

Appeal of Parke Schilling to a Correction Notice for property at 824 Fremont Avenue. (NHPI)

The following appeared: Parke Schilling, owner, Lynne Warnecke, girlfriend.

Mr. Schilling stated that he has been told that his parking area is not legal. His family has been in that home since 1945. In the 1950's, his father and he ran an asphalt business back there. The area has deteriorated. In 1994, Mr. Schiller (an inspector) stopped by, said there was a complaint on the property, looked at it, and said the asphalt is gone. Mr. Schilling put down 40 cubic yards of Class 5. The following year, Mr. Schiller suggested he put a privacy fence around it to keep kids out since he is parking vehicles. Mr. Schilling complied with that and put a fence around the entire property. He submitted paperwork in 1995 to the Historic Preservation because he is in an historic area. On the 29th, he met with Lisa Martin (NHPI), and she still insisted that he remove his vehicles because it is not a proper place to park. He went to Amy Spong from Historic Preservation (License, Inspections, Environmental Protection) and she said that was okay a long time ago. Mr. Schilling took the paperwork over and showed it Yaya (Diatta, LIEP). He was okay with everything. He said that was a legal parking area. He would like to get this straightened away. That is the only place to park his motor home and truck. If it is on the street, it is tagged and towed. He also had a conversation with her (Lisa Martin's) boss the other day and gave the background of his limitations. (Mr. Schilling discussed his medical restrictions.) He worked on his home all summer. He was required by Lisa Martin to get the outside of his home done. He worked on his windows. (He discussed issues with replacing the windows.)

Mr. Schilling said that he was a machinist at one time and has a lot of tools. He makes \$900 a month and puts \$200 a month to store his tools, so he is down to \$700 a month. What he used to do in an hour, now takes a week. He has two ill siblings, and he takes care of them. He has an 87 year old mother and he takes care of her. He has asked the city to [leave him alone] so that he can get it done. He would like time to get resolution on this parking area and time to remove what is left. He has moved about 75 to 85% of what is in there.

Ms. Warnecke stated the vehicles are all licensed. Mr. Schilling added that one of the vehicles cited has only one tab on it, and he lost the back tab. He replaced the tabs. His vehicles are up on all fours and they run.

Ms. Moermond stated the first one the inspector called was on sanitation, garbage, junk, vehicle parts around the yard. Ms. Warnecke responded that garbage to her is a food sources, but there is nothing like that out there. Everything like that out there is in a closed garbage can with a cover.

Mr. Schilling stated they met with Ms. Martin's boss Harold Robinson (NHPI). Mr. Robinson looked at a few things that Ms. Martin wanted to remove and he thought they did not have to be removed. He just wanted some stuff out of there. The auto parts are leaving. Once that is gone, the only thing left are snowblowers, ladders, and a lawn mower. The shed is now packed and has no more room.

Ms. Moermond asked what he thinks is a reasonable time. Mr. Schilling responded that at the end of the month he is hoping that is out of there.

Ms. Moermond extended the compliance date to February 2 for Item 1.

Ms. Moermond stated that the vehicles are to be "licensed, operable, secure from unauthorized entry, and parked on an improved surface." They are all drivable except the one that needs a gas tank off of it. Mr. Schilling responded the '54 is a classic and it needs a starter and a battery. He sold it to a neighbor who is trying to get a place to park it. Mr. Schilling is at their discretion. It has tabs. It has a classic license plate. He has not started it for a couple of years.

Ms. Moermond asked what he thinks is a reasonable time for this. Mr. Schilling responded he would hope within the next month or two. Ms. Warnecke added the end of February, as she can keep in touch with this person.

Ms. Moermond extended the compliance date to March 2 for Item 2. Mr. Schilling and Ms. Warnecke agreed.

Ms. Moermond asked about the unauthorized surface. Mr. Schilling stated that he has a trailer, motor home, and a 1975 Chevy plow truck with the blade on the Class 5.

