



# APPLICATION FOR APPEAL

**Saint Paul City Council – Legislative Hearings**  
**RECEIVED**

AUG 12 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:

- ☒ \$25 filing fee (non-refundable) (payable to the City of Saint Paul)  
 (if cash: receipt number check # 6290)
- ☒ 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, August 25

Time 1:30 p.m.

Location of Hearing:

Room 330 City Hall/Courthouse

## Address Being Appealed:

Number & Street: 2033 Nokomis Ave City: St. Paul State: MN Zip: 55119

Appellant/Applicant: Tong P. Yang Email: tongpyang@hotmail.com

Phone Numbers: Business 651-292-8705 Residence none Cell 651-485-1485

Signature: [Signature] Date: 8/10/15

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/Correction
- ☒ Code Enforcement Correction Notice
- ☐ Vacant Building Registration
- ☐ Other (Fence Variance, Code Compliance, etc.)

**Tong P. Yang & Xo Lee Yang**  
15240 S. 68<sup>th</sup> St  
Hastings, MN 55033  
Cell:651-485-1485 Fax:651-488-7364  
[Tongpyang@hotmail.com](mailto:Tongpyang@hotmail.com)

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August 10, 2015

RE: 2033 Nokomis Ave  
St. Paul, MN 55119

I'm not satisfy the inspection from City of St. Paul inspector, Mr. Jonathan Gaulke. Mr. Gaulke was inspected my rental house for many time and still not approve for his inspection due to he was always added up the commends whenever he came back for reinspection, this is unfair and a type of hatre.

The house was built 1922 and is now listing at the county as 3 bedrooms( see Exhibit 3)

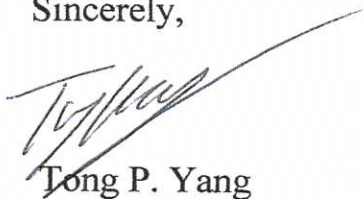
Mr. Gaulke would not approve for the codes(see Exhibit 1):

- 1.The bedrooms ceilings are not high 7 feet.
- 2.The windows are not legal to the standard size.(one of the upstairs window was install by contractor and approve from City Inspector. One window is large enough for escape and no need to change new window) See Exhibit 2

**This is for the appeal hearing against Mr. Gaulke as unfair process and I would need my 2 bedrooms back.**

Thanks

Sincerely,



Tong P. Yang

Exhibit 1

DEPARTMENT OF SAFETY AND INSPECTIONS  
Fire Inspection Division  
Ricardo X. Cervantes, Director



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](http://www.stpaul.gov/dsi)

August 5, 2015

TONG PAO YANG  
XO LEE YANG  
15240 -- 68TH ST S  
HASTINGS MN 55033-9714

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES  
2033 NOKOMIS AVE Ref. # 118784

Your building was re-inspected for the Fire Certificate of Occupancy on July 15, 2015.  
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 August 27, 2015 at 2pm.**

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.

1. EXTERIOR - 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.-maintain the retaining wall so it doesn't fall and any hazards associated with it from the fire.
2. UPPER LEVEL - BEDROOMS - SPLC 34.13 (1) - Provide and maintain all habitable areas with a ceiling height of 7 feet over 1/2 the floor area.-Measured at 73 inches in both rooms on upper level
3. UPPER LEVEL - BEDROOM - MSFC 1026.1 - Provide and maintain an approved escape window from each sleeping room or area, or discontinue use of area as a sleeping room. This work may require permit(s). Call DSI at (651) 266-8989.-Window measured 19 x 28

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 [Jonathan.Gaulke@ci.stpaul.mn.us](mailto:Jonathan.Gaulke@ci.stpaul.mn.us) or call me at 651-266-8994 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,

Jonathan Gaulke  
Fire Inspector  
Ref. # 118784

# Exhibit 2



**This window was installed and approve from the City Inspector(See the enclosed permit)**



# BUILDING PERMIT

PERMIT#: 20 15 022443  
Issued Date: March 31, 2015

**CITY OF SAINT PAUL**  
Department of Safety & Inspections  
375 Jackson Street, Suite 220  
Saint Paul, MN 55101- 1806  
[www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)  
Phone: 651- 266- 8989  
Fax: 651- 266- 9124

## CONTRACTOR:

YANGS GROUP CONTRACTOR CORP  
1490 BURNS AVE  
ST PAUL MN 55106

## OWNER:

TONG PAO YANG  
1086 RICE ST  
SAINT PAUL MN 55117- 4922

## PERMIT ADDRESS:

2033 NOKOMIS AVE  
ST PAUL MN 55119- 3528

Inspector: Dave P. N.

