APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED
JUN 22 2015
CITY CLERK

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

We need the following to process your appeal:

- [X] **$25 filing fee** (non-refundable) **(payable to the City of Saint Paul)**
  (if cash: receipt number_____)
- [X] **Copy of the City-issued orders/letter being appealed**
- [X] **Attachments you may wish to include**
- [X] **This appeal form completed**

☐ **Walk-In** *OR* [X] **Mail-In**

for abatement orders only: ☐ **Email** *OR* ☐ **Fax**

HEARING DATE & TIME
(provided by Legislative Hearing Office)
Tuesday, July 7, 2015

Time 11:00 a.m.
Location of Hearing:
Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 432 ATWATER ST. City: ST. PAUL State: MN Zip: 55117

Appellant/Applicant: DAN LINDERS LINDERS SPECIALTY CO. Email DAN@LSCMETALFAB.COM

Phone Numbers: Business 651-488-0538 Residence _____ Cell 651-239-3116

Signature: Daniel F. Linders Date: _____

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**
- [X] **Summary/Vehicle Abatement**
- ☐ **Fire C of O Deficiency List/Correction**
- **Code Enforcement Correction Notice** ALL WASTE AND REFUSE INITIATED FROM CITY PROPERTY.
- ☐ **Vacant Building Registration**
- ☐ **Other** (Fence Variance, Code Compliance, etc.)

June 15, 2015

15 - 127767

CITY OF SAINT PAUL
DEPARTMENT OF SAFETY AND INSPECTIONS
DIVISION OF CODE ENFORCEMENT
375 Jackson Street, Suite 220
Saint Paul, MN 55101-1806

SUMMARY ABATEMENT ORDER

330

- Yog tias koj tsis to taub tsab ntawv no, hu rau (651) 266-8989. Peb mam nhriav ib tug Hmoob los pab txhais Nws yuav pab dawb xwb.
- Si necessita un traductor, por favor llamanos al (651)266-8989. No costo.

Linders Family Holding Co Llc
432 Atwater St
Saint Paul MN 55117-5207

Linders Specialty Co.
432 Atwater St
Saint Paul MN 55117

Occupant
432 ATWATER ST
St. Paul, MN 55117-5207

As owner or person(s) responsible for: 432 ATWATER ST you are hereby ordered to eliminate all nuisance conditions which are in violation of Chapter 45 of Saint Paul Legislative Code.

[X] **Remove improperly stored or accumulated refuse including: garbage, rubbish, discarded furniture, appliances, vehicle parts, scrap wood and metal, recycling materials, household items, building materials or rubble, tires, brush, etc., from yard areas. Remove loose and scattered refuse throughout behind the building.**

[ ] **Cut and remove tall grass, weeds and rank plant growth.**

[ ] **Remove and properly dispose of all animal feces from yard areas.**

[ ] **IMMEDIATELY secure all buildings which are open to unauthorized entry, including:**

[ ] **Other:**

If you do not correct the nuisance or file an appeal **before June 22, 2015,** the City will correct the nuisance and charge all costs, including boarding costs, against the property as a special assessment to be collected in the same way as property taxes. Charges: If the City corrects the nuisance, the charges will include the cost of correction, inspection, travel time, equipment, etc. The rate will be approximately $260.00 per hour plus expenses for abatement.

You must maintain the premises in a clean condition and provide proper and adequate refuse storage at all times

FAILURE TO COMPLY MAY RESULT IN A CRIMINAL CITATION

Issued by: Sean Westenhofer *Badge* Number 330 *Phone Number* 651-266-1924
If you have any questions about this order, the requirements or the deadline, you should contact the Inspector listed above, Monday through Friday.

Appeals: You may appeal this order and obtain a hearing before the City Council by completing an appeal application with the City Clerk before the appeal deadline noted above or seven (7) days after the date mailed, whichever comes first. No appeals may be filed after that date. You may obtain an appeal application from the City Clerk's Office, Room 310, City Hall, St. Paul, MN 55102. The telephone number is (651) 266-8585. You must submit a copy of this Correction Order with your appeal application.

*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.

Appeal to Abatement Order 15-127767

During the week of June 8th, I emailed the City of St. Paul to file a complaint regarding the garbage that was being thrown onto our property on 432 Atwater Street. A Code Enforcement Officer came out to survey the garbage that was being dumped from the sidewalk along Atwater down the hill and onto our property.

We are in the process of updating our building and want to work with the city to improve our side of the street. The first task we undertook was the painting of the building. We requested that the city trim the brush back so we would be able to paint the back side of the building. Instead of trimming the trees, the city chose to remove several trees leaving stumps and some downed brush. They explained that the remaining brush was on our property and that we are responsible for its removal. Since there are no visible property stakes we are unaware of where our property ends and the City's property begins. We have requested, and received approval from the City Engineering Department, to come out and mark the lot lines.