Ms. Moermond stated it is still good Class 5 until it has to be mowed.

(Mr. Schilling and Ms. Warnecke discussed some of the tax issues on the property.)

Ms. Moermond asked have they talked to Dayton's Bluff housing services. Mr. Schilling responded he talked to them a couple of years ago, and there was no grant money.

(There was discussion on mortgages.)

Mr. Schilling stated he put up a fence to keep people out of there. He locked all the gates. He has had problems with thefts and vandalism.

Regarding Item 3, Ms. Moermond is granting the appeal on the site plan, as Mr. Schilling brought in a site plan from 1995. The owner should talk to Dayton's Bluff housing services again. Also, Mr. Schilling should speak to Robin Asfeld and Michelle Vojacek, both of Planning and Economic Development.

(There was discussion on taxes.)

In Summary,

Item 1, Sanitation – the appeal is denied and an extension is granted to February 2, 2007;

Item 2, Vehicles – the appeal is denied and an extension is granted to March 2, 2007;

Item 3, Vehicles, boats, trailers on unapproved parking surface – the appeal is granted as there is an approved site plan from 1995.

The hearing was adjourned at 2:15 p.m.

rn



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

290 City Hall
15 W. Kellogg Boulevard
Saint Paul, Minnesota 55102

Tel.: 651-266-8688
Fax: 651-266-8919
www.stpaul.gov

December 26, 2006

Parke M Schilling
824 Freemont Ave.
St. Paul, MN 55106

RE: 824 Freemont Ave.

Dear Mr. Schilling:

Your application for an appeal has been received and processed.

Please attend the public hearing before the Legislative Hearing Officer on **Tuesday, January 2, 2007** at 1:30 p.m. in Room 330 City Hall and Courthouse to consider your appeal concerning the above referenced property. At that time the Legislative Hearing Officer will hear all parties relative to this action.

Failure to appear at the hearing may result in denial of your appeal.

Sincerely,


Shari Moore
City Clerk

cc.

Lisa Martin, NHPI Inspector
Richard Lippert, NHPI Manager
Marcia Moermond, Legislative Hearing Officer



APPLICATION FOR APPEAL

Saint Paul City Clerk
15 W. Kellogg Blvd., 290 City Hall
Saint Paul, Minnesota 55102
Telephone: (651) 266-8688

RECEIVED
DEC 26 2006
CITY CLERK

1. Address of Property being Appealed: <u>824 Fremont Ave</u>	2. Number of Dwelling Units: <u>1</u>	3. Date of Letter Appealed: <u>12-14-06</u>
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4. Name of Owner: Parke M. Schilling

Address: 824 Fremont City: ST. PAUL State: MN. Zip: 55106

Phone Number: 651-771-0094 Business Residence Cellular

Signature: Parke M Schilling

Appellant / Applicant (if other than owner): _____

Address: _____ City: _____ State: _____ Zip: _____

Phone Number: _____ Business Residence Cellular

Signature: _____

6 State specifically what is being appealed and why (Use an attachment if necessary):

PARKING AREA THIS HAS BEEN A PARKING AREA SINCE THE 1950 AND 10+ YEARS AGO 40 YEAR OLD OF CLASS 5 WAS PUT DOWN TO COVER THE AREA THAT WAS COVERED WITH ASPHALT IN THE PAST AND NO LONGER THERE.

NOTE: A \$25.00 filing fee made payable to the City of Saint Paul must accompany this application as a necessary condition for filing. You must attach a copy of the original orders and any other correspondence relative to this appeal. Any person unsatisfied by the final decision of the City Council may obtain judicial review by timely filing of an action as provided by law in District Court.

