



# APPLICATION FOR APPEAL

RECEIVED  
APR 04 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 \_\_\_\_\_)
- 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

<b>YOUR HEARING Date and Time:</b>
Tuesday, <u>4-17-12</u>
Time <u>1:30 P.M.</u>
Location of Hearing: <u>Room 330 City Hall/Courthouse</u>

## Address Being Appealed:

Number & Street: 802 Dayton Ave City: St. Paul State: MN Zip: 55104

Appellant/Applicant: Teri Stark - Advantage Property Mgmt. Email teri@advantage.me

Phone Numbers: Business 612-799-9939 Residence \_\_\_\_\_ Cell \_\_\_\_\_

Signature: Teri Stark Date: 3/21/12

Name of Owner (if other than Appellant): Tim Scheuppert

Address (if not Appellant's): 8937 Preserve Boulevard, Eden Prairie, MN 55347

Phone Numbers: Business 651-269-8948 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

Very small difference between current opening and the rule.

802 Dayton Avenue, St. Paul

We are appealing the Certificate of Occupancy egress window requirement for the 2 upstairs bedroom windows in item 4 of the attached inspection report.

At the time of the inspection the opening of the two windows was 20.5 wide by 19 high. We have made an adjustment to the existing windows that now allows an opening height of 21 inches.

We respectfully request that the windows be approved for occupancy with this improved opening height.

Thank you.



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](http://www.stpaul.gov/dsi)

February 15, 2012

TIM SCHUEPPERT  
8937 PRESERVE BLVD  
EDEN PRAIRIE MN 55347-2010

### FIRE INSPECTION CORRECTION NOTICE

RE: 802 DAYTON AVE  
Ref. #109121  
Residential Class: C

Dear Property Representative:

Your building was inspected on February 15, 2012 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 March 23, 2012 at 1:30 PM.**

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. 1st Floor - Bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition. -There are missing baseboard heater covers and one is improperly covered by an exterior roof gutter.  
-Properly install approved baseboard heater covers.

2. 1st Floor - Bedroom - 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.  
-The double hung egress window measured 17 inches height by 21 inches width openable space and has a glazed area of 5.0 square feet. The window does not remain open or closed properly and needs to be repaired.
3. 1st Floor - 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.
4. 2nd Floor - 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.  
-Both second floor bedrooms have double hung egress windows that measure 19 inches height by 20.5 inches width openable space and have a glazed area of 6.2 square feet.
5. 2nd Floor - North Bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-The closet has an open, unused vent pipe that runs down to the porch. Properly seal or remove the vent pipe.
6. 2nd Floor - Stairwell - 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.
7. Basement - Bathroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Repair loose door knob.
8. Basement - Bedroom - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit way.  
-The egress window crank is damaged and does not properly open the window. Immediately repair in an approved manner.
9. Basement - Boiler Room - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.
10. Basement - Boiler Room - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
11. Exterior - Interior - SPLC 34.10 (6), 34.33 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.-There is pigeons roosting in the open attic.

12. Exterior - SPLC 34.09 (1) e, 34.32 (1) d - Provide and maintained the roof weather tight and free from defects.-Replace sections of missing soffit.
13. Interior - 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.
14. Porch - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-9090. -Repair non-grounded three prong outlet.
15. SPLC 34.11 (6), 34.34 (3) - Provide service of heating facility by a licensed contractor which must include a carbon monoxide test. Submit an approved completed copy of the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report to this office.  
Also, heating facilities shall be properly installed, safely maintained and in good working condition.-The boiler recirculation pump motor appears damaged. Evaluate and repair in an approved manner.
16. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

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 this order.

If you have any questions, email me at: [william.beumer@ci.stpaul.mn.us](mailto:william.beumer@ci.stpaul.mn.us) or call me at 651-266-8991 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,

William Beumer  
Fire Inspector

Reference Number 109121