attachment if necessary):

See #17 on the attached list. I wish to appeal this item because these are the original windows installed on the home. Also, they are very close to regulatory size - only 1/2 inch difference.

NOTE: Any person unsatisfied by the final decision of the City Council may obtain judicial review by timely filing an action as provided by law in District Court or Court of Appeals

Fee Received:

25

Receipt Number:



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

**SMOKE AND CARBON MONOXIDE DETECTOR
INSPECTION AFFIDAVIT**

** This affidavit must be completed and returned to the fire inspector upon inspection of the property. A certificate of occupancy cannot be issued/renewed without this completed affidavit. If all the units were not inspected by one person, signatures of all persons inspecting are required. More than one sheet may be used. **

Address	# of Units	C of O #
---------	------------	----------

I affirm that I have given the occupant of each dwelling unit or guest room in the building at the above address a written explanation of the following:

1. The location and operation of each smoke detector and carbon monoxide detector.
2. Instructions describing the action to be taken when an alarm sounds.
3. The procedures for testing the detectors.
4. Who to contact when a low-battery tone sounds or power light fails.
5. The penalties for disabling smoke detection or carbon monoxide detection.

Signature: _____ Date: _____

I affirm that I personally inspected the smoke detectors and carbon monoxide detectors in the dwelling units and guest rooms in the building at the above address as follows and that all detectors were in place and good working order:

Apt. #	Apt. #	Apt. #	Apt. #	Apt. #	Apt. #
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

Signature:  Date: 3-27-11

Minnesota State Statutes 299F.362 requires smoke detectors and Minnesota State Statute 299F.50 requires carbon monoxide detectors and Saint Paul Ordinance 39.02 (c) requires that an affidavit stating that "all detectors are inspected and serviced when needed and are operational be filed before a Certificate of Occupancy can be issued or renewed."

Revised 12/09



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

March 2, 2011

FRANCIS E ASENBRENNER
MARGARET ASENBRENNER
1213 SKILLMAN AVE W
ROSEVILLE MN 55113-5941

FIRE INSPECTION CORRECTION NOTICE

RE: 1435 BIRMINGHAM ST
Ref. #107916
Residential Class: C

Dear Property Representative:

Your building was inspected on March 2, 2011 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 April 4, 2011 at 11:00 A.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. 1635 - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Remove all storage from all landings.
2. 1635 - MN Stat 299F.18 - Immediately remove and discontinue excessive accumulation of combustible materials.-Reduce by 50%
3. 1635 - MSFC 605.1 - Repair or replace damaged electrical SWITCHES. This work may require a permit(s). Call DSI at (651) 266-9090.
4. 1635 - MSFC 605.4 - Discontinue use of all multi-plug adapters.

An Equal Opportunity Employer

5. 1635 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.
6. 1635 - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner. Repair or replace the damaged or deteriorated wall coverings. Patch the holes and/or cracks in the walls. Paint the wall.
7. 1635 - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
8. 1635 AND 1637 - SPLC 34.09 (1) b,c, 34.32 (1) b,c - 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.
9. 1635 Bottom of Stairway - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway. Remove all storage from the bottom of the stairways.
10. 1635 Front entry Door - SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock.
11. 1637 - MSFC 605.4 - Discontinue use of all multi-plug adapters. -various locations
12. 1637 - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring. -Various locations
13. 1637 - 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 will require a permit(s). Call DSI at (651) 266-8989. -Duct is plastic
14. 1637 - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
15. 1637 - SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock. -Rear exit door
16. 1637 - MSFC 1003.3.1.8 - Remove unapproved locks from the unit doors. The door must be openable from the inside without the use of keys or special knowledge or effort. - Remove sliding bolt lock from rear exit door.
17. 1637 and 1635 - MSFC 1026.1 - 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. -Double Hung windows Measured at 20 inches openable height

and 31 inches openable width with a Sill of 35 inches . Glazed at 38 inches in height by 28 inches in width.

18. 1637 and 1635 - SPLC - 34.32 -c. Stairs steps porches deemed hazardous by the enforcement officer shall be corrected in accordance with the building code or be maintained in accordance with the building code specifications under which it was originally constructed. -Steps on the Southside of the building have to be uniformed . One step such as the first step cannot be higher than the other steps. The lower step is 11.5 inches in height and the other steps are approx 5.5 inches. Repair the lower step so it is in uniform with the other risers.
19. 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.
20. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

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>

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: james.thomas@ci.stpaul.mn.us or call me at 651-266-8983 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,

James Thomas
Fire Inspector

Reference Number 107916