For Office Use Only

Date Received:	Fee Received:	Receipt Number:	Date of Hearing:
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CITY OF SAINT PAUL

Christopher B. Coleman, Mayor

*1600 White Bear Ave N
Saint Paul, MN 55106*

*Tel: (651) 266-1900
Fax: (651) 266-1926*

APPOINTMENT LETTER

December 14, 2006

Parke M Schilling
824 Fremont Ave
St Paul MN 55106-5148

Dear Sir or Madam:

An inspection of the property located at 824 FREMONT AVE has been scheduled for:

Friday – December 29, 2006 at 9:30 a.m.

Please have a responsible person available to meet the Inspector. If there is a conflict with the time scheduled or **if you have any questions or request additional information, please contact me at 651-266-1905 to arrange a time when a responsible party can meet me at this property.**

Thank you for your cooperation.

Sincerely,

Lisa Martin
Badge # 326

Enforcement Officer

dj

NEIGHBORHOOD HOUSING & PROPERTY IMPROVEMENT

Richard Lippert, Manager of Code Enforcement



CITY OF SAINT PAUL

Christopher B. Coleman, Mayor

1600 White Bear Ave. N.
Saint Paul, MN 55106-1608

Telephone: 651-266-1900
Facsimile: 651-266-1926

Yog hais tias koj hais lus Hmoob thiab koj tsis to taub tsab ntawv no, hu rau tus txhais lus ntawm (651) 266-1918. Nws yog pab dawb zwb. Si usted habla el Español y no entiende esta nota, llama (651)266-6008 para un traductor. No costo.

December 14, 2006

Parke M Schilling
824 Fremont Ave
St Paul MN 55106-5148

CORRECTION NOTICE

RE: **824 FREMONT AVE**
File #: **05-133189**

Dear Sir or Madam:

The City of Saint Paul, Department of Neighborhood Housing and Property Improvement has inspected the above referenced property on **December 13, 2006** and has determined that the following deficiencies exist in violation of the Saint Paul Legislative Code¹:

1. **SANITATION:** Immediately remove improperly stored or accumulated refuse including; garbage, rubbish, junk, vehicle parts, wood, metal, recycling materials, household items, building materials, rubble, tires, etc., from yard. The Saint Paul Legislative Code requires all exterior property areas to be maintained in a clean and sanitary condition. Usable materials must be stored in an approved manner, so as not to constitute a nuisance.
2. All vehicles must be correctly licensed, operable, secure from unauthorized entry, and parked on an improved surface. Correct violations; store in a garage or remove.
3. Vehicles/Boats/Trailers parked on an unapproved parking surface. Remove, and file a site plan with Zoning for parking spaces in the yard. See attached flyer.

You are hereby notified to correct these deficiencies in accordance with the appropriate codes. The Enforcement Officer will reinspect these premises on or after **December 29, 2006**, by which date the violations noted must be corrected. **Failure to correct these deficiencies may result in the issuance of criminal charges²** and/or a civil lawsuit, and possible abatement/assessment by the City. If you need help finding a loan, go to www.ci.stpaul.mn.us, click on "Departments", click on "Neighborhood Housing and Property Improvement", click on "Resources" . If you're a Senior and need help complying, call 1-800-333-2433. If you're a person with a disability, call the Disability Linkage Line for assistance at 1-866-333-2466.

December 14, 2006
824 FREMONT AVE
Page 2

All repairs and new installations must be made in accordance with the appropriate codes. Permits may be obtained by calling 651-266-9090.

You may file an appeal to this notice by contacting the City Clerk's Office at 651-266-8688. Any appeal must be made in writing within 10 days of this notice. (You must submit a copy of this Notice when you appeal, and pay a filing fee.)

If you have any questions or request additional information, please contact me. To arrange an appointment or request an extension of time³ to complete repairs, you will need to speak directly to me at 651-266-1905.

