



**CITY OF SAINT PAUL**  
OFFICE OF THE CITY COUNCIL  
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November 30, 2011

Tim & Jamie Flynn  
1751 Bohland Ave  
St. Paul, MN 55116

VIA EMAIL: [irishflynn@me.com](mailto:irishflynn@me.com)

Re: Appeal for property at 2055 Fairmount Avenue

Dear Mr. and Mrs. Flynn:

This is to confirm that on November 15, 2011 at the Property Code Hearing, Marcia Moermond, Legislative Hearing Officer recommended that the City Council deny the appeal and grant an extension of four months to remove the office use on the second floor; deny the appeal on the ceiling height and grant an extension to end of May 2012; deny the appeal on the fire separation between residential garage at lower level and residential living space on upper level, deny the appeal on Items 10 and 11.

Ms. Moermond stated that as long as the upstairs is not being used as an office and the downstairs is not being used as storage, the fire separation issues can remain unaddressed but she would like to get an affidavit from you indicating that the building won't be used for parking or office space. Please note that disclosure of orders is mandatory upon sale of the property. She also indicated that there should be an addendum within the Purchase Agreement that would disclose the situation about the heater in the garage. It will be the new owner's responsibility to remove that system if they want to use the building as a garage. If you plan to put a wall to the garage door, a permit will need to be pulled. At that time, plan review can confirm whether the existing furnace system is ok.

The City Council Public Hearing is scheduled for Wednesday, December 7, 2011 at 5:30 p.m. in Room 300 Council Chambers if you wish to contest further.

If you have any further questions, you may contact me at 651-266-8563.

Sincerely,

/s/  
Mai Vang  
Legislative Hearing Coordinator

cc: Fire Supervisors (email)

Pat Fish (email)  
Mitch Imbertson (email)