Over the years, we have had various St. Paul citizens choose the rear of our building as their home. They sleep alongside of the building, leave trash, paint graffiti and cook meth. We are trying to clean up our side of the street by repainting our building and installing lights to dissuade people from their activities. Attached are pictures of our side of the street and the south side of Como. While the south side is perfectly manicured our side receives no attention.

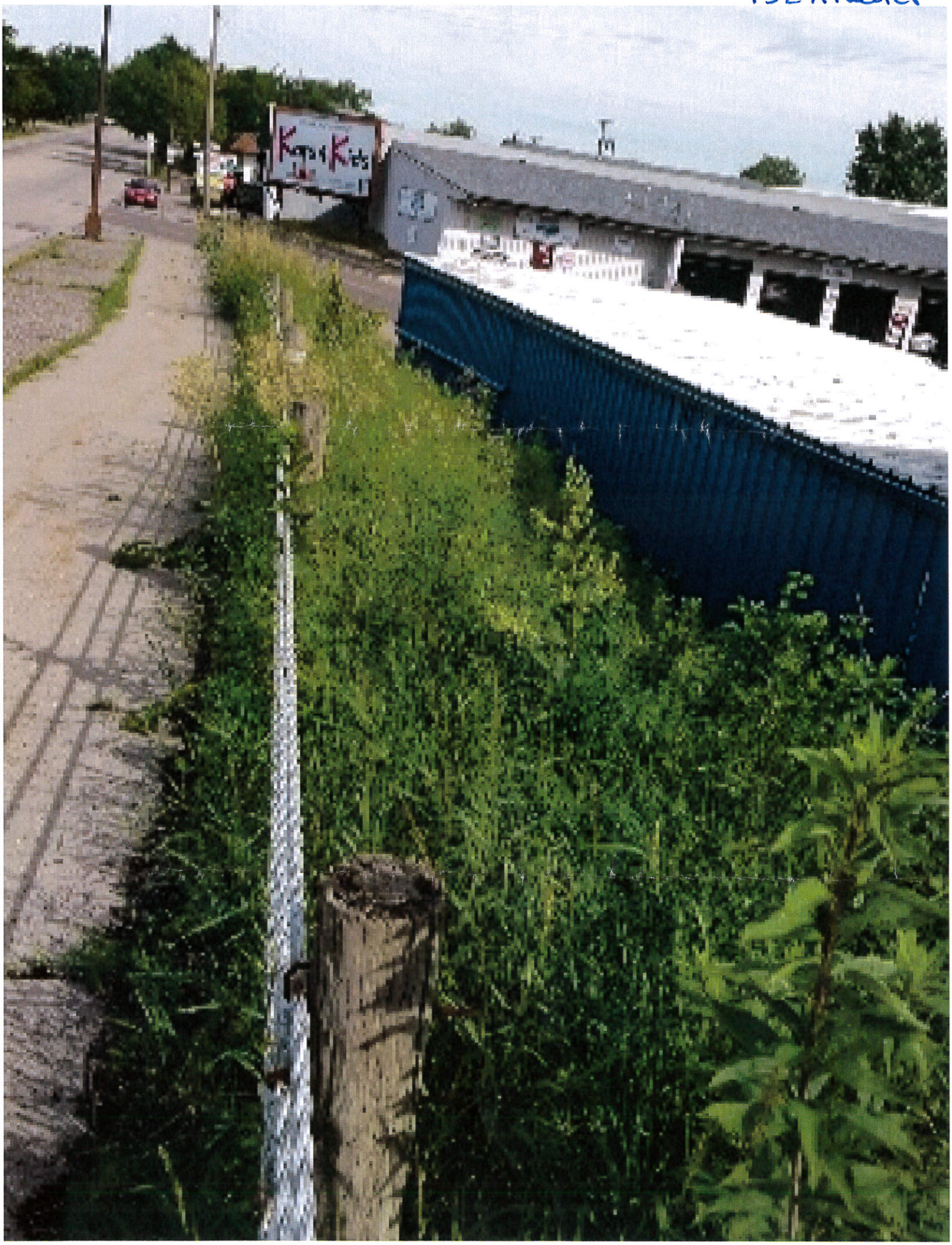
As a business resident of St. Paul since 1980, we are hoping to work with the City to beautify both sides of the street. For our effort, we were rewarded with a summary abatement order and instructed to clean up years of debris which originated from City land and was deposited onto our property. In addition, the cleanup is to be completed by June 22nd merely five days after receipt of the letter

We request abatement of this order and would like to work on a joint solution with the City that will bring lasting beauty to our side of the street as well. I look forward to working with the City Council to move this project forward and eagerly await your response.

Sincerely,

Dan Linders

Dan Linders
Vice President
Linders Specialty Company, Inc.
432 Atwater St.
St. Paul, MN 55117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