Sincerely,

**Lisa Martin
Badge # 326
CODE ENFORCEMENT OFFICER**

Footnotes:

- ¹ To see the Legislative Code go to www.stpaul.gov on the internet, click on "Departments", then click on "Neighborhood Housing and Property Improvement", scroll down the page for the "Codes". Most Correction Notices derive from Chapter 34.
- ² Criminal charges can be brought on the day the violation is observed, but generally we allow time to correct unless this is a repeat violation.
- ³ You can see our policy on granting extensions on the internet at www.stpaul.gov, click on "Departments", then click on "Neighborhood Housing and Property Improvement", click on "Rules and Procedures", click on "When Do We Give Extensions?".

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WARNING Code inspection and enforcement trips cost the taxpayers money. If the violations are not corrected within the time period required in this notice, the city's costs in conducting a reinspection after the due date for compliance will be collected from the owner rather than being paid by the taxpayers of the city. If additional new violations are discovered within the next following 12 months, the city's costs in conducting additional inspections at this same location within such 12 months will be collected from the owner rather than being paid by the taxpayers of the city. Any such future costs will be collected by assessment against the real property and are in addition to any other fines or assessments which may be levied against you and your property.

cn60100 12 /05



CITY OF ST. PAUL

HPC

FENCE

BUILDING INSPECTION AND DESIGN
OFFICE OF LICENSE, INSPECTIONS AND ENVIRONMENTAL PROTECTION
350 ST. PETER STREET, SUITE 300
ST. PAUL, MINNESOTA 55102-1510

FENCE PERMIT APPLICATION

Section I - INFORMATIONAL (See back of form for instructions.)

Project Number	Street Name	St, Blvd, Ave, etc.	N, S, E, W	Date
Address	824 Fremont			9/14/95
Contractor	Address	City	State, Zip	Phone
OWNER				
Property Owner	Address	City	State, Zip	Phone
PARKE SCHILLING	824 FREMONT ST.	ST. PAUL	MINNESOTA 55106	771-0094

Type of Property	Type of Fence (Check all applicable boxes.)	ESTIMATED VALUE OF PROJECT	
Commercial <input type="checkbox"/>	Non-Obscuring Fence (Chain Link, Rail, etc.) <input checked="" type="checkbox"/> 1	Privacy Fence <input checked="" type="checkbox"/> 2	\$ 200 185.00
Residential <input checked="" type="checkbox"/>	Barbed Wire Fence (For Commercial Property Only) <input type="checkbox"/> 3	Fence is Required Screening for a Parking Lot? <input type="checkbox"/> 4	Estimated Start Date
Enter number of Dwelling Units <input checked="" type="checkbox"/>			Estimated Completion Date

Length of Fence: 72' WOOD CHAIN LINK	Height of Fence: Feet 6" Inches 0	Will the Fence be erected on a corner Lot? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
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Description of Project	Applicant certifies that all information is correct and that all pertinent state regulations and city ordinances will be complied with in performing the work for which this permit is issued.	SUMMARY OF FEES	
		Permit Fee	\$ 22.00
		Plan Check Fee	\$ —
		Total Permit Fee	\$ 22.00
Contact Person	Applicant's Signature		

For Office Use Only (Make check payable to City of St. Paul)

Approvals/Requirements	File # or Initials	Approvals/Requirements	File # or Initial
1 Site Plan Review	Required <input type="checkbox"/> Approved <input type="checkbox"/>	8 Planned Development	Required <input type="checkbox"/> Approved <input type="checkbox"/>
2 Variance	Required <input type="checkbox"/> Approved <input type="checkbox"/>	9 Capitol District	Required <input type="checkbox"/> Approved <input type="checkbox"/>
4 Historical Plan	Required <input checked="" type="checkbox"/> Approved <input type="checkbox"/> F2456 AR	10 Certificate of Insurance	Required <input type="checkbox"/> Approved <input type="checkbox"/>
11 Other (Specify)			Required <input type="checkbox"/> Approved <input type="checkbox"/>

Zoning Remarks	Zoning District	LOT SIZE Width Depth
	Property Usage	
	Reviewed By	Date

