



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

OCT 09 2014

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number Check 1490)
 - 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

CITY CLERK

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>Oct. 21, 2014</u>
Time <u>10:30 AM</u>
Location of Hearing: Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 1958 Margaret St. City: St. Paul State: MN Zip: 55119

Appellant/Applicant: Asbury Real Estate Email Kyle.b.dalton@gmail.com

Phone Numbers: Business 651-587-8194 Residence Same Cell Same

Signature: [Signature] Date: 9/29/14

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: 3399 Kent Street #104 Shoreview, MN 55126

Phone Numbers: Business 651-587-8194 Residence Same Cell Same

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/Correction Ceiling height of Bedrooms and size of south bedroom due to age of building.
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)



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

September 23, 2014

SILVIA DALTON
KYLE B DALTON
1110 CARLTON DR
ARDEN HILLS MN 55112-3707

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES
1958 MARGARET ST

Ref. # 108827

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on September 22, 2014. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately.

A reinspection will be made on October 23, 2014 at 2:00pm.

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 be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

DEFICIENCY LIST

1. Basement - Bottom of stairs - 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.
-There was an empty smoke detector bracket in the basement.
2. Driveway - Chevy truck - 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.-The truck did not have current tabs.
3. Exterior - Throughout - SPLC 34.09 (3), 34.33 (3) -Provide or repair and maintain the window screen.-

4. First floor - Bathroom - SPLC 34.14 (3), MPC 4715.200.T - Provide and maintain a window or approved ventilation system in all bathrooms.-Repair the vent fan in the first floor bathroom that was not functioning.
5. First floor - Bathroom sink - SPLC 34.11(5), 34.34(2), SPC 4715.0200Q - Provide adequate hot water between 120 degrees F and 130 degrees F.-There was no hot water in the first floor bathroom sink. Tenant stated that there was hot water, but he had turned it off because the drain was clogged.
6. First floor - Bathroom vent fan - MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.-
7. First floor - Kitchen - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the floor in an approved manner.-
8. First floor - North screen door - Ext. Door SPLC 34.09 (3), 34.33 (3) - Repair and maintain the door in good condition.-Repair the handle for the first floor north screen door.
9. First floor - Stairs to basement - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner. -Patch the hole in the wall on the stairs to the basement.
10. First floor - West entry - Ext. Door SPLC 34.09 (3), 34.33 (3) - Repair and maintain the door in good condition.-Repair the west entry door. The tenant had to lift the door up and force it closed.
11. Interior - Throughout - SPLC 34.19 - Provide access to the inspector to all areas of the building.-Allow inspector access to the building for a certificate of occupancy reinspection. Failure to comply may result in enforcement action.
12. Second floor - North bedroom - SPLC 34.09 (3), 34.32 (3) - Repair and maintain the window glass.-
13. Second floor - North bedroom - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.-The bedroom ceiling height is only 6'4" at its tallest point.
14. Second floor - North bedroom - SPLC 34.13 (3), SPLC 34.17 (2) - Reduce and maintain the number of occupants in the sleeping rooms to:1-The square footage of this room is 90 square feet. Tenant stated that it was occupied by two children ages 12 and 9.
15. Second floor - South bedroom - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.-The height of the ceiling is 6'4" at its tallest point.
16. Second floor - South bedroom - SPLC 34.13 (3), SPLC 34.17 (2) - Reduce and maintain the number of occupants in the sleeping room to:0-The square footage of this room is 65.25 square feet. Tenant stated that there were two children ages 5 and 3 that sleep in the room.

17. Second floor - Throughout - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner. -Paint the walls in the second floor that are covered in crayon and markers.

18. Second floor - Closet in hallway - 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. -Provide a handle for the second floor closet hallway that was missing at time of inspection.

19. Second floor - Stairs to second floor - SPLC 34.10 (7), 34.34 (6) - Repair and maintain the walls in an approved manner. -Patch the hole in the wall on the stairs to the second floor.

20. 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.

21. 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: (651-266-8585) and must be filed within 10 days of the date of the original orders.

If you have any questions, email me at george.niemeyer@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,

George Niemeyer
Fire Inspector
Ref. # 108827