



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

310 City Hall, 15 W. Kellogg Blvd.
Saint Paul, Minnesota 55102
Telephone: (651) 266-8585

RECEIVED

MAY 24 2013

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number 351952)
 - Copy of the City-issued orders/letter being appealed
 - Attachments you may wish to include
 - This appeal form completed
 - Walk-In OR Mail-In
- for abatement orders only: Email OR Fax

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>June 4, 2013</u>
Time <u>11:30 a.m.</u>
Location of Hearing: Room <u>330 City Hall/Courthouse</u>

Address Being Appealed:

Number & Street: 1009 Seminary City: St. Paul State: MN Zip: 55104

Appellant/Applicant: Mary Poe, David W. Franzen Email Marysp44@yahoo.com

Phone Numbers: Business 612-619-3257 Residence 651-330-0315 Cell 651-822-9251

Signature: David W. Franzen Date: 5-24-2013

Name of Owner (if other than Appellant): David W. Franzen

Mailing Address if Not Appellant's: X 1013 Seminary Ave St. Paul 55104

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
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

Revocation of fire certificate of occupancy and order to vacate.

would like more time to complete the repairs.



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/dsj

May 23, 2013

DAVID W FRANZEN
1013 SEMINARY AVE
ST PAUL MN 55104-1526

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 1009 SEMINARY AVE
Ref. # 102979

Dear Property Representative:

Your building was reinspected on May 23, 2013, in response to a complaint. Since you have failed to comply with the applicable requirements, it has become necessary to revoke the Certificate of Occupancy in accordance with Section 40.06 of the Saint Paul Legislative Code. **A reinspection will be made on June 3, 2013 at 9:00am. All work must be completed or the property must be vacated by this date.**

The Saint Paul Legislative Code further provides that no building shall be occupied without a Certificate of Occupancy. Failure to immediately complete the following deficiency list or the building vacated may result in a criminal citation.

DEFICIENCY LIST

1. Exterior – Parking Area - SPLC 34.08 (7) - All parking spaces shall be paved with asphalt, concrete, or durable dustless surfacing. Before any existing spaces may be paved, site plan approval must be obtained as specified in the St. Paul Zoning Code. Contact DSI Zoning at 651-266-9090.
2. Exterior - Garage - SPLC 71.01 - The address posted is not visible from street. (HN-1)- Provide reflective numbers or background or illuminate at night.
3. Exterior - Throughout - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass. -Replace all broken windows throughout.
4. Exterior - Throughout - SPLC 34.09 (3), 34.33 (3) -Provide or repair and maintain the window screens. -Replace all torn or missing screens.
5. Exterior - Throughout - SPLC 34.09 (2), 34.32(2) - Repair or replace the unsafe stairways. -Repair or replace the torn carpet on the front stairs that creates a trip hazard.

6. Exterior - Throughout - SPLC 34.08 (1), 34.31 (1) - All exterior property areas shall be maintained free from any accumulation of refuse, garbage or feces. -Remove all dog feces, broken glass, beer bottles, and furniture from the exterior of property.
7. Garage - MSFC 315.2 - Provide and maintain orderly storage of materials.
8. Garage - MSFC 315.2 - Provide and maintain stable piles and stacks of materials
9. Garage - MN Stat 299F.18 - Immediately remove and discontinue excessive accumulation of combustible materials.
10. Garage - 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. Owner has indicated garage is in use by party that does not permanently live at the address.
11. Interior - Basement - 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.
12. Interior - Basement - SPLC 34.10 (5), 34.33 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition. -Basement is covered in cat litter, garbage, and water soaked clothing.
13. Interior - Basement - MSFC 315.2 - Provide and maintain orderly storage of materials.
 1. 14. Interior - Basement - SPLC 4715.0200.F.M. - Repair the clogged drain line. - Laundry tub is filled with water and unable to drain.
15. Interior - Bedroom Light - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989. -Bedroom light has been cut and spliced with an extension cord.
16. Interior - Kitchen - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner. -Kitchen floor is rotted and flooring covering is cracked and missing.
17. Interior - Stove - SPLC 34.12 (2), SPLC 34.36 (1) - Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code. -Stove and oven are not functioning. Door is broken. Burners are covered in grease and will not operate.
18. Interior - Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner. -Repair or replace the carpeting where torn or missing.
19. Interior - Throughout - 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.

20. Interior - Water Heater and Furnace - UMC 1346.703 - Provide 30 inches clearance around all mechanical equipment.
21. Interior - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner. -Tile wall covering is pulled away and missing in the kitchen and bathroom.
22. Interior - MSFC 901.6 - Provide required annual maintenance of the fire extinguishers by a qualified person and tag the fire extinguishers with the date of service. -Several fire extinguishers are outdated. Service, provide new, or remove.
23. Interior - NEC 110-26 - Provide and maintain a minimum of 36 inches clearance in front of all electrical panels.
24. Interior - SPLC 34.08 (3) - Provide and maintain suitable ground cover on all exterior areas to control erosion.
25. Interior - SPLC 34.09 (3) i - Provide and maintain an approved one-inch throw single cylinder deadbolt lock. -Provide an approved deadbolt lock on the front entry door.
26. Interior - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.
27. Interior - MSFC 1028.3 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway. -Remove the garbage on the basement steps.
28. Interior - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.

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: (651-266-8585) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: adrian.neis@ci.stpaul.mn.us or call me at 651-266-8992 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

A.J. Neis
Fire Inspection Supervisor

Ref. # 102979

CC: Mary Pope, Property Manager marysp44@yahoo.com