Occupancy Group	PLAN NUMBER
Type of Construction	
Use Codes	STATE VALUATION

508745

72' wood
30' chain link

new wood fence
to be painted

Alley

Wall

fence

Driveway

Shed

existing wood privacy

fence
new chain link

Driveway

pkc
class
fence

side walk

Name

PLAN APPROVED

Heritage Preservation Commission
City of St. Paul

File # 2456

Address 824 Fremont

Date 9-17-95

Aaron Rebenstein

Arcade

HISTORIC PROPERTY INVENTORY
SAINT PAUL HERITAGE PRESERVATION COMMISSION

4/89

ADDRESS OR LOCATION: 824 Fremont Avenue

HISTORIC NAME:

CONSTRUCTION DATE(S): 12-10-1901 (p)

ORIGINAL USE: dwelling

ARCHITECT:

SIGNIFICANT OWNERS OR OCCUPANTS (O-ORIGINAL):

BUILDER: G. Kroerner (p)

G. Mueller (p)
Helene Mueller (1905d-bonds)

STORIES AND STYLE: 1 1/2 story late
Victorian patternbook cottage

CURRENT NAME:

MAJOR B-PERMITS (1-START): 1 - 39300

CURRENT USE: dwelling

COST: \$2,400 (p)

DESIGNATION STATUS

ORIGINAL DIMENSIONS: 24 x 35 x 29 (p)

HPC INDIVIDUAL DISTRICT CONTRIBUTING
 NONCONTRIBUTING

WALL STRUCTURE AND FACINGS:

NRHP INDIVIDUAL DISTRICT CONTRIBUTING
 MULTIPLE PROP NONCONTRIBUTING

frame, cement-asbestos on clapboard
or shingles

ROOF TYPE AND MATERIALS:

L-gabled, asphalt

1983 RAMSEY COUNTY HISTORIC SITE SURVEY REPORT
 SURVEYED DECLARED ELIGIBLE
 NOT SURVEYED DECLARED SIGNIFICANT

FOUNDATION MATERIALS:

limestone

CURRENT SURVEYOR EVALUATION

RECOMMENDED FOR HPC DESIGNATION

ARCHITECTURAL SIGNIFICANCE/CHARACTER/DETAILS:

Excellent example of classicized Queen
Anne cottage, complete with Ionic
columns, gable returns, attic oculus,
and eyebrow window.

INDIVIDUAL DISTRICT PIVOTAL
 DISTRICT CONTRIBUTING
 DISTRICT NONCONTRIBUTING

ELIGIBLE FOR NRHP

INDIVIDUAL MULTIPLE PROPERTY DISTRICT
 NOT ELIGIBLE FOR NRHP
 FURTHER RESEARCH IS REQUIRED

ALTERATION/DEGRADATION

Porch enclosure.

SIGNIFICANT HISTORICAL ASSOCIATIONS AND CONTEXTS

Helene Mueller was a teacher at Jackson School.

REFERENCES

- p-BUILDING PERMIT
- pc-PERMIT INDEX CARD
- fc-FIELD ASSESSMENT CARD, C. 1914-1920
- m-WPA MORTGAGE FILE
- wd-WPA DEED FILE

- b-DUAL CITY BLUEBOOK
- d-CITY DIRECTORY
- a-SHOWN IN HOPKINS' ATLAS, 1884
- g-ST. PAUL DAILY GLOBE DECEMBER 31,

PIN ID: 33-29-22-23-0192-2 & 33-29-22-23-0193-5.

CURRENT OWNER'S NAME AND ADDRESS:

L. C. Schilling, et. al.
834 Fremont Avenue
St. Paul, MN 55106



LEGAL DESCRIPTION (USE BACK IF NECESSARY):

Lots 1 through 2, Block 90, Walther & Schnittger's Subdivision of Block 90, Lyman Dayton's Addition