



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

SEP 06 2016

Telephone: (651) 266-8585

CITY CLERK

We need the following to process your appeal:

\$25 filing fee (non-refundable) (payable to the City of Saint Paul)

(if cash: receipt number 950222)

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, Sept. 13, 2016

Time 1:30 p.m.

Location of Hearing:

Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 1709 Selby Ave City: St. Paul State: MN Zip: 55105

Appellant/Applicant: David Faffler Email: Dfaffler28@gmail.com

Phone Numbers: Business _____ Residence _____ Cell 651-235-6874

Signature: D Faffler Date: 9-6-16

Name of Owner (if other than Appellant): _____

Mailing Address if Not Appellant's: 10306 Fox Run Bay, Woodbury MN 55129

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 see attached
- 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

August 9, 2016

Jc Rental Properties Llc
10306 Fox Run Bay
Saint Paul MN 55129-8528

CORRECTION NOTICE - RE-INSPECTION COMPLAINT

RE: 1709 SELBY AVE
Ref. # 103074

Dear Property Representative:

A re-inspection was made on your building on July 7, 2016, in response to a complaint. You are hereby notified that the following deficiencies must be corrected prior to re-inspection date. A reinspection will be made on September 2, 2016 at 9:30am.

Failure to comply may result in a criminal citation or the revocation of the Certificate of Occupancy. The Saint Paul Legislative Code requires that no building shall be occupied without a Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

DEFICIENCY LIST

1. Exterior/Interior - Property - SPLC 62.101 - Use of this property does not conform to zoning ordinance. Discontinue unapproved use or call DSI Zoning at (651) 266-8989 to convert to legal use. Discontinue:-The building as student housing.
2. Interior - Throughout - SPLC 34.19 - Provide access to the inspector to all areas of the building. - Failure to meet the inspector for the scheduled appointment or failure to contact the inspector to reschedule the appointment will result in enforcement action.-
3. Interior - Throughout - SPLC 34.13 (2), (3), SPLC 34.17 (2) - Reduce and maintain the number of occupants in the unit to: 2
4. Property - Throughout - SPLC 33.05(A) - The use of this building for more than four unrelated adults would require approval and a Certificate of Occupancy. Immediately discontinue unapproved use and convert to legal use. Discontinue use as a rooming and boarding occupancy without the required Certificate of Occupancy.-

An Equal Opportunity Employer

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>

If you have any questions, email me at robert.corey@ci.stpaul.mn.us or call me at 651-266-8942 between 7:30 a.m - 9:00 a.m.

Please help to make Saint Paul a safer city in which to live and work.

Sincerely,

Robert Corey
Fire Inspector

Ref. # 103074

8-22-2016

To whom it may concern;

I am asking for an appeal under reference # 103074 and specifically SPLC 33.05(A).

My oldest son Josh is starting school at St. Thomas this fall in the entrepreneurship program, so this spring I looked into purchasing a rental unit for him and few of his friends. I found a five bedroom house at 1709 Selby and proceeded to research more about the zoning codes. I visited the St. Paul zoning office and talked with Jerome Benner about these codes. He informed me that since there was another student housing within 150 feet, a student housing certificate would not be available. I proceeded to ask more about these codes to see if there was a different way to approach the situation. I asked him if the property could be zoned as owner occupied if I started a company with my son and bought the house under this company, allowing all five people to live there. He agreed, so I secured financing and purchased the property.

I received a letter from Fire Inspector Robert Corey requesting an inspection of the property because there was a complaint that more than four unrelated adults were living at the house. I informed him of my conversation with Jerome but he told me unless I had it approved, only four students could legally be living there. I went back to talk with Jerome about this but he could not remember our conversation and denied that he would even inform me of something that was not correct.

I am now in a situation where I have five signed tenants for the next three years and the only way I can cash flow is to have all five people living there. I did my due diligence to take the right steps before I purchased this property and at the same time, teaching my son how to do business related steps the correct way. However, by proceeding with the information I was given from the zoning office, this has now put me in an undesirable financial situation, in addition to the hardship this will put on the person that I might have to ask to leave.

I understand the reason for the four unrelated code in St. Paul and the need for the certification, but I'm am in a tough situation and thought I was going through the proper steps. I would have never taken the financial risk to purchase this house if I didn't think I could proceed as advised by the zoning office (Jerome). I am requesting to keep all five of these young men in the property until the current lease runs out.

Thank you for your time and consideration.



David Faffler
10306 Fox Run Bay
Woodbury, MN 55129
Dfaffler28@gmail.com
651-235-6874