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APPLICATION FOR APPEAL

RECEIVED
APR 12 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

YOUR HEARING Date and Time:

Tuesday, 4-24-12

Time 1:30 P.M.

Location of Hearing:
Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 1255 Edgerton City: St Paul State: MN Zip: 55130

Appellant/Applicant: Sy Vang Monadhenpao Email syvang1953@gmail.com

Phone Numbers: Business _____ Residence _____ Cell 651-210-5869

Signature: [signature] Date: _____

Name of Owner (if other than Appellant): _____

Address (if not Appellant's): 2161 BUHL AVE, NO. ST PAUL, MN 55109

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

/ SEE ATTACHED

#108288

Revised 3/7/2011

APPEAL – FIRE INSPECTION CORRECTION NOTICE
REF#108288 (April 3, 2012)
1255 Edgerton Ave., St. Paul, MN 55130

I am appealing from the deficiency list the clauses which address the window sizes in the bedrooms (#6, 9, 26, 40) which states:

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.

The reason for my appeal are for two reasons:

1. The current windows are relatively new and were installed prior to my acquisition of the home. These windows are all still in good condition and were good enough for the building to obtain a Certificate of Occupancy which is dated April, 2009.
2. The current windows open just ½" -1" short of the required 24" as stated in the Report.

We request that the inspector consider these two items and allows us to keep the current windows.

Thank you,

Sy Vang Mouacheupao

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

April 3, 2012

MOUA SOUA MOUACHEUPAO
2161 BUHL AVE
NORTH ST PAUL MN 55109

FIRE INSPECTION CORRECTION NOTICE

RE: 1255 EDGERTON ST
Ref. #108288
Residential Class: C

Dear Property Representative:

Your building was inspected on April 3, 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 May 4, 2012 at 1:00 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 - Bath - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Repair wall by handicap rail.

2. 1st Floor - Kitchen - NEC 440.13 - For cord-connected equipment such as room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptable shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.- Remove and plug directly into wall outlet.

3. 1st Floor - Kitchen - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Heat vent missing.

4. 1st Floor - Kitchen - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the cabinets in an approved manner.

5. 1st Floor - Northeast bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Missing smoke detector.

6. 1st Floor - Northeast, Southwest, South 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 Occupanices handout for more information.-Double hung window opeings.
H 21.5 - W 22 in.
Glazed area.
H 47 in. - W 22.5

7. 1st Floor - Northwest bedroom - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.

8. 1st Floor - Porch - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Door locked going to porch and exit obstructed. Illegal sleeping room. Discontinue use as bedroom.

9. 1st Floor - Porch - 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 Occupanices handout for more information.

10. 1st Floor - Porch - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Wall vents covered with plastic, remove.

11. 2nd Floor - Hall closet - MSFC 1003.3.1.8 - Remove unapproved locks from the unit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.

12. 2nd Floor - Hall closet # 5 - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Repair hole in door.

13. 2nd Floor - Hall closets # 3 - 5 - NEC 440.13 - For cord-connected equipment such as room air conditioners, household refrigerators and freezers, drinking water coolers, and beverage dispensers, a separable connector or an attachment plug and receptable shall be permitted to serve as the disconnecting means. The appliance must plug directly into a permanent outlet.-2 Closets have appliances on extension cords. Must be plugged directly into wall outlet.

14. 2nd Floor - Bath - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Door handle loose.

15. 2nd Floor - Bedrooms 1 and 2. - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.-Missing smoke detector between rooms.

16. 2nd Floor - Closets - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.-Remove recycling

17. 2nd Floor - Closets #4 - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.

18. 2nd Floor - Kitchen - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.-Repair floorboard under sink.

19. 2nd Floor - Kitchen - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.-Remove grease from walls. you have to clean grease

20. 2nd Floor - Living room closet. - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door frame.

21. 2nd Floor - Living room closet. - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Repair hole in wall.

