



# 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  
JUN 23 2017  
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 \_\_\_\_\_)
  - 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

<b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>June 27</u>
Time <u>11:30 a.m.</u>
<b>Location of Hearing:</b> Room 330 City Hall/Courthouse

### Address Being Appealed:

Number & Street: 126-E 9th St City: St. Paul State: MN Zip: 55101

Appellant/Applicant: ALLEN KREMER Email: CRIS 8683 @ COMCAST.NET

Phone Numbers: Business \_\_\_\_\_ Residence: 2829-Coolidge St Cell: 612-723-6612

Signature: Allen Kremer Date: 6-20-2017

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.) NEED TIME TO INSTALL NEW BOILER



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)

June 19, 2017

BRYAN VOYDA  
35075 ELMCREST AVE  
ST PAUL MN 55056USA

## Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 126 9TH ST E  
Ref. # 10612

Dear Property Representative:

Your building was inspected on June 19, 2017, for the renewal of the Certificate of Occupancy. Since you have failed to comply with the applicable requirements, it has become necessary to revoke the Certificate of Occupancy in accordance with Section 40.06 of the Saint Paul Legislative Code. **A re-inspection will be made on July 17, 2017 at 1:00 pm or the property vacated.**

The Saint Paul Legislative Code further provides that no building shall be occupied without a Certificate of Occupancy. Failure to immediately complete the following deficiency list or the building vacated may result in a criminal citation.

### DEFICIENCY LIST

1. Commercial space - Vacant Space Category 2 - Per the Legislative Hearing Officers recommendation on October 4, 2016 the commercial space is to be transferred to the vacant building program as a category 2, and remain vacant until completing a code compliance.-
2. Exterior Fire Escape - Work Plan - Work plan - Send in a comprehensive and detailed work plan on all exterior repairs to include approximate start and finish dates for the repair of the exterior fire escape. -2/7/17 per work plan submitted have work completed under permit no later than May 15, 2017.
3. ORSAT - Report - SPLC 34.11 (6), 34.35 (3) - Provide service of heating facility by a licensed contractor which must include a carbon monoxide test. Submit a completed copy of the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report to this office.- The combustion analysis on the ORSAT report was out of specifications. Have the boiler repaired and submit a new report. 2/7/17 per email from Brian the boiler is going to be replaced no later than June 1, 2017.

4. Revocation - SPLC 40.06 (a) Grounds for revocation. The fire code official may, in writing, issue a notice to the owner(s) and known interested parties of the city's suspension or revocation of a fire certificate of occupancy issued under the provisions of this code, or deny an application therefor: (3) If it is found upon inspection of the fire code official that the building or occupancy is in violation of provisions of this or other applicable safety codes, ordinances, rules and regulations;

-The exterior fire escape and boiler repairs were originally called on October 13, 2016.

Plan submitted for repair of the exterior fire escape by Brian Voyda dated 1/18/17 indicated estimated start date of April 15, 2017, and estimated completion date of May 15, 2017. A request for extension on the fire escape was granted when requested in an email from Brian to June 15, 2017. A subsequent email dated June 14, 2017 requesting a 90 day extension has been denied.

In an email from Brian Voyda dated February 7, 2017 it was indicated that the boiler system would be replaced "no later than June 1, 2017." In the June 14, 2017 email from Brian it indicated that the boiler has been removed, but has not been installed.

The C of O has been revoked for long term non-compliance.

5. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.

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: [george.niemeyer@ci.stpaul.mn.us](mailto:george.niemeyer@ci.stpaul.mn.us) or call me at 651-266-8991 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

George Niemeyer  
Fire Inspector

Ref. # 10612