Phone: 651- 266- 9027

Schedule Inspection:  
7:30- 9:00 AM Monday - Friday

SUB TYPE: Single Family Dwelling

WORK TYPE: Repair

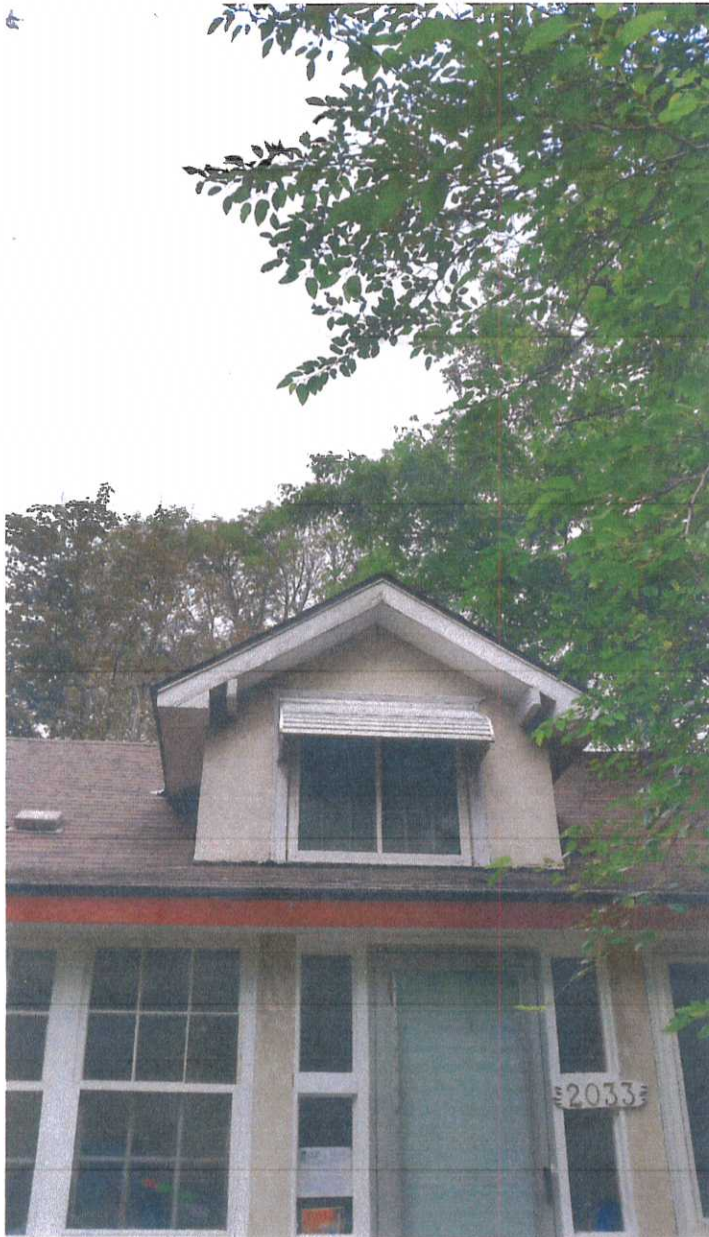
|                                      |                           |                              |                    |
|--------------------------------------|---------------------------|------------------------------|--------------------|
| State Valuation                      | \$1,500.00                | Scope of Repair Work         | Minor Repair       |
| Interior/Exterior?                   | Both Int. and Ext.        | Structural Work?             | No Structural Work |
| Change/Expansion of Use?             | No                        | Plan Number                  | None               |
| Windows (Replacement)                | Yes                       | # of Windows                 | 1                  |
| Valuation Override                   | No                        | # of Existing Dwelling Units | 1                  |
| Existing Primary Use (Single Family) | R- Single Family Dwelling |                              |                    |

