RLH VBR 23-19

APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED
MAY 02 2023
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:

- [x] $25 filing fee (non-refundable) (payable to the City of Saint Paul)
  (if cash: receipt number_____)
- [x] Copy of the City-issued orders/letter being appealed
- [x] Attachments you may wish to include
- [x] 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, May 9, 2023
Time 1:00 p.m. to 3:00 p.m.
Location of Hearing:
Teleconference due to Covid-19 Pandemic

Address Being Appealed:

Number & Street: 1622 Barclay Street City: St Paul State: MN Zip: 55106

Appellant/Applicant: Secretary of Veterans Affairs
RE/MAX Prodigy Email mikevanrealestate@gmail.com

Phone Numbers: Business 651-222-6683 Residence _____ Cell 612-408-5291

Signature: _____ Date: 4/27/23

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: _____

Phone Numbers: Business _____ Cell _____

RE/MAX PRODIGY
2475 Maplewood Dr. #115
Maplewood, MN 55109

What Is Being Appealed and Why? *Attachments Are Acceptable*

- ☐ Vacate Order/Condemnation/ Revocation of Fire C of O (See letter)
- ☐ Summary/Vehicle Abatement
- ☐ Fire C of O Deficiency List/Correction
- ☐ Code Enforcement Correction Notice
- [x] Vacant Building Registration
- ☐ Other (Fence Variance, Code Compliance, etc.)

Revised 1/15/2021

Property was acquired through foreclosure proceedings by the Secretary of Veterans Affairs. The prior Occupant agreed to surrender the property via a "Cash For Keys" agreement, in which the occupant was required to remove all garbage and personal property from the premises. The prior occupant completed this arrangement on April 19, 2023, at which time, RE/MAX prodigy took control of the property for VA's asset management company VRMS and had the locks re-keyed. There was no garbage or personal belongings on the property and nothing that could be considered a nuisance. therefore, We find that there are discrepancies with this being categorized as such:

1. The building was not vacant until April 19th when the prior occupant completed her CFK terms. Per the website, they PRE-DATED the property as vacant on 04/07/2023 at which time the property was occupied and not vacant.
2. We reached out to the enforcement officer assigned to this property (Matt Dornfeld Enforcement Officer #361- Office #651-266-1902 email - matt.dornfeld@ci.stpaul.mn.us -text #651-248-4316) and he sent us a message stating: "It was condemned due to gross unsanitary conditions, safety hazards and being a chronic neighborhood nuisance. I would strongly recommend calling our City Clerk's office at 651 266 8585 and file an appeal on the vacant building status. This is your only chance for a different result as I do not have the authority to overturn the condemnation. The previous owner was made aware of these circumstances on several different occasions. Thank you."
- Since the prior owner cleaned the property per the CFK agreement, there should not have been "gross unsanitary conditions, safety hazards and being a chronic neighborhood nuisance" after that date, hence the posted stickers dated 04/23/2023 should not have been posted.

We called the clerk and was told that our only recourse at this time is to file the appeal.

DEPARTMENT OF SAFETY AND INSPECTIONS
Steve Magner, Manager of Code Enforcement

CITY OF SAINT PAUL

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

Telephone: 651- 266- 8989
Facsimile: 651- 266- 1919
www.stpaul.gov/dsi

April 10, 2023

Secretary Of Veterans Affairs
3401 W End Ave Ste 760w
Nashville TN 37203- 1042

Customer #:1531840
Bill #: 1729040

VACANT BUILDING REGISTRATION NOTICE

The premises at **1622 BARCLAY ST**
has been inspected and found to meet the legal definition of a Vacant Building as described in Saint Paul Legislative Code, Chapter 43. You are required by law to register this building with the Department of Safety and Inspections, Vacant Building Division, by filling out and returning the registration form provided with this letter. You are also required to pay the annual Vacant Building Registration Fee of **$2,459.00** . The fee is due upon receipt of this letter and must be paid no later than thirty (30) days from the date of this letter, as required in Saint Paul Legislative Code, Chapter 43. If this building is vacant due to a fire, complete the enclosed registration form and return it to this office within 30 days.
Payment must be received by May 10, 2023 .

You may pay this registration fee online by going to **online.stpaul.gov** and selecting the 'Make a Payment' option. You will need your customer number and bill number to process a payment - both can be found on this letter.

To pay this invoice by mail please send this registration form along with payment to:

DEPARTMENT OF SAFETY AND INSPECTIONS
375 Jackson Street, Suite 220
Saint Paul, MN 55101- 1806
Do Not Mail Cash

If you wish to pay in person, you may do so from 8:00am to 4:00pm Monday through Friday at the above address.

You may file an appeal to this fee or registration requirements by contacting the City Clerk's Office by calling (651)266- 8688. Any appeal of this fee must be made within ten (10) days of the date of this notice.

If the registration fee is not received in this office within 45 days of the date of this letter, the full amount owed will be assessed to, and collected with, the taxes for this property as permitted by Saint Paul Legislative Code Chapter 43.

The Code Enforcement Officer has notified the Building Inspection and Design Section that this property meets the legal definition of a registered vacant building and in accordance with Legislative Code Chapter 33, no permits (except demolition, wrecking and removal permits) will be issued until the requirements of all applicable ordinances are fulfilled.

All catergory 2 and category 3 vacant buildings must be winterized with gas and water services shut off or, alternately, an excess flow gas valve must be installed in the dwelling, within sixty (60) days of the date of this notice.

WRITTEN PERMISSION FROM THE CITY OF SAINT PAUL IS REQUIRED BEFORE A CATEGORY 2 OR CATEGORY 3 VACANT BUILDING CAN BE OCCUPIED OR SOLD.

Category 2: Requirements include: 1. register/re- register the building, 2. pay outstanding fee(s), 3. obtain a code compliance report, 4. submit for approval a rehab cost estimate from a licensed contractor and a schedule for completion of all code compliance work, 5. submit proof of financial responsibility acceptable to the City, and 6. obtain Zoning approval of the proposed use.

Category 3: All requirements listed for Category 2 vacant buildings, AND obtain a **Certificate of Occupancy** OR **Certificate of Code Compliance** prior to the sale of the building.

If the use of this building meets the definition of a nonconforming use by the Zoning Code, then the use will lose its nonconforming status 365 days from the date the building was declared vacant.

You must contact the Enforcement officer , Matt Dornfeld, at 651- 266- 1902 to find out what must be done before this building can be legally reoccupied.

The Enforcement Officer may declare this building to constitute a Nuisance Building subject to demolition and issue an Order to Abate under authority of Legislative Code Chapter 45. In the event this building is declared a Nuisance Building, subject to demolition, the Enforcement Office will notify all owners and interested parties of the Order to Abate as provided in the Legislative Code Chapter 45.

If you have questions about this annual registration fee or other vacant building requirements, please contact the District Inspector, Matt Dornfeld, at 651- 266- 1902.

This registration form and fee is required by law. Your prompt attention to this matter is appreciated.

Steve Magner
Vacant Buildings Program Manager

Enclosures: Regulations Requirements Information
Vacant Building Registration Form
SM: md
vb_registration_notice 11/14