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APPLICATION FOR APPEAL

RECEIVED
OCT 10 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:

- [x] **$25 filing fee payable to the City of Saint Paul (if cash: receipt number_____)**
- [x] **Copy of the City-issued orders or letter which are being appealed**
- [x] **Attachments you may wish to include**
- [x] **This appeal form completed**
- ☐ **Walk-In** *OR* [x] **Mail-In**

YOUR HEARING Date and Time:

Tuesday, 10-25-11

Time 1:30

Location of Hearing:
Room 330 City Hall/Courthouse

Mailed 10-10-11

Address Being Appealed:

Number & Street: 1050 Hague Ave City: St. Paul State: MN Zip: 55104

Appellant/Applicant: LaRayne Kuehl Email kuehl002@umn.edu

Phone Numbers: Business _____ Residence _____ Cell 651-645-8123

Signature: LaRayne Kuehl Date: Oct. 7, 2011

Name of Owner (if other than Appellant): Elliot Olds

Address (if not Appellant's): Apt#511, 900 108th Ave NE, Bellevue, WA 98004

Phone Numbers: Business _____ Residence _____ Cell 651-295-6301

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

- ☐ **Vacate Order/Condemnation/ Revocation of Fire C of O**
- ☐ **Summary/Vehicle Abatement**
- [x] **Fire C of O Deficiency List**
- ☐ **Fire C of O: Only Egress Windows**
- ☐ **Code Enforcement Correction Notice**
- ☐ **Vacant Building Registration**
- ☐ **Other**

Attic space does not meet code requirements for proper space for rescue in case of fire - See attachment

Revised 3/7/2011

Application for Appeal Attachment:

This is a request for an exception to be granted for the rule "Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area" as it applies to the house that I own at 1050 Hague Ave. The third floor of this house does not meet this criteria because the ceiling of the third floor follows the line of the downward sloping roof. Unfortunately remodeling the house to meet this criteria would require the entire roof to be raised and is prohibitively expensive. I am requesting that this house be considered for an exception in light of the following factors:

-The ceiling height is currently at least 7 feet near the windows on the north and south ends of the house as well as the top of the stairs to the third floor, and therefore if fire fighters were to enter the house through one of these windows they would immediately be able to stand and move freely.

-The ceiling height along a path through the entire third floor, from the north window to the top of the stairs to the south window, remains at least 7 feet, and therefore a fire fighter could walk entirely through the third floor without needing to walk through any area where the ceiling is lower than 7 feet.

-Because the ceiling of the third floor is the same shape as the roof of the house, a fire fighter could expect the ceiling on the third floor to slope downward on the east and west sides. Therefore it is likely that a fire fighter would not be surprised by such sloping even if visibility on the 3rd floor was limited.

Please consider these specific features of the house at 1050 Hague Avenue when making your decision as to whether an exception can be granted. I appreciate your taking the time to consider this request. Please call me if you would like any further information.

Thank you,
Elliot Olds
Owner of the house at 1050 Hague Ave.
651-295-6301

DEPARTMENT OF SAFETY AND INSPECTIONS
Fire Inspection Division
Ricardo X. Cervantes, Director

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

Rec'd Oct 4, 2011

September 15, 2011
ELLIOT OLDS
C/O LARAYNE KUEHL
1317 ENGLEWOOD AVE
ST PAUL MN 55104-1416

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES
1050 HAGUE AVE

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on September 15, 2011. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately. A reinspection will be made on September 30, 2011 at 10:15 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 be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

DEFICIENCY LIST

1. Third floor - North room - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Remove air conditioner from window. Removed

2. Third floor - North room - 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.-Inspector unable to measure window dimensions at time of inspection due to air conditioner in window. Removed

3. Third floor - South room - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Repair window crank mechanism in an approved manner.

4. Third floor - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.-Immediately remove all beds and bedding from third floor and immediately discontinue using third floor as a sleeping area. North room has 77 square feet of ceiling height over 5 feet . North room has 36.75 square feet of ceiling height above 7 feet with a total floor area is 180 square feet. Middle room has 72 square feet of ceiling height over 5 feet. Middle room has 26 feet square of ceiling height above 7 feet with a total floor area of 118 square feet. South room has 75 square feet of ceiling height over 5 feet. South room has 29.5 sq ft of ceiling height above 7 feet with a total floor area of 156 square feet.

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 the original orders.

If you have any questions, email me at rick.gavin@ci.stpaul.mn.us or call me at 651-266-8994 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,

Rick Gavin
Fire Inspector