## FEES

|              |                |
|--------------|----------------|
| Permit Fee   | 67.96          |
| Surcharge B  | 0.75           |
| <b>TOTAL</b> | <b>\$68.71</b> |

INSTALL NEW EGRESS WINDOW UPSTAIRS IN BEDROOM TO MEET CODE. \*\*Windows - Safety Glass is required within a tub or shower enclosure, within 2 feet of doors and adjacent to stairs and stair landings, when the glass is less than 60 inches above a walking or standing surface. See other specifics in Section R308 of the International Residential Code (1- and 2- family dwellings) or Chapter 24 of the International Building Code (multi- family and commercial). NOTE: Smoke alarms shall be installed as specified in the Minnesota State Residential Code, Sec. R313. Call the Area Building Inspector between 7:30- 9:00am (M- F) when work is complete or if any problems/questions arise. NOTE: Per Section 33.04 of the Legislative Code all exterior work must be completed within one year of permit issuance. \*Smoke Alarms are required in all sleeping rooms and outside of each sleeping area in the immediate vicinity of the sleeping rooms. In multi- story or multi- level homes, a smoke alarm is required on each story and in basements. The State Code requires all smoke alarms to be inter- connected and hard wired as per new dwellings unless the exceptions to R317 apply. Exception 1:.....where the alterations or repairs do not result in the removal of the interior wall or ceiling finishes exposing the structure, unless there is a crawlspace, attic or basement available which could provide access for hard- wiring & interconnection without the removal of interior finishes. Exception2: Work on the exterior which does not require entry into the interior for inspection. Note, however, that the St. Paul Legislative Code requires at least one (1) "hard- wired" smoke detector connected to the house wiring. Battery backup must be provided for newly installed "hard- wired" detectors. NOTE ALSO: New or remodeled bedrooms must have electrical outlets with Arc- Fault Circuit Interrupter Protection (AFCI)





**This window is another bedroom, 2<sup>nd</sup> floor, it is double wide window and larger enough to escape.**

This report prepared for you by **Kha Yang**

Exhibit 3

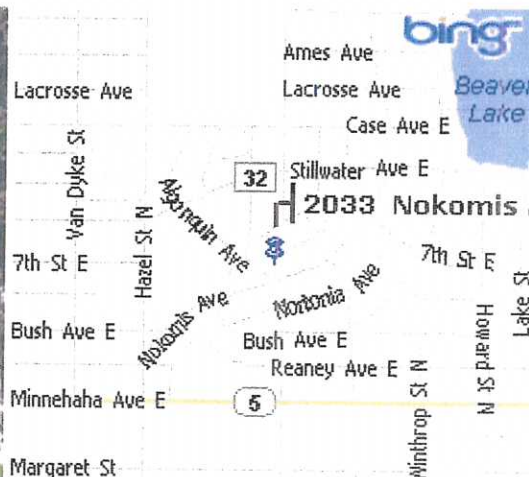
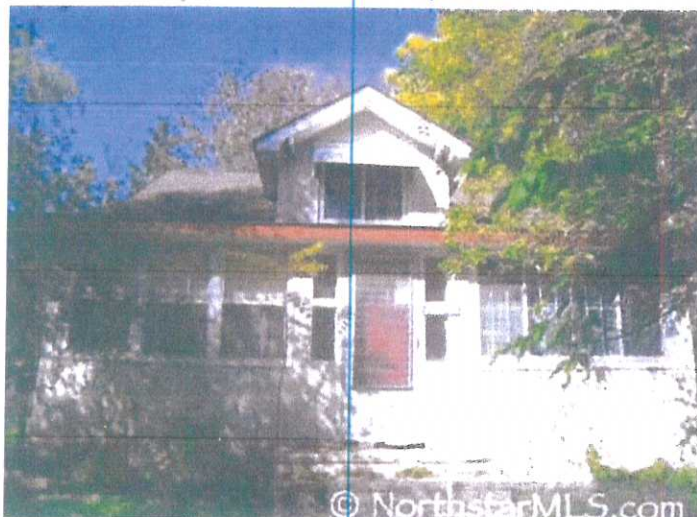
Customer Full Display, Single Family Residential, MLS #: **3980247**Type: **For Sale**

