



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

JUL 07 2014

CITY CLERK

We need the following to process your appeal:

- ☒ \$25 filing fee payable to the City of Saint Paul
(if cash: receipt number check 5939)
 - ☒ 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, July 15, 2014

Time 1:30 pm

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 374 CHEROKEE AVE City: ST PAUL State: MN Zip: 55107

Appellant/Applicant: FAYE SPARKS Email: faye.sparks@senate.mn

Phone Numbers: Business 651-296-4175 Residence 651-227-6191 Cell 651-983-7639

Signature: Faye Sparks Date: June 30, 2014

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: _____

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

Senate

State of Minnesota

To Whom It May Concern:

I am an "accidental" landlord, who purchased this house in 2004 as a place for my elderly dad and brother to live in. (I live in a condo one block away.) My father passed away shortly after I purchased it and because I had bought at the peak of the market and the housing bubble burst - I ended up having to rent this house out.

It is not a "garbage house." I put in a great deal of hard work myself and I can't really afford to do anything else with it. My rent is \$1600 a month and my payment (with ever-rising taxes and insurance costs) is \$1590.⁰⁰

I am enclosing a photo of this house. I am surprised and dismayed at the long list of mandated improvements and required "tests" - "hire a contractor to come inspect fireplace chimney" when the fireplace is not used and has not been used (as part of lease agreement) ??

Senate

State of Minnesota

I could literally be forced to spend thousands of dollars, which does not seem fair. I work for the Senate Commerce Committee and have worked for the Senate for 25 years — I know there are dangerous and unsafe rental units throughout the city. Mine is not dangerous or unsafe. I have been involved in the building code issue here at the Capitol — I understand the lawsuit that the city lost by imposing Code and building rules more strict than the state building code. I do not believe it is necessary for me to spend the thousands of dollars that this could cost me. When the house was inspected several years ago, it passed with "flying colors" and didn't necessitate another inspection annually — all of a sudden, this house has numerous infractions?

Please help me understand who is helped by this?

Faye Sparker



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

June 24, 2014

FAYE E SPARKS
322 STATE CAPITOL
ST PAUL MN 55155

FIRE INSPECTION CORRECTION NOTICE

RE: 374 CHEROKEE AVE
Ref. #109509
Residential Class: C

Dear Property Representative:

Your building was inspected on June 23, 2014 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 August 15, 2014 at 11:30 am.

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. 2nd Floor - North Bedroom - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.-Missing light cover and bulb.
2. Basement - Bathtub Faucet - SPLC 34.11, MSBC 2902.1, SPLC 34.17, MSPC 415.0220
- Repair or replace and maintain all parts of the plumbing system to an operational condition.-Put faucet back onto bathtub. Faucet sitting in tub.

3. Basement - Dryer Vent - MSMC 504.6 - Provide, repair or replace the dryer exhaust duct. Exhaust ducts for domestic clothes dryers shall be constructed of metal and shall have a smooth interior finish. The exhaust duct shall be a minimum nominal size of four inches (102 mm) in diameter and installed in accordance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-8989.-Remove vinyl venting and replace with solid aluminum venting.
4. Basement/Garage - Door - MSFC 703 - Provide, repair or replace the fire rated door and assembly. -Install missing door closer on garage door leading into basement.
5. Exterior - Downspouts/Gutters - SPLC 34.08(5), 34.32(3) - All accessory structures including, but not limited to, detached garages, sheds and fences shall be maintained structurally sound and in good repair. Provide and maintain exterior unprotected surfaces painted or protected from the elements.-Repair or replace missing downspout pieces to allow for property drainage away from the property. Clean out all gutters throughout.
6. Exterior - Junk Vehicle - SPLC 163.03, 163.01 (2), (3) - Currently license (tabs) all vehicles on the property and return the vehicles to an operative mechanical condition or remove vehicles from the property.-XDW 552 vehicle parked in drive way. Expired tabs and flat tires. Tenant must maintain all vehicles on property or remove within 30 days.
7. House - Foundation Walls - SPLC 34.09 (1) a, 34.32 (1) a - Provide and maintain foundation elements to adequately support this building at all points.-Clean out and seal between foundation walls and sidewalks.
8. House - Roof - SPLC 34.09 (1) e, 34.32 (1) d - Provide and maintained the roof weather tight and free from defects.-Back side of house roof is curling.
9. House - South Wall - SPLC 34.09 (1) b,c, 34.33 (1) b, c - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.-Repair cracked stucco on south house wall.
10. Interior - Fireplace - 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.-Hire a contractor to come clean and inspect fireplace/chimney.
11. Main Floor - Bathroom Ceiling - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the ceiling in an approved manner.-Patch the holes and/or cracks in the ceiling.
12. North Exterior - Staircase/Retaining Walls - SPLC 34.09 (2), 34.32(2) - Repair or replace the unsafe stairways, porch, decks or railings in an approved manner. This work may require a permit(s). Call DSI at (651) 266-9090.-Repair cracks in north cement staircases and retaining walls throughout.

13. 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.
14. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.
15. 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.- Remove charcoal and lawn mower stored inside the house.

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: sean.westenhofer@ci.stpaul.mn.us or call me at 651-266-8982 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,

Sean Westenhofer
Fire Inspector
Ref. # 109509

*stpaul.gov
top right
app for appeal
pdf*



Rent this House on the Mississippi Riverbluff

*374 Cherokee Ave
St Paul*

651-227-6191



FOR RENT
BDRM-
277-4191