APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED
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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**

Attachments you may wish to include

- [X] **This appeal form completed**
- [X] **Walk-In** *OR* ☐ **Mail-In**

for abatement orders only: ☐ **Email** *OR* ☐ **Fax**

HEARING DATE & TIME
(provided by Legislative Hearing Office)
Tuesday, August 6, 2024
Location of Hearing:
☐ **Telephone:** *you will be called between*
_____ & _____
☒ **In person** *(Room 330 City Hall)* **at:** 1:30 p.m.
(required for all Fire C of O revocation & vacate; Condemnation orders)

Address Being Appealed:

Number & Street: 1352 West 7th St., #1 City: St Paul State: MN Zip: 55102

Appellant/Applicant: Cynthia Johnstone Email pschmid@keystoneservices.org

Phone Numbers: Business (612) 999-3025 Residence _____ Cell (612) 999-3025

Signature: X Cynthia Johnston Johnston Date: 7/31/2024

Name of Owner (if other than Appellant): Betty Gruber

Mailing Address if Not Appellant's: 671 Hawthorne E., St. Paul, MN 55106

Phone Numbers: Business _____ Residence _____ Cell _____

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

- [X] **Vacate Order/Condemnation/ Revocation of Fire C of O** — Client will come up with a plan to clear excessive storage and clean.
- ☐ **Summary/Vehicle Abatement**
- ☐ **Fire C of O Deficiency List/Correction**
- ☐ **Code Enforcement Correction Notice**
- – **Vacant Building Registration**
- **Other** (Fence Variance, Code Compliance, etc.) — Client needs more time and coordination to get her residence in order.

SAINT PAUL
SAFETY & INSPECTIONS

DEPARTMENT OF SAFETY & INSPECTIONS (DSI)
ANGIE WIESE, PE(MN), CBO, DIRECTOR

375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806
Tel: 651-266-8989 | Fax: 651-266-9124

July 19, 2024

OCCUPANT(S)
1352 7TH ST E UNIT 1
ST. PAUL MN 55102

Partial Revocation of Fire Certificate of Occupancy and Order to Vacate of Unit 1 Only

RE: 1352 7TH ST W
Ref. # 108712

Dear Property Representative:

Your building was inspected on July 1, 2024, 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 August 1, 2024, at 1:00 pm 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. Rear Unit - Entire Unit - SPLC 40.06 - Uncertified portions of the building must not be occupied until inspected and approved by this office. -Rear Unit: Unit remains unoccupied/uncertified.

2. Unit 1 - Throughout - Sec. 40.06. - Suspension, revocation and denial.
Grounds for revocation. The fire code official may, in writing, issue a notice to the owner(s) and known interested parties of the city's suspension or revocation of a fire certificate of occupancy issued under the provisions of this code, or deny an application therefor: Whenever the certificate was issued in error, or on the basis of incorrect information supplied;(2) When the owner(s) has submitted a false, incomplete or inaccurate statement as a part of the application for certificate;(3) If it is found upon inspection of the fire code official that the building or occupancy is in violation of provisions of this or other applicable safety codes, ordinances, rules and regulations; (4) If the owner, in a material matter, fails to comply with the regulations in section 40.09 of this chapter; or in situations where the fire code

official after a good faith effort cannot identify an owner or interested party; (5) If the nonresidential building becomes unoccupied or a vacant building as defined in section 43.02 of the Saint Paul Legislative Code; (6) If a residential building becomes unoccupied or is a vacant building as defined in section 43.02 of the Saint Paul Legislative Code; (7) Evidence of nuisance activity which shall follow the procedures stated in subsection (b)(2) below; or (8) If a tenant, leaseholder, or third party payer files a written request for revocation following an owner's violation of Saint Paul Legislative Code chapter 53 which requires that owners notify tenants of pending mortgage foreclosure or cancellation of contract for deed involving the property. ***Partial Revocation of Unit 1 ONLY due to unsanitary conditions, excessive accumulation, and failure to comply with the Legislative Hearing Officer's orders. The unit cannot be occupied and shall be vacated by July 31, 2024. An inspection will be conducted on August 1, 2024, at 1:00 pm to confirm the unit has been vacated.***

3. Unit 1 - MSFC 315.3 - Provide and maintain orderly storage of materials. -7/1/2024 UPDATE: Materials and items scattered throughout unit.

4. Unit 1 - MN Stat 299F.18 - Immediately remove and discontinue excessive accumulation of combustible materials. -1.) Reduce contents by 50 percent. Unable to conducted full inspection due to contents. 7/1/2024 UPDATE: Excessive accumulation throughout unit.

5. Unit 1 - SPLC 34.10 (1), 34.34 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition. -7/1/2024 UPDATE: Unsanitary conditions throughout unit including debris, refuse, discarded food and miscellaneous items.

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: der.vue@ci.stpaul.mn.us or call me at 651-266-8988 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Der Vue
Fire Safety Inspector
Ref. # 108712