



APPLICATION FOR APPEAL

Saint Paul City Clerk

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8560

RECEIVED

MAY 03 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, 5-17-11

Time 1:30

Location of Hearing:
Room 330 City Hall/Courthouse

Mailed 5-3-11

Address Being Appealed:

Number & Street: 878-880 Dayton Ave City: ST. PAUL State: MN Zip: 55104

Appellant/Applicant: ALVIN HENKE Email MICSIRD@COMCAST.NET

Phone Numbers: Business _____ Residence 651-222-4689 Cell _____

Signature: Alvin J. Henke Date: 2 May 2011

Name of Owner (if other than Appellant): TRUST: MAUIS HENKE

Address (if not Appellant's): _____

Phone Numbers: Business _____ Residence _____ Cell _____

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 TIME Inspector informed that we had little time to do the work. Need more time to get the work done.



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

April 21, 2011

ALVIN HENKE
MAVIS HENKE
871 DAYTON AVE
ST PAUL MN 55104-6542

FIRE INSPECTION CORRECTION NOTICE

RE: 880 DAYTON AVE
Ref. #107661
Residential Class: C

Dear Property Representative:

Your building was inspected on April 20, 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 May 27, 2011 at 10:00 am.**

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. Basement - Dryer - 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 may require a permit(s). Call DSI at (651) 266-8989.
2. Basement - Near Boiler - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.

3. Basement - Stairway - SPLC 34.10 (3) 34.33(2) - Provide an approved guardrail. Intermediate balustrade must not be more than 4 inches apart. Intermediate rails must be provided if the height of the platform is more than 30 inches.
4. Basement - Water Heater - MFGC 501.2 - Provide, repair or replace the fuel equipment vent or vent liner to develop a positive flow adequate to convey all products of combustion to the outside. This work may require a permit(s). Call DSI at (651) 266-9090.-Repair vent to code, vent is not properly supported or screwed together.
5. Basement - Water Meter - MSFC 605.1 -Provide a grounding jumper around the water meter.
6. Basement - MSFC 315.2.5 - Fueled equipment, including but not limited to motorcycles, mopeds, lawn-care equipment and portable cooking equipment, shall not be stored, operator or repaired within a building.-Remove small propane tank stored in basement.
7. Basement - MFGC 404.12 - Provide leak tight caps or plugs on disconnected or unused gas lines.
8. Basement - SPC 4715.1300 - Provide a removable strainer and a clean out plug or cap for the floor drain.
9. Both Units - Fireplaces - NFPA 211,9-2 - Have the chimneys, fireplaces, and vents inspected for soundness, freedom from deposits, and correct clearances. Cleaning, maintenance, and repairs shall be done if indicated by the inspection.
10. Exterior - 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.
11. Exterior - SPLC 163.03, 163.01 (2), (3) - Currently license (tabs) all vehicles on the property and return the vehicles to an operative mechanical condition or remove vehicles from the property.
12. Exterior - SPLC 34.08 (3) - Provide and maintain suitable ground cover on all exterior areas to control erosion.
13. Lower Unit - 2 Bedrooms - 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.- Existing double hung windows in some bedrooms do not meet openable height requirements.

Middle Bedroom: Window has an openable area of 21 inches high by 29 inches wide and a glazed area of 55 inches high by 29 inches wide, 11.1 square feet.

Rear Bedroom: Window has an openable area of 22 inches high by 29 inches wide and a glazed area of 55 inches high by 29 inches wide, 11.1 square feet.

14. Lower Unit - Bathroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Repair and maintain damaged tile surround on shower.
15. Lower Unit - Front Entry - SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock.
16. Lower Unit - Kitchen - MFGC 404.12 - Provide leak tight caps or plugs on disconnected or unused gas lines.
17. Lower Unit - Throughout - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.
18. Lower Unit - Throughout - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.
19. Lower Unit - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 4715.0200.C - Provide an approved number and type of plumbing fixtures.-Provide and maintain an approved private hand sink. This work may require a permit(s). Call LIEP at (651) 266-9090. Provide and maintain an approved kitchen sink. This work may require a permit(s). Call LIEP at (651) 266-9090. Provide and maintain an approved private tub or shower. This work may require a permit(s). Call LIEP at (651) 266-9090.
20. Lower Unit - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Relocate smoke detector from kitchen to an approved location.
21. Throughout - Stairways - SPLC 34.10 (3), 34.33(2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.-Provide approved handrails on at least one side of each stairway having four or more risers.
22. Throughout - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Patch the holes and/or cracks in the walls.
Scrape and paint where chipped or peeling.
23. Throughout - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Patch the holes and/or cracks in the ceiling.
Scrape and paint where chipped or peeling.
24. Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Repair window frames and sashes as needed so that all windows are easily openable to full height.
Repair and maintain glazing putty where chipped or deteriorated.

25. Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.
26. Upper Unit - 3 Bedrooms - 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.-
Existing double hung windows do not meet openable height requirements.
Windows have an openable area of 21 inches high by 29 inches wide and a glazed area of 55 inches high by 29 inches wide, 11.1 square feet.
27. Upper Unit - Bathroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door latch.
28. Upper Unit - Rear Bedroom - MSFC 1003.3.1.8 - Remove unapproved locks from the exit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.-Remove surface-bolt lock.
29. Upper Unit - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Repair and maintain smoke detectors at all times. Relocate kitchen smoke detector to an approved location.
30. Upper Unit - MN Stat. 299F.362 (5)(a) - Smoke Detector - The occupant of a dwelling unit must inform the owner of the dwelling unit of a nonfunctioning smoke detector within 24 hours of discovering that the smoke detector in the dwelling unit is not functioning. - Smoke detector may not be tampered with or disabled at any time.
31. Upper Unit - SPLC 200.02 (a) No person shall own, harbor, keep or maintain in the City and dog over three months of age without a license. Provide written documentation of current license to the Fire Inspector. To obtain a dog license, contact DSI at 651-266-8989
32. 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.
33. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.
34. 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.

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: mitchell.imbertson@ci.stpaul.mn.us or call me at 651-266-8986 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,

Mitchell Imbertson
Fire Inspection

Reference Number 107661