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APPLICATION FOR APPEAL

RECEIVED

MAR 29 2012

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:

- \$25 filing fee payable to the City of Saint Paul
(if cash: receipt number 905320)
- Copy of the City-issued orders or letter which
are being appealed - none
- Attachments you may wish to include
- This appeal form completed

YOUR HEARING Date and Time:

Tuesday, April 10, 2012

Time 1:30 p.m.

Location of Hearing:

Room 330 City Hall/Courthouse

*3/29 - Put in a call to Army Spang HPC.
Amy told PO to file the appeal.
wants window back to double hung.*

Address Being Appealed:

Number & Street: 280 Maple Street City: St. Paul State: MN Zip: 55106

Appellant/Applicant: Pollock Construction LLC Bill Pollock Email Bill.Pollock@iive.com

Phone Numbers: Business — Residence 507-301-3426 Cell 612-366-2674

Signature: *Bill Pollock* Date: 03/29/2012

Name of Owner (if other than Appellant): Susan Stewart-Davis

Address (if not Appellant's): 280 Maple Street, St. Paul, MN 55106

Phone Numbers: Business — Residence — Cell 651-235-3732

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
- Other
- Other

Egress Bedroom "Pocket" replacement window for HPC district Home



CITY OF SAINT PAUL
INTERDEPARTMENTAL MEMORANDUM

EGRESS WINDOW NON-COMPLIANCE DETERMINATION

TO: CITY CLERK
15 KELLOGG BLVD. WEST
310 CITY HALL
SAINT PAUL, MN 55102

PHONE: 651-266-8688
FAX: 651-266-8574

DATE: 03/29/2012

APPEAL PROPERTY ADDRESS: 280 Maple Street, St. Paul, MN 55106

APPLICANT NAME: Pollock Construction, LLC
~~XXXXXXXXXX~~ Bill Pollock PHONE NUMBER: 612-366-2674

PERMIT NUMBER: 12-037400

TYPE OF WINDOWS Double Hungs

NUMBER OF WINDOWS: 3

TOTAL GLAZED AREA: ① 3.18, ② 3.56, ③ 3.77 DIFFERENCE FROM REQUIRED AREA: ① -1.92, ② -2.14, ③ -1.93

WIDTH OF OPENING: ① 23.50, ② 24.00, ③ 22.00 DIFFERENCE FROM REQUIRED OPENING: ① +3.50, ② +4.00, ③ +2.00

HEIGHT OF OPENING: ① 23.13, ② 21.38, ③ 24.63 DIFFERENCE FROM REQUIRED OPENING: ① -0.21, ② -2.52, ③ +0.63

HEIGHT OF OPENING TO FINISHED FLOOR: NA DIFFERENCE FROM MAXIMUM HEIGHT: NA

RECOMMENDATION (IF APPLICABLE): Home is located in the Historic District of Dayton's Bluff.

FROM: Bill Pollock

Pete Heger

From: Dale Loeffler [dloeffler@marvin.com]
Sent: Thursday, March 08, 2012 7:09 AM
To: Pete Heger
Subject: RE: Egress units

Pete,

Here are the net clear openings for each of these units. It does not look as though any of them make egress opening requirements. I am in Redwood Falls next week. How about the following week? Also, I need the names for the tour.

Unit Name: 01
 Call Number: CINDH-CUSTOM
 Frame Size: 27 1/8" X 56 13/16"
 Subtype: Std 8 Degree Bevel Sill
 Glazing Type: Low E II Argon
 Glazing Thickness: 11/16" Insulating
 Glazing Color: Clear
 Operation: Double Hung

*Bill need
 5-70 for egress*

Daylight Opening: 6.75 Sq Ft
 Ventilation: 3.78 Sq Ft
 Egress Net Clear Opening: 3.78 Sq Ft ✓
 Egress Width: 23.50 In
 Egress Height: 23.13 In
 Energy Efficiency U Value: 0.33
 Energy Efficiency R Value: 3.03
 Solar Heat Gain Coefficient: 0.30
 Visible Light Transmittance: 0.51
 Condensation Resistance: 52
 Energy Star: N,NC,SC,S

