

RLH VO 16-47



# 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 27 2016

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 950239)
  - 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

<p><b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>November 1, 2016</u></p> <p>Time <u>11:00 a.m.</u></p> <p>Location of Hearing: <u>Room 330 City Hall/Courthouse</u></p>
--

## Address Being Appealed:

Number & Street: 1627 Marshall Ave. City: St. Paul State: MN Zip: 55104

Appellant/Applicant: Robert Mandile Email: letuslovelikejesus@gmail.com

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 781-439-9730

Signature: Robert J. Mandile Date: 10/27/16

Name of Owner (if other than Appellant): Philip Varchenko

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.)

I am appealing the condemnation notice, the order to vacate, the summary abatement order to clean up the yard, and the vehicle abatement order to tow away two of my vehicles. I am requesting an appeal because we just moved into this house and are in the process of fixing

the items that need attention. We have only been in the house for 2-3 weeks and are both in school. We have been moving all the other stuff from the house out, which is why the other trash is on the porch and in the back yard.

Since we just moved into the house, we have not had much time to fix the areas of the house that need attention. However, we plan to do all the repairs that are needed and have all the materials and resources to complete what needs to be done. We have just been trying to get all of the items and other belongings out of the house so that the work could be done more easily. I am willing to do whatever it takes to restore the house and make it beautiful again as soon as possible. Please give us more time to complete the required actions.

Thank you so much for understanding,

Robert J. M...  
M...



CITY OF SAINT PAUL  
Christopher B. Coleman, Mayor

375 Jackson Street., Suite 220  
Saint Paul, MN 55101-1806

Telephone: 651-266-8989  
Facsimile: 651-266-1919  
Web: [www.stpaul.gov/dsi](http://www.stpaul.gov/dsi)

335.0

October 26, 2016

## NOTICE OF CONDEMNATION AS UNFIT FOR HUMAN HABITATION AND ORDER TO VACATE

Svetlana B Roman  
1627 Marshall Ave  
Saint Paul MN 55104-6222

Dear Sir or Madam:

The Department of Safety and Inspections, Division of Code Enforcement, has determined that the dwelling and premises at **1627 MARSHALL AVE** is "Unfit for Human Habitation". In accordance with Saint Paul Legislative Code, Chapter 34, Section 23, the premises will be placarded on **October 26, 2016** and ordered vacated no later than **October 28, 2016 by 10 a.m.**

Your attention is called to the following provisions of Section 34.23, Subsection 6 entitled, "Vacation of Structure or Unit":

**"Any residential structure or residential unit which has been condemned or placarded as unfit for human habitation shall be vacated within the time set forth in the placard and/or order. It shall be unlawful for any person to let to any person for human habitation any structure or unit so condemned or placarded, and no person shall occupy the structure or unit after the date set forth in the placard and/or notice."**

**THIS DWELLING SHALL NOT AGAIN BE USED FOR HUMAN HABITATION  
UNTIL WRITTEN APPROVAL IS SECURED FROM THE CITY OF SAINT PAUL;  
DEPARTMENT OF SAFETY AND INSPECTIONS, DIVISION OF CODE  
ENFORCEMENT**

**Principle Violations:** These deficiencies must be corrected before this condemnation and vacate order will be removed.

1. CONDEMNATION: The interior of the house constitutes material endangerment. This occupancy is condemned as unsafe or dangerous. The interior of home has unsanitary conditions. Inspector found hoarding issues, overwhelming smell of cat urine, and flies, small walking path throughout the home, dangerous electrical and missing walls and ceilings throughout. This is fire hazard due to the excessive combustibles and dangerous electrical throughout the home.
2. ELECTRICITY. Immediately repair electrical service. Use of candles, fuel operated lighting or extension cord wiring and temporary lighting is not permitted. Have the hard wired smoke detector repaired or replaced by a licensed electrician under permit. Remove all temporary lighting and extension cords from the interior and exterior of home.
3. DAMAGED ELECTRICAL FIXTURES. Repair or replace damaged electrical fixtures. This work requires a permit(s). Call DSI at (651) 266-8989.
4. EXPOSED WIRES. Remove unapproved exposed wiring and install in accordance with the electrical code. This work requires a permit(s). Call DSI at (651) 266-9090.
5. ELECTRIC SERVICE. Provide an approved electrical service.
6. INTERIOR WALLS. The interior walls are defective. Repair all wall defects and finish in a professional manner. Permit required.
7. BATHROOM FLOOR. The bathroom floor covering is deteriorated or inadequate. Provide floor covering which is impervious to water and easily cleanable throughout the bathroom and seal around the edges and fixtures.
8. INTERIOR CEILINGS. The interior ceilings are defective. Repair all ceiling defects and finish in a professional manner. Permit required.
9. HANDRAILS/INTERIOR/EXTERIOR. The stairs have missing or defective handrails. Provide all interior and exterior stairways and steps of more that three (3) risers with handrails which are grippable and installed 34" to 38" above the nose of the stair treads.
10. FURNACE: Have a licensed heating contractor service and clean the furnace or boiler and make any necessary repairs. Perform a C/O test on the heating plant. Then, send the attached form back to the Inspector. Repair of gas fired appliances requires a permit.
11. DEFECTIVE STAIRS/INTERIOR/EXTERIOR. Stairs are broken, defective, or in disrepair. Repair in a professional manner.

