

Scanned



RLH FOW 11-249 APPLICATION FOR APPEAL

Saint Paul City Clerk

310 City Hall, 15 W. Kellogg Blvd.
Saint Paul, Minnesota 55102
Telephone: (651) 266-8560

RECEIVED
NOV 21 2011
CITY CLERK

The City Clerk needs 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 or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed
- Walk-In OR Mail-In

YOUR HEARING Date and Time:

Tuesday, 12-6-11

Time 1:30

Location of Hearing:

Room 330 City Hall/Courthouse

emailed 11-22-11

Address Being Appealed:

Number & Street: 771 Nebraska Ave E City: ST. PAUL State: MN Zip: 55106

Appellant/Applicant: David Kendrick Email dkendrick@integrityliving.com

Phone Numbers: Business 612-236-1730 Residence _____ Cell 612-619-9800

Signature: [Signature] Date: _____

Name of Owner (if other than Appellant): Kirkwood Properties LLC

Address (if not Appellant's): 4210 W. 44th ST

Phone Numbers: Business 612-236-1730 Residence _____ Cell 612-619-9800

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
- Fire C of O: Only Egress Windows
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

see attached



INTEGRITY LIVING OPTIONS, INC.

Responsive & Respectful

NOV 18, 2011

Re: 771 Nebraska Ave E
ST. PAUL, MN 55106

I am writing to Appeal and request a variance with respect to the main level bedroom escape windows.

I spoke with Mike Cassidy and he suggested that I should request the variance as the replacement windows were very close to required size.

In addition, I have attached the original Foster Care Licensing inspection that show the home/windows met the requirements dated 8-9-2005, as inspected by Sue Bergerson.

Thank you for your consideration.

David Kendrick
Kirkwood Properties, LLC
612-236-1730-direct



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

November 15, 2011

KIRKWOOD PROPERTIES LLC
4210 W 44TH ST
EDINA MN 55424-1037

FIRE INSPECTION CORRECTION NOTICE

RE: 771 NEBRASKA AVE E
Ref. #109731
Residential Class: B

Dear Property Representative:

Your building was inspected on November 15, 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 December 7, 2011 at 2:00 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. Garage - SPLC 71.01 - Provide address numbers on building.
2. Northwest bedroom - MSFC1026.1 - 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 window opening.
Height 21 in. - Width 28.5 in.

Glazed area
Height 47 in. - Width 26 in.

3. South bedroom - 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.-Double hung window opening.

Height 21 in.- Width 31.5 in.
Glazed area
Height 47 in. - Width 29.5 in.

4. Southwest bedroom - MSFC1026.1 - 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 window opening.

Height 20 in. - Width 27 in.
Glazed area
Height 42 in. - Width 24 in..

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: (651-266-8688) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: mike.cassidy@ci.stpaul.mn.us or call me at 651-266-8984 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,

Mike Cassidy
Fire Inspector

Reference Number 109731

**FOSTER CARE LICENSING FIRE INSPECTION
RAMSEY COUNTY HUMAN SERVICES
160 East Kellogg Boulevard, St. Paul, MN 55101**

Name D Integrity Living Options-Nebraska	Home Phone	Work Phone 952-920-9291
Address 771 Nebraska Ave E SP 55106	Requested by Claudia Heide	Date 4/26/05
If Corporate Corp. Name Integrity Living Options	Contact Person Rhonda Church	Phone 612-599-1167

This person has applied to provide: Adult Foster Care Child Foster Care

Reason for Referral: New License Re-license
 Address Change Foster Person already in Home

of Adults in Home 4 # of Natural Children in Home: _____ # of Foster Persons _____

In accordance with the provisions of MN Rules 9545.0010 and 9555.6105 and 9555.6105 to 9555.6275 and MN Statute 299F.011, MN Uniform Fire Code, inspection of the above premises was completed and the following violations and/or deficiencies were noted requiring corrective action:

- Address must be clearly visible on exterior of the house that are clearly identifiable from the street.
- Provide a minimum 2A10BC rated fire extinguisher, placed in kitchen area. Must be serviced and tagged annually.
- Smoke detectors on each level including the basement. If 4 or more unrelated occupants: hard-wired smoke detectors that are inter-connected on each floor are required and smoke detectors are required in each bedroom.
- Must provide bedroom space for own family and the foster care as follows: For Child Foster Care: Bedroom for 1 child must be 75 sq. ft, bedroom for 2 children must be 100 sq. ft. For Adult Foster Care: Bedroom for 1 resident must be 80 sq. ft. with a 7 1/2 ft. ceiling, for 2 residents must be 120 sq. ft. with a 7 1/2 ft ceiling.
- All sleeping rooms must have an escape window, openable area 5.7 sq. ft. The sill height can be no more than 48" from the floor.
- Exit doors and windows are not obstructed and are easily opened from the inside.
- Handrails for all sets of steps with 3 or more risers.
- Guardrails and balustrades for decks and exposed stairways.
- Understairs storage area must have all exposed wood covered with 5/8" type X Gypsum Board, to provide required fire separation or remove all combustible storage from the area.
- Must have minimum 3 ft. clearance around furnace, water heater and electric panel.
- Furnace is checked regularly and maintained in good working condition.
- Wiring appears safe.
- Extension cords may not be used in place of permanent wiring; approved surge protector allowed on computer/stereo.
- Double cylinder locks (key required on both sides) on exit doors are prohibited. All interior doors can be unlocked from the inside and the key must be easily accessible to open the door from the outside in case of an emergency.
- Fireplaces, wood burning stoves and other hot surfaces are protected by guards to prevent burns.
- Residences with an attached garage must have a self-closing, tight fitting solid wood bonded core door at least 1-3/8 inch tick, or door with a fire protection rating of 20 minutes or greater and a separation wall consisting of 5/8 inch tick gypsum wallboard or its equivalent on the garage side between the residence and the garage.
- An operable battery flashlight and a battery radio or TV is located in the home.
- Gas and fueled equipment cannot be stored, operated or repaired within the residence. Propane tanks must be outside.
- Develop emergency fire escape plan; develop emergency storm shelter plan; conduct quarterly fire and storm drills.
- GFI is recommended in bathrooms with electrical outlets.
- Additional Requirements/Instructions: _____

Inspection Results:

- Meets the minimum requirements of MN Uniform Fire Code based upon:
 Initial Inspection Follow Up Inspection Required Call Fire Inspector at _____ when above deficiencies are corrected.
8-9-05
 Does not meet the minimum requirements of Minnesota Uniform Fire Code

Signature of Inspector: Sue Bergeson Signature of Applicant/Provider: _____