Unit Name: 02
 Call Number: CINDH-CUSTOM
 Frame Size: 27 5/8" X 53 5/16"
 Subtype: Std 8 Degree Bevel Sill
 Glazing Type: Low E II Argon
 Glazing Thickness: 11/16" Insulating
 Glazing Color: Clear
 Operation: Double Hung

Daylight Opening: 6.41 Sq Ft
 Ventilation: 3.56 Sq Ft
 Egress Net Clear Opening: 3.56 Sq Ft ✓
 Egress Width: 24.00 In
 Egress Height: 21.38 In
 Energy Efficiency U Value: 0.33
 Energy Efficiency R Value: 3.03
 Solar Heat Gain Coefficient: 0.30

3/8/2012

Visible Light Transmittance: 0.51
Condensation Resistance: 52
Energy Star: N,NC,SC,S

Unit Name: 03
Call Number: CINDH-CUSTOM
Frame Size: 25 5/8" X 59 13/16"
Subtype: Std 8 Degree Bevel Sill
Glazing Type: Low E II Argon
Glazing Thickness: 11/16" Insulating
Glazing Color: Clear
Operation: Double Hung

Daylight Opening: 6.69 Sq Ft
Ventilation: 3.77 Sq Ft
Egress Net Clear Opening: 3.77 Sq Ft ✓
Egress Width: 22.00 In
Egress Height: 24.63 In
Energy Efficiency U Value: 0.33
Energy Efficiency R Value: 3.03
Solar Heat Gain Coefficient: 0.30
Visible Light Transmittance: 0.51
Condensation Resistance: 52
Energy Star: N,NC,SC,S

From: Pete Heger [mailto:peteheger@dakotacounty.com]
Sent: Wednesday, March 07, 2012 5:03 PM
To: Dale Loeffler
Subject: FW: Egress units

Hello Dale:

Since Pat is gone again, could you see if these meet egress for me?

Thanks!

Also: Can we meet in Prior Lake with Doug Carlson sometime next week or so to find out what kind of Integrity patio door panel we need? I think I mentioned this to you a while ago. Thanks!

Hello Pat:

Could you tell me if these Insert double hung units meet egress? Dimensions are IO.

27-1/2" x 56-1/2"
28" x 53"

3/8/2012

39. Smoke detector Information:

Smoke detector(s) H
Properly located Y
*Hard-Wired * Y,N

*if N or H see note on p. 3, item 39

Disclosure Report
Saint Paul Truth-in-Sale of Housing
(Carefully read this entire report)

Office Use, ONLY:

Date Received _____
Payment Ref. _____

THIS REPORT IS NOT A WARRANTY, BY THE CITY OF ST. PAUL OR EVALUATOR OF THE FUTURE USEFUL LIFE, OR THE FUTURE CONDITION OF ANY BUILDING COMPONENT OR FIXTURE.

Notice: A copy of this Report must be publicly displayed at the premises when the house is shown to prospective buyers, and a copy of this Report must be provided to the buyer prior to the time of signing a Purchase Agreement.

Address of Evaluated Dwelling: 280 Maple Street
Addresses without the correct street type and/or direction may be returned and may incur a late fee.

Owner's Name: Bill Bernier

Owner's Address: 280 Maple Street, 55106

Current Usage of this dwelling: Single Family Townhouse Condo*
 Duplex Other: _____

*For condominium units, this evaluation includes only those items located within the residential unit and does not include the common use area, or other residential areas of the structure.

Comments: Usage may not be legal. See below.

PROPERTY LOCATION AND POSSIBLE USE RESTRICTION INFORMATION

If a box is not checked then the information does not apply to this dwelling. This information is not guaranteed by the evaluator nor by the City of Saint Paul.

According to information provided to Truth-In-Sale of Housing Evaluators by the City of Saint Paul this property:

IS A Registered Vacant Building. The conditions applicable to a sale are different by Category: Even if this box is not now marked this dwelling may become a vacant building before the 1 year expiration date of this report.
Cat. 1 X : New owners must re-register the building and pay all outstanding fees and obtain permission for occupancy.
Written permission from the City of Saint Paul is required before a Cat 2 or Cat 3 VB can be sold.
Cat. 2 : Requirements include: 1. register/re-register the building, 2. Pay outstanding fees, 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.
Cat. 3 : All above requirements **AND** obtain a Certificate of Occupancy or Certificate of Code Compliance before sale.
***NOTICE: A VB status and/or category can change at any time. You must contact the City's Vacant Buildings division at 651-266-1900 to be sure you are fully informed of all the conditions and requirements that may affect the sale of this property.**

IS located within a Saint Paul Heritage Preservation District or is individually designated as a Saint Paul Heritage Preservation site. Review and approval of exterior work (excluding painting), modifications, additions and demolition is required by the Heritage Preservation Commission and city staff. For questions regarding Heritage Preservation call the City's Information line at 651-266-8989.

