



# 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

NOV 13 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

HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, <u>Nov. 21, 2017</u>
Time <u>1:30 p.m.</u>
Location of Hearing: Room 330 City Hall/Courthouse

### Address Being Appealed:

Number & Street: 1679 Taylor Ave W City: St Paul State: MN Zip: 55104

Appellant/Applicant: Robert Leibman Email RealtyProfessionals MN @ gmail.com

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 612-701-9654

Signature: Robert Leibman Date: 11/9/17

Name of Owner (if other than Appellant): Jack E. Leibman Trust Dated 8/19/15

Mailing Address if Not Appellant's: 3800 American Blvd W. # 1500  
Bloomington, MN 55431-4429

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 612-701-9654

### 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.)
- see attachment

**1679 TAYLOR AVE. W., ST. PAUL, MINNESOTA**

**ATTACHMENT TO APPLICATION FOR APPEAL  
CODE ENFORCEMENT CORRECTION NOTICE**

Applicant appeals Item 1 of the Fire Inspection Correction Notice on the basis that it would be **extraordinarily expensive to re-build the front portion of the building** in order to accommodate having windows open directly into a public way or to a yard or court that opens to a public way. Additionally, rebuilding the front of the building would mean that the physical appearance of the building would be an **architectural oddity--- the building would look strange and "cut-up"**. **It is not feasible or practical to do the work that is ordered.**

The main level apartment has a bedroom with two windows, both of which open to a large wraparound porch that has two separate doors to the front yard of the building. **The building has been configured this way for 100 years.**

It would be unreasonably costly, and it would create an architectural oddity, to change the design of the building so that either one of the two windows opens to other than the front porch.

**The porch, itself, has two doors leading directly to the outside.** There is hardly any difference for the occupant of that front bedroom whether the access to the outside is via the large, two door porch, or directly to the outside. Yet, to create a direct access to the outside would be prohibitively expensive, because it would involve a major physical/structural change to the building.



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)

October 27, 2017

JACK E LEIBMAN TRUSTEE  
3800 American Blvd W Ste 1500  
Bloomington MN 55431-4429

### FIRE INSPECTION CORRECTION NOTICE

RE: 1679 TAYLOR AVE  
Ref. #15973  
Residential Class: B

Dear Property Representative:

Your building was inspected on October 26, 2017 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 November 27, 2017 at 11:00 am.**

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. 1679 - 1029.1 General. In addition to the means of egress required by this chapter, provisions shall be made for emergency escape and rescue openings in Group R occupancies. Basements and sleeping rooms below the fourth story above grade plane shall have at least one exterior emergency escape and rescue opening in accordance with this section. Where basements contain one or more sleeping rooms, emergency escape and rescue openings shall be required in each sleeping room, but shall not be required in adjoining areas of the basement. **Such openings shall open directly into a public way or to a yard or court that opens to a public way.-Opening (window) can't exit into an enclosed area (porch.)**
2. 1681 - Kitchen - MSFC 605.5 - Discontinue use of extension cords used in lieu of permanent wiring.-Remove extension cord powering computer equipment.
3. 1683 - Stairwell - MSFC 1030.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit path.

4. Basement - SPLC 34.10 (3), 34.34(2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.
5. SPLC 39.02(c) - Complete and sign the smoke detector affidavit and return it to this office.
6. MSFC 901.6 - Provide required annual maintenance of the fire extinguishers by a qualified person and tag the fire extinguishers with the date of service.-**All fire extinguishers require annual maintenance and shall not be placed no more than 5 feet from floor.**

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: [Joe.Brown@ci.stpaul.mn.us](mailto:Joe.Brown@ci.stpaul.mn.us) or call me at 651-266-8946 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,

Joe Brown

Reference Number 15973