APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

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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:

- [x] **$25 filing fee** (non-refundable) **(payable to the City of Saint Paul)** (if cash: receipt number 820610)
- [x] **Copy of the City-issued orders/letter being appealed**
- [ ] **Attachments you may wish to include**
- [x] **This appeal form completed**
- [x] **Walk-In** / *OR* ○ **Mail-In**

for abatement orders only: ○ **Email** *OR* ○ **Fax**

HEARING DATE & TIME
(provided by Legislative Hearing Office)
~~Tuesday~~ Thursday, Dec. 27, 2018
Time 1:30 p.m.
Location of Hearing:
Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 211 Stevens St W City: St Paul State: MN Zip: 55405

Appellant/Applicant: Andrew McFarland Diane McFarland Email dmcfarla708@gmail.com

Phone Numbers: Business _____ Residence _____ Cell 616 616 3717

Signature: Diane M'Farland Date: 12/18/18

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.)

Comments:

At time of Fire inspection the property was not owner occupied and a Certificate of Occupancy had been requested. I have now moved into the building and my property (duplex) is now owner occupied. The deficiency list is no longer valid as a certificate of occupancy is no longer required. If the list is still valid, then exterior work cannot be done by Jan 4. Also removing the stove, refrigerator and capping off the sink is unreasonable, the area will be used as storage, "man cave", and rec room.

DEPARTMENT OF SAFETY AND INSPECTIONS
Fire Inspection Division
Ricardo X. Cervantes, Director

CITY OF SAINT PAUL

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-8951
Web: www.stpaul.gov/dsi

December 5, 2018

ANDREW MCFARLAND
211 STEVENS ST W
ST PAUL MN 55107 USA

FIRE INSPECTION CORRECTION NOTICE

RE: 211 STEVENS ST W
Ref. #125382
Residential Class: C

Dear Property Representative:

Your building was inspected on November 28, 2018 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 January 4, 2019 at 10:30 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. Basement - Laundry - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the ceiling in an approved manner.
   -Repair the water damaged ceiling tile in an approved manner.

2. Basement - Laundry - MMC 504.6 - Provide, repair or replace the dryer exhaust duct. Exhaust ducts for domestic clothes dryers shall be constructed of metal and shall have a smooth interior finish. The exhaust duct shall be a minimum nominal size of four inches (102 mm) in diameter and installed in accordance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-8989.
   -Have the dryer exhaust vents connection joint connection sealed with an approved mechanical tape.

3. Exterior - Garage - SPLC 34.08(5), 34.32(3) - All accessory structures including, but not limited to, detached garages, sheds and fences shall be maintained structurally sound and in good repair. Provide and maintain exterior unprotected surfaces painted or protected from the elements.
   -Repair or replace the garage foundation where it's crack and shift thoughout.

4. Exterior - Porch/deck - SPLC 34.09 (3), 34.33(2) - Repair or replace the unsafe stairways, porch, decks or railings in an approved manner. This work may require a permit(s). Call DSI at (651) 266-8989.
   -Remove or have the rear deck/porch under permit.

5. Exterior - Retain wall - SPLC 34.08(5), 34.32(3) - All accessory structures including, but not limited to, detached garages, sheds and fences shall be maintained structurally sound and in good repair. Provide and maintain exterior unprotected surfaces painted or protected from the elements.-Repair or replace the retain wall on the Waseca St side that is tided toward public side walk.
   -Repair or replace loose bricks through the retain wall.

6. Exterior - Stairs - SPLC 34.08 (10) - Repair, replace and maintain exterior sidewalks, walkways and stairs.
   -Exterior steps on the Waseca St side is deteriorated.

7. Interior - Attic - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner.
   -Repair wall that have hole in the attic.

8. Interior - Basement - MSFC 901.6 - Have fire extinguisher recharged and tagged.
   -Remove or re-charged the extinguisher in the furnace room.

9. Interior - Unit A and upper floor - SPLC 34.14 (2) c - Repair or replace the duplex convenience outlet with ground fault protection within 3 feet of the basin on an adjacent wall in all bathrooms. This work require a permit(s). Call DSI at (651) 266-8989.
   -GFCI outlets in the kitchen does not trigger when tested.

10. Interior - Unit C and attic - SPLC 34.11 (1), MSBC 2902.1, SPLC 34.35 (1), MPC 301.1- Repair or replace and maintain all parts of the plumbing system to an operational condition.
    -Bathroom work in unit C and Attic toilet does not have permit pull. This work require a permit(s). Call LIEP at (651) 266-9898.
    OR remove plumbing and cap properly.

11. Interior - Upper Floor - MSFC 315.3 - Provide and maintain orderly storage of materials.

12. Interior - Upper Floor - MN Stat. 299F.362 - Immediately provide and maintain a smoke detector located outside each sleeping area.
    -Maintain the smoke alarm in the upper floor hallway.

13. Interior - Upper floor - MSFC 313.1 - Fueled equipment, including but not limited to motorcycles, mopeds, lawn-care equipment and portable cooking equipment, shall not be stored, operator or repaired within a building.
    -Remove gasoline can near the entrance to unit.

14. Interior - Upper floor - MN State Statute 299F.50 Immediately provide and maintain an approved Carbon Monoxide Alarm in a location within ten (10) feet of each sleeping area. Installation shall be in accordance with manufacturers instructions.
    -Maintain CO detector in the upper floor hallway.

15. Interior - MSBC 1300.022 Subp. 3 - The occupancy group or use division of this building has been changed from that previously approved. Discontinue the unapproved occupancy or use, or contact the Building Official at 651-266-8989 with your code analysis and to comply with requirements for approved occupancy.
    -Convert the building back to a duplex by removing the stove, sink, and refrigerator in unit C. Properly cap and plug the plumbing works.

16. Unit C - Kitchen - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the ceiling in an approved manner.
    -Repair the hole in the kitchen ceiling tile in an approved manner.

17. Unit C - Bedroom - MSFC 1030.1 - Provide and maintain an approved escape window from each sleeping room or area, or discontinue use of area as a sleeping room. This work may require permit(s). Call DSI at (651) 266-8989.
    -Repair the bedroom egress window, the frame was broke and mechanism was bent and not connected.

18. SPLC 40.04 (5) - The owner of a building used for residential occupancy who is applying for their FIRST Fire Certificate of Occupancy, must complete the Department of Safety and Inspection Landlord 101 course, or other landlord training program approved by the Department of Safety and Inspections. The training must have occurred within the last two years and the owner must submit a certificate of attendance or provide verification of enrollment in the next scheduled class to the Fire Inspection Division-DSI. This requirement shall not apply to an owner who has held a Fire Certificate of Occupancy on another residential property in Saint Paul prior to April 30, 2009. For more information on Landlord 101, or to receive registration materials, please visit our webpage at: www.stpaul.gov/cofo Or, contact Fire Safety Inspector David Smith by email: david.smith@ci.stpaul.mn.us or phone: (651)266-8995
    -Complete the class prior to one year of the start of the certificate of occupancy inspection.

19. 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: Maicee.Hervang@ci.stpaul.mn.us or call me at 651-266-8940 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,

Maicee T Hervang
Fire Inspector

Reference Number 125382