12. EXCESSIVE STORAGE OF MATERIALS. Immediately remove and discontinue excessive accumulation of combustible materials. Remove 50% of combustible materials throughout the home.
13. FLOORS. Repair and maintain the floors in an approved manner.
14. MECHANICAL CLEARANCE. Provide 30 inches clearance around all mechanical equipment.
15. DEADBOLT LOCKS. Lacking deadbolt door locks. Provide one-inch throw deadbolt locks for all entry doors to dwelling unit(s).
16. EXTERIOR WALLS/HOUSE AND GARAGE. The exterior walls and/or trim of the house and/or garage has defective, peeled, flaked, scaled or chalking paint or has unpainted wood surfaces. Scrape and repaint to effect a sound condition in a professional manner.
17. ROOF/HOUSE AND GARAGE. The roof is deteriorated, defective, or in a state of disrepair. Repair or replace the roof covering to a sound, tight and water impervious condition. Permit may be required.
18. WINDOW SCREENS. The window and/or door screens are missing, defective or in a state of disrepair. Provide proper window and door screens for all openable windows and doors. Screens must be tight-fitting and securely fastened to the frames.
19. WINDOW GLASS. The windows and/or storm windows are in a state of disrepair. Replace all missing or broken window glass. Make all necessary repairs to frames, sashes, hardware and associated trim in a professional manner. Permit may be required.
20. GARAGES AND ACCESSORY STRUCTURES. All garages and accessory structures must be in sound condition and secure from unauthorized entry. Repair or replace any missing doors, windows, or hardware for same.
21. EXTERIOR STAIRS. There are missing or defective guardrails. Provide all stairways, porches, decks or steps which are more than 30" high with guardrails and intermediate rails with openings in the guardrail no more than four (4) inches apart and in accordance with the State Building Code.
22. EAVES/SOFFITS. The eaves and soffits are in a state of disrepair or deterioration. Repair all defects, holes, breaks, loose or rotting boards, to a professional state of maintenance. Permit may be required.

Authorization to reoccupy this/these dwelling unit(s) will not be given until it is demonstrated that all principal violations have been corrected and that no new conditions exist which could constitute material endangerment or which threaten the peace, health, safety or welfare of the occupants of this building.

All repairs and new installations must be made in accordance with the appropriate codes. Permit information may be obtained from the Building Inspection and Design Section, 375 Jackson Street, Suite 220, (651) 266-8989.

You may file an appeal to this notice by contacting the City Clerk's Office at (651) 266-8688. Any appeal must be made in writing within 10 days of the date of this notice.

It is the responsibility of the property owner to keep all buildings secured and to properly maintain the premises at all times.

**If you have any questions concerning this matter, please contact the Inspector, Lisa Martin, at 651-266-1940. To arrange an appointment or request an extension of time to complete repairs, you will need to speak directly to the inspector.**

Sincerely,

**Lisa Martin**  
Enforcement Officer

lm

c: Posted to ENS

uhh60103 4/11





335

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**

October 26, 2016

16 - 015770

Yog hais tias koj tsis to taub tsab ntawv no, hu rau (651) 266- 8989. Lawv mam nrhiav tus txhais lus Hmoob pab koj. Lawv yuav pab dawb xwb

OCCUPANT  
1627 MARSHALL AVE  
ST PAUL MN 55104- 6222

**As owner or person(s) responsible for : 1627 MARSHALL AVE you are hereby ordered to eliminate all nuisance conditions which are in violation of Chapter 45 of Saint Paul Legislative Code.**

1. Remove improperly stored or accumulated refuse including: garbage, rubbish, loose and scattered litter, discarded furniture, appliances, vehicle parts, scrap wood and metal, recycling materials, household items, building materials or rubble, tires, brush, etc., from the property, porch, alley, driveway and yard areas, INCLUDING ALL METAL, WOOD, WINDOWS, AND DEBRIS. Thank you. Comply before October 31, 2016
2. Cut and remove tall grass, weeds and rank plant growth from yard, blvd, and alley areas. Comply before October 31, 2016
3. Cut and remove any overgrown vegetation (including trees) impeding public right of way, sidewalk, blvd, and alley areas. Public sidewalks must be cleared edge- to- edge and up to seven (7) feet in height. Alleys and streets must be cleared from edge- to- edge and up to fourteen (14) feet in height. Comply before October 31, 2016

If you do not correct the nuisance or file an appeal before October 31, 2016 , 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, equipments, etc. The rate will be approximately \$260 per hour plus expensed 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: Lisa Martin Badge: 335 Phone Number: 651- 266- 1940

**If you have any questions about this order, the requirements or the deadline, you should contact the Inspector listed above, Monday through Friday.**

Also Sent To:

Svetlana B Roman 1627 Marshall Ave Saint Paul MN 55104- 6222

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, which ever comes first. No appeals may be filed after that date. You may obtain an appeal application from the City Clerk's Office, Room 310 in City Hall, 15 W Kellogg Blvd., St. Paul, MN 55102. The telephone number is (651) 266- 8688. You must submit a copy of this Summary Abatement Notice 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 said 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.

sa.rpt 9/15