2033 Nokomis Avenue, St Paul, MN 55119

Status: **Active** List Price: **\$44,900**Original List Price: **\$52,900**

Image 1 of 8

Slideshow · Open All



offer.  
\$46,000

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Map Page: 109

Map Coord: A3

Directions:

Stillwater Rd to Nokomis to home.

(Click icon for Virtual Earth Map)

Supplements are available for this property.

Total Bed/Bath: 3/2 Garage: 2 Year Built: 1922

MLS Area: **716 - SP-Hillcrest/Hazel Park/Daytons Bl**  
 Style: **(SF) One 1/2 Stories**  
 Const Status: **Previously Owned**  
 Foundation Size: **656**  
 AbvGrdFinSqFt: **1,000**  
 BelGrdFinSqFt: **1,000**  
 Total Fin SqFt: **1,000**  
 Acres: **0.410**  
 Lot Size: **110X164**

**TAX INFORMATION**

Property ID: **262922340001**  
 Tax Year: **2010**  
 Tax Amt: **\$1,620**  
 Assess Bal: **\$525**  
 Tax w/assess: **\$2,146**  
 Assess Pend: **Yes**  
 Homestead: **Yes**

**General Property Information**

Legal Description: **SUBDIVISION OF B A&31 BEAVER L LOTS 20, 21 & LOT 22 BLK 2**  
 County: **Ramsey**  
 Postal City: **Saint Paul**  
 School District: **625 - St. Paul, 651-632-3701**  
 Complex/Dev/Sub: **Beaver Lots**  
 Restrictions/Covts: **Common Wall: No**  
 Lot Description: **Tree Coverage - Medium**  
 Association Fee: **\$**  
 Assoc Fee Frequency: **Assoc Fee Frequency:**  
 Road Frontage: **Residential-Single**  
 Zoning: **Accessibility: None**

**Remarks**

Public Remarks: **3 bed 2 bath on a .41 acre corner lot! 2 car garage/workshop w/loft! Some newer windows, formal dining, wood floors, front & back porch, fence & loads of potential. Needs work. Sold "as-is"**

**Structure Information**

| Room      | Level | Dimen | Other Rooms | Level | Dimen | Heat:      | Fuel:       | Air Cond: |
|-----------|-------|-------|-------------|-------|-------|------------|-------------|-----------|
| Living Rm | Main  | 13x12 |             |       |       | Forced Air | Natural Gas | Central   |
| Dining Rm | Main  | 11x10 |             |       |       |            |             |           |



Family Rm  
Kitchen Main 12x8  
Bedroom 1 Main 10x12  
Bedroom 2 Upper 8x7  
Bedroom 3 Upper 8x10  
Bedroom 4

**Bathrooms**

Total: **2** 3/4: **0** 1/4: **0**  
Full: **2** 1/2: **0**

Water: **City Water - Connected**  
Sewer: **City Sewer - Connected**  
Garage: **2**  
Oth Prkg:  
Pool:

Bath Description: **Main Floor Full Bath, Upper Level Bath**  
Dining Room Desc: **Living/Dining Room**  
Family Room Char:  
Fireplaces: **0** Fireplace Characteristics:  
Appliances: **Range, Refrigerator**  
Basement: **Full**  
Exterior: **Wood**  
Fencing: **Chain Link**  
Roof:  
Amenities-Unit: **Hardwood Floors, Natural Woodwork, Porch**  
Parking Char: **Detached Garage**  
Owner is an Agent?: **No**  
In Foreclosure?: **No** Lender Owned?: **Yes** Potential Short Sale?: **No**

Thank you,  
PRO TEAM REALTY LLC  
Kha Yang 651-210-7653  
Vameng Moua 651-246-9456  
"PROviding PROfessional Service"

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