



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

JUL 07 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 CK # 11700)
 - 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>July 14, 2015</u> Time <u>1:30 p.m.</u> Location of Hearing: Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: Faith Lutheran Church 499 Charles Ave City: ST. Paul State: MN Zip: 55103

Appellant/Applicant: Rev Tilman Bergman David Olson Email _____

Phone Numbers: Business 651-227-5299 Residence _____ Cell _____

Signature: Rev Tilman Bergman Date: July 3, 2015

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 Item #4 Kitchen Hood Suppression System MSFC904.2.1
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)

RE: Fire Inspection Correction Notice

Faith Lutheran Church
499 Charles Ave
St. Paul, MN 55103

Date: July 3, 2015

This addendum is to provide further information regarding Faith Lutheran Church and the new requirement of a Kitchen Hood Suppression System. The reference number for this inspection is 14936.

Faith congregation this past June celebrated its 101st anniversary of ministry here in Frog Town. Over the years there have been different requirements that we have been asked to make in regards to compliance. We have worked to by in compliance with needed improvements, even when some were quite expensive.

However, the new requirement of a Hood Suppression System has left us in a quandary. We as a congregation use the ovens and range tops about 40 hours a year. This includes baking, heating vegetables, and cooking pasta on the range tops. We use the flat grill twice a year for cooking pancakes. We do not do any deep fat frying.

The Loaves and Fishes feeding program uses our kitchen more heavily that we do. They have been serving evening meals four times a week for the last 25 years. We were one of the original sites from which they could meet the needs of many people who were facing life challenges and needed a free meal. During the preparation of this food the ovens and the range tops are used for about an hour a day, in the same manner: for heating vegetables, cooking pasta, and sauces. They also do not deep fat frying. Other food items are cooked in the convection ovens.

This is the first and only time following, numerous inspections, that the addition of a suppression system has been mentioned or required. We continue to do what we have always done in the kitchen. In the past we have been presented with a number of code requirements, and have complied with needed improvements. However, this inspection's requirement of a suppression system is both very expensive, and is inconsistent with all previous inspections. We believe that it is also inconsistent with the uses of this kitchen, which makes it unnecessary.

We have been facing deficit budgets for the past ten years, and installing a system as suggested would be financially very difficult for us as a congregation.

Similarly, the Loaves and Fishes program, a non-profit organization, is not in a position to cover the costs of a Suppression System. The long history of the countless people of the community having access to a free evening meal may be placed in jeopardy if we are forced to comply with this new requirement. The greatest majority of the people served are only able to walk here. The option of going to a different site for most is not possible. This new requirement could result in an end of Loaves and Fishes serving meals here at Faith Lutheran for the neighborhood.

We understand the importance of codes and requirements. We are not like a fast food restaurant, or a Chili's, Ruby Tuesdays, which prepare meals continually on a daily basis and prepare very different kinds of foods than we do.

Since the topic of a Suppression System has not even been raised during all previous inspections, and our food preparation has not changed, we are asking to have this new requirement rescinded.

We look forward to the opportunity to discuss this personally.

Sincerely,



Rev. Tilman F. Bergman - Pastor

David Olson – Congregation President



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 18, 2015

FAITH EVANG LUTHERAN
DICK GROSSMAN
499 CHARLES AVE
ST. PAUL MN 55103

FIRE INSPECTION CORRECTION NOTICE

RE: 499 CHARLES AVE
Ref. #14936

Dear Property Representative:

Your building was inspected on June 17, 2015 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 5, 2015 at 9:30am.

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. Basement - Boiler Room - Exit Signs - MSFC 1011.1, 1015.3 - Provide or relocate and maintain approved exit signs to indicate a clear path to the exits. **Two exits are required out of the boiler room. When two or more exits are required, exits signs must be provided. Exit signs shall be internally or externally illuminated. Contact a licensed electrical contractor to install the required exit signs under permit.**

- ✓ 2. Basement - Gym - MSFC 1003.2.2.5 - Post the occupant load on an approved sign in a conspicuous location near the main exit of the room.-**Post an occupant load sign stating the maximum occupancy for the gym is 368.**
3. Basement - Kitchen - License - SPLC 310.02 - Use of this property does not conform to licensing ordinance. Discontinue unlicensed use or call Minnesota Department of Health (MDH) at (651) 201-4500 to obtain a license.-**A Minnesota Department of Health license is required for the Loaves and Fishes program. Contact MDH to obtain/post the required license.**
4. Basement - Kitchen Hood Suppression System - MSFC 904.2.1 - **Contact a qualified contractor to provide an approved hood and duct ventilation fire suppression system. All work must be done under a permit. Call Fire Prevention at (651) 266-8989.**
5. Basement - North Exit - MSFC 1010.3 - Provide and maintain approved external or internal lighting of the exit sign.-**Repair/replace the inoperable exit sign located at the north exit.**
6. Basement - North Exit Corridor - MSFC 1010.5, SPLC 34.14 (2) d, SPLC 34.34 (5) b - Provide and maintain illumination in all portions of the exit system.-**Additional emergency lighting is required in the north exit from the basement. Contact a licensed electrical contractor to install under permit.**
- ✓ 7. Exterior - Address - SPLC 71.01 - Provide address numbers on building per HN-1 handout.-**Provide the required address numbers on the building. Address numbers must be at least 4 inches in height, contrast with the background, and be reflective or illuminated at night. Address numbers installed in/on the monument sign is acceptable.**
- ✓ 8. Main Floor - Choir Loft - MSFC 1003.2.2.5 - Post the occupant load on an approved sign in a conspicuous location near the main exit of the room.-**Post an occupant load sign stating the maximum occupancy for the choir loft is 64.**
- ✓ 9. Main Floor - Guild Room - MSFC 1003.2.2.5 - Post the occupant load on an approved sign in a conspicuous location near the main exit of the room.-**Post an occupant load sign stating the maximum occupancy for the guild room is 100.**
10. Main Floor - Northwest Exit Stairway - MSFC 1010.5 - Provide and maintain an approved emergency lighting system.-**Repair/replace the inoperable emergency light located in the northwest exit stairway.**
- ✓ 11. Main Floor - Sanctuary - MSFC 1003.2.2.5 - Post the occupant load on an approved sign in a conspicuous location near the main exit of the room.-**Post an occupant load sign stating the maximum occupancy for the sanctuary is 472.**

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: wayne.spiering@ci.stpaul.mn.us or call me at 651-266-8993 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,

Wayne Spiering
Fire Inspector

Reference Number 14936