HAS Open permits. Go to the DSI website (see below), click on "Look Up Property Information" to view information. Completion and/or occupancy restrictions or requirements may apply. Call 651-266-9090 for permit information.

IS a Verified Legal Duplex. If this dwelling is in use as a duplex and this box is not checked, contact DSI Zoning at 651-266-9008 for the most recent information. Research into a property's history may incur a fee.

You may obtain a printout of all this information by visiting the DSI website, then enter the property address as directed:

www.stpaul.gov > Government > Department of Safety & Inspections, then click on "Look Up Property Information"

This Report:

- is intended to provide basic information to the home buyer and seller prior to the time of sale. This report WILL NOT be used to enforce the requirements of the Legislative Code; however, this evaluation form will be used by the Fire Department to determine if there is compliance with the requirements for a hard-wired smoke detectors.
- is based on the current Truth-in-Sale of Housing Evaluator Guidelines and is based upon different standards than the lender, Federal Housing Administration (FHA) or Veterans Administration (VA).
- is not warranted, by the City of Saint Paul nor by the evaluator for the condition of the building component, nor of the accuracy of this report.
- covers only the items listed on the form and only those items visible at the time of the evaluation. The Evaluator is not required to operate the heating plant (except during the heating season), use a ladder to observe the condition of the roofing, disassemble items or evaluate inaccessible areas.
- is valid for one year from the date of issue and only for the owner named on this report.

Questions regarding this report should be directed to the evaluator. Complaints regarding this report should be directed to Department of Safety and Inspections, Truth-in-Sale of Housing Program, Phone No. 651-266-1900.

EVALUATOR: Roger D. Pass PHONE: 651 690-2122 DATE: 12-29-11

Address: 280 Maple Street

Date: 12-29-11

Page 1 of 4

Property Address: 280 Maple Street

Rating Key: M = Meets minimum B = Below minimum C = See Comment H = Hazardous Y = Yes N = No NV = Not Visible/Viewed NA = Not Applicable

BASEMENT/CELLAR

- 1. Stairs and Handrails B
- 2. Basement/cellar floor M
- 3. Foundation B
- 4. Evidence of dampness or staining Y
- 5. First floor, floor system C
- 6. Beams and columns C

Item # Comment

- Specify location(s), where necessary
- 1. Stairway is steep and has low headroom. Steps are not uniform. Short run of steps. Improper handrail. No double headers around stairwell opening.
 - 3. Foundation is bowed slightly inward and has some loose and missing mortar.
 - 4. Stains and spalling.
 - 5. Limited access and viewing.
 - 6. See 5.
 - 1. Broken step.

ELECTRICAL SERVICE(S) # of Services One

7. Service size:

Amps: 30 _____ 60 _____ 100 X 150 _____ Other _____

Volts: 115 _____ 115/220 X

BASEMENT or METER LOCATION(S) ONLY:

- 8. Electrical service installation/grounding H
- 9. Electrical wiring, outlets and fixtures M

- 8. No grounding wire installed from water meter to service panel.

PLUMBING SYSTEM

- 10. Floor drain(s) (basement) None
- 11. Waste and vent piping (all floors) B,H
- 12. Water piping (all floors) C,H
- 13. Gas piping (all floors) B
- 14. Water heater(s), installation B
- 15. Water heater(s), venting H
- 16. Plumbing fixtures (basement) None

- 11H. Small hole in main sewer cleanout cover.
- 11B. Kitchen and bathroom sink drains are not properly vented. Waste pipe from dishwasher is not looped upward under kitchen sink. No trap or vent visible for stand-pipe in bathroom.
- 12C. Water piping in unheated area.
- 12H. Water is shut off.
- 13. Flexible gas connector to water heater. Loose gas pipe in bathroom.
- 14. Water heater and furnace are installed on a wood floor.
- 15H. Exposed water heater vent where it passes through second floor closet. No fire stopping where water heater vent passes through first floor ceiling.
- 17a. See 14.
- 17c. No make-up combustion air provided for furnace. Missing filter cover. Added vent damper.