22. 2nd Floor - Living room closet. - MSFC 1003.3.1.8 - Remove unapproved locks from the unit doors. The door must be openable from the inside without the use of keys or special knowledge or effort.

23. 2nd Floor - Living room. - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window in good condition.-Window does not stay open.

24. 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.-Smoke detector not working. which room.

25. 2nd Floor - North stairwell - SPLC 34.09 (2) 34.32 (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.-Missing returns on handrail

26. 2nd Floor - Northeast 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 Occupanices handout for more information.-Double hung window opening.
H 21.5 in. - W 25 in.
Glazed area.
H 47 in. - W 22.5 in.

27. 2nd Floor - Northeast bedroom - SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

28. 2nd Floor - Northeast bedroom - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-Replace with power strip if needed.

29. 2nd Floor - Northeast bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Missing vent cover on wall.

30. 2nd Floor - Northeast bedroom - Bath - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Chaulk tub.

31. 2nd Floor - Northeast bedroom - Bath - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Missing smoke detector.

32. 2nd Floor - Northwest bedroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Repair holes in wall.

33. 2nd Floor - Northwest bedroom - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Smoke detector not working.

34. 2nd Floor - Northwest bedroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Crack in ceiling.

35. 2nd Floor - Northwest bedroom - bath - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Clean ceiling vent cover in bath.

36. 2nd Floor - Northwest bedroom - bath - SPLC 34.11, SBC 2902.1, SPLC 34.17, MPC 415.0220 - Repair or replace and maintain the plumbing fixture to an operational condition.-Toilet tank handle broke.

37. 2nd Floor - Northwest bedroom - bath - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the walls in an approved manner.-Shower wall by door frame loose.

38. 2nd Floor - West bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the door in good condition.-Install door knob, remove dead bolt.

39. 2nd Floor - West bedroom - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Repair holes in ceiling.

40. 2nd Floor - West 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 Occupanices handout for more

Glazed area.
H 39 in. - W 22.5

41. Basement - Bath - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Cover drain

42. Basement - Baths - SPLC 34.12 (2), 34.35 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition.-Fans not working both baths.

43. Basement - Main room - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the floor in an approved manner.-Tile missing. Replace

44. Basement - Main room - SPLC 34.10 (7), 34.33 (6) - Repair and maintain the ceiling in an approved manner.-Repair crack.

45. Basement - It has come to the attention of this department that a sauna has been constructed in the basement of this property. A permit must be issued be for construction starts. In review of department files no permit was issued.-Apply for permit and have inspected by trade inspector.
Call 266 – 8989

46. Basement - SPLC 34.10 (6), 34.33 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.-Rat droppings in bath cabinet.

47. 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.-Propane tank removed.

48. Basement - 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.

49. Basement - NEC 110-26 - Provide and maintain a minimum of 36 inches clearance in front of all electrical panels.

50. Rear canopy - SPLC 34.08 (5), 34.31 (3) - Repair, replace and maintain all exterior surfaces on fences, sheds, garages and other accessory structures free from holes and deterioration. Provide and maintain exterior unprotected surfaces painted or protected from the elements.-Finish canopy or remove.

51. Thru - out - SPLC 34.09 (3), 34.32 (3) - Provide or repair and maintain the window screen.

52. Thru - out - MSFC 1003.3.1.8 - Remove unapproved locks from the unit doors.-Remove [illegible]lt locks from bedroom doors.

[illegible]ain the window in good

54. Thru - out yard - SPLC 34.08 (1), 34.31 (1) - All exterior property areas shall be maintained free from any accumulation of refuse, garbage or feces.

55. SPLC 62.101 - Use of this property does not conform to zoning ordinance. Discontinue unapproved use or call DSI Zoning at (651) 266-8989 to convert to legal use. Discontinue:- Discontinue use as boarding house in what way?

56. 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.

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: mike.cassidy@ci.stpaul.mn.us or call me at 651-266-8984 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,

Mike Cassidy
Fire Inspector

Reference Number 108288

9008