HEATING SYSTEM(S) # of one

17. Heating plant(s): Type: FA Fuel: GAS

- a. Installation and visible condition B
- b. Viewed in operation (required in heating season) Y
- c. Combustion venting B

The Evaluator is not required to operate the heating plant(s), except during heating season, between October 15 and April 15.

18. Additional heating unit(s) Type: _____ Fuel: None

- a. Installation and visible condition _____
- b. Viewed in operation _____
- c. Combustion venting _____

19. **ADDITIONAL COMMENTS (1 through 18)** NA

EVALUATOR: Roger D. Pass

DATE: 12-29-11

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Rev 3/2009

Property Address: 280 Maple Street

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Where there are multiple rooms to a category, the Evaluator must specify the room to which a Comment is related.

KITCHEN

		<u>Item #</u>	<u>Comment</u>
20. Walls and ceiling	<u>B</u>	20.	Hole in wall behind range.
21. Floor condition and ceiling height	<u>M</u>		
22. Evidence of dampness or staining	<u>N</u>		
23. Electrical outlets and fixtures	<u>H</u>	23.	Missing outlet cover behind range.
24. Plumbing fixtures	<u>B,C</u>	24B.	Loose sink sprayer.
25. Water flow	<u>C</u>	24C.	See 25.
26. Window size/openable area/mechanical exhaust .	<u>M</u>	25.	Water is shut off - could not fully check.
27. Condition of windows/doors/mech. exhaust	<u>M</u>		

LIVING AND DINING ROOM(S)

28. Walls and ceiling	<u>M</u>		
29. Floor condition and ceiling height	<u>M</u>		
30. Evidence of dampness or staining	<u>N</u>		
31. Electrical outlets and fixtures	<u>B</u>	31.	One outlet in living room is loose and not electrified. Dining room is short one outlet.
32. Window size and openable area	<u>M</u>		
33. Window and door condition	<u>M</u>		

HALLWAYS, STAIRS AND ENTRIES

34. Walls, ceilings, floors	<u>C</u>	34.	Some loose finish,
35. Evidence of dampness or staining	<u>N</u>		
36. Stairs and handrails to upper floors	<u>B</u>	36.	Stairway is narrow and has low headroom. Improper handrail and guardrails.
37. Electrical outlets and fixtures	<u>B</u>	37.	Outlet in upper hallway is loose.
38. Window and door condition	<u>M</u>	39.	Not all smoke detectors work.
39. Smoke detector(s)	<u>H</u>		
Properly located	<u>Y</u>		
* Hard-Wired (HWSD)	<u>Y</u>		

*if N or H in a single family home then SPFire Dept requires HWSD installation

BATHROOM(S)

40. Walls and ceiling	<u>C</u>	40.	Damaged wall finish in closet.
41. Floor condition and ceiling height	<u>B</u>	41.	Notched floor joist.
42. Evidence of dampness or staining	<u>Y</u>	42.	Old stains.
43. Electrical outlets and fixtures	<u>M</u>		
44. Plumbing fixtures	<u>C,B,H</u>	44H.	Bathtub faucet is below the rim of the tub.
45. Water flow	<u>C</u>	44B.	Toilet is too confined.
46. Window size/openable area/mechanical exhaust .	<u>M</u>	44C.	See 25.
47. Condition of windows/doors/mech. exhaust	<u>M</u>	45.	See 25.

SLEEPING ROOM(S)

48. Walls and ceiling	<u>M</u>		
49. Floor condition and ceiling height	<u>B</u>	49.	Low ceiling height in small second floor bedroom.
50. Evidence of dampness or staining	<u>N</u>		
51. Electrical outlets and fixtures	<u>M</u>		
52. Window size and openable area	<u>B</u>	52.	Window in upper front bedroom is too small.
53. Window and door condition	<u>M</u>		

ENCLOSED PORCHES AND OTHER ROOMS

54. Walls, ceiling, and floor, condition	<u>None</u>		
55. Evidence of dampness or staining	<u> </u>		
56. Electrical outlets and fixtures	<u> </u>		
57. Window and door condition	<u> </u>		

ATTIC SPACE (Visible Areas)

58. Roof boards and rafters	<u>No access to attic.</u>		
59. Evidence of dampness or staining	<u> </u>		
60. Electrical wiring/outlets/fixtures	<u> </u>	62.	Small room on first floor is too small for a habitable room - less than 70 square feet.
61. Ventilation	<u> </u>		
62. ADDITIONAL COMMENTS (20 through 61)	<u>B</u>		

CO Detector information reported here

EVALUATOR: Roger D. Pass

DATE: 12-29-11

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Property Address: 280 Maple Street

Rating Key: M = Meets minimum B = Below minimum C = See Comment H = Hazardous Y = Yes N = No NV = Not Visible/Viewed NA = Not Applicable

Item # Comment

EXTERIOR (Visible Areas)

- 63. Foundation B 63. See 3.
- 64. Basement/cellar windows B 64. Openings are covered and in disrepair.
- 65. Drainage (grade) B 65. Poor grade in some areas.
- 66. Exterior walls M
- 67. Doors (frames/storms/screens) B 67. Damaged closing device on front combination door.
- 68. Windows (frames/storms/screens) M
- 69. Open porches, stairways and decks B 69. Upper front step is steep.
- 70. Cornice and trim M
- 71. Roof structure and covering M
- 72. Gutters and downspouts None
- 73. Chimneys B 73. Some loose and missing mortar on chimney. Two improperly capped chimney openings inside house.
- 74. Outlets, fixtures and service entrance M

GARAGE(S) / ACCESSORY STRUCTURE(S)

- 75. Roof structure and covering No garage.
- 76. Wall structure and covering _____
- 77. Slab condition _____
- 78. Garage door(s) _____
- 79. Garage opener(s) - (see important notice #6) _____
- 80. Electrical wiring, outlets and fixtures _____
- 81. ADDITIONAL COMMENTS (63 through 80) B 81. Shed is deteriorated, in disrepair, boarded up and has a missing door.

FIREPLACE/WOODSTOVES # of None

- 82. Dampers installed in fireplaces _____
- 83. Installation _____
- 84. Condition _____



SUPPLEMENTAL INFORMATION - No determination is made whether items meet minimum standards (Y/N, NA, NV, only)

INSULATION	Y/N	Type	Inches/Depth
85. Attic Insulation	<u>NV</u>	_____	_____
86. Foundation Insulation	<u>N</u>	_____	_____
87. Knee Wall Insulation	<u>NA</u>	_____	_____
88. Rim Joist Insulation	<u>N</u>	_____	_____

89. ADDITIONAL COMMENTS (82 through 88) _____

I hereby certify I prepared this report in compliance with the Saint Paul Evaluator Guidelines and all other applicable policies and procedures of the Truth-in-Sale of Housing Board. I have utilized reasonable and ordinary care and diligence and I have noted all conditions found that do not conform to the minimum standards of maintenance.

Roger D. Pass 651 690-2122
Evaluator Signature Phone Number

12-29-11
Date

Printed Name: Roger D. Pass

IMPORTANT NOTICES

1. All single family residences in Saint Paul must have at least one smoke detector connected to the electrical system (hard-wired). The detector must be located near sleeping rooms. For more information call Fire Prevention, 651-266-9090. (Saint Paul Legislative Code, Chapter 58.)
2. Rainleaders connected to the sanitary sewer system must be disconnected. For more information call Public Works, Sewer Utility, (651) 266-6234.
3. A house built before 1978 may have lead paint on/in it. If children ingest lead paint, they can be poisoned. For more information call Ramsey County Public Health, 651-266-1199.
4. Neither the City of Saint Paul nor the Evaluator is responsible for the determination of the presence of airborne particles such as asbestos, noxious gases such as radon, or other conditions of air quality that may be present, nor the conditions which may cause the above.
5. If this building is used for any purpose other than a single family dwelling, it may be illegally zoned. To help you determine legal uses under the zoning ordinance, contact the Zoning Administrator at 651-266-9008.
6. An automatic garage door should reverse upon striking an object. If it does not reverse it poses a serious hazard and should be immediately repaired or replaced.