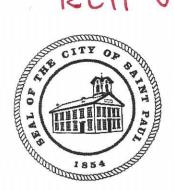
RLH VO 18-61



APPLICATION FOR APPEAL

Saint Paul City Council - Legislative Hearings

RECEIVED

310 City Hall, 15 W. Kellogg Blvd. Saint Paul, Minnesota 55102

DEC 06 2018 Telephone: (651) 266-8585

We need the following to process your app	beal: CITY CLEF	KK.		
\$25 filing fee (non-refundable) (payable to (if cash: receipt number #262) Copy of the City-issued orders/letter land Attachments you may wish to include This appeal form completed Walk-In OR Mail-In for abatement orders only: © Email	the City of Saint Paul)) being appealed	HEARING DATE & TIME (provided by Legislative Hearing) Tuesday, DEC - 11, 6 Time 11.30 Location of Hearing: Room 330 City Hall/Courth	2018	
Address Being Appealed:				
Number & Street: 602 Bush	Ave City: St	t Paul State: MN Z	55130	
Number & Street: 602 Bush Ave City: St Paul State: MN Zip: 55130 Appellant/Applicant: Roberto Rodriguez Email rbrtrod@earthlink.net				
Appellant/Applicant:				
Phone Numbers: Business Residence 163 153-2933 Cell 163 · 245 · 9790				
Signature: Row			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	Comments: On November 18, 2018 I emailed City Inspector George Niemeyer informing him that all repairs for his order No. 112067 had been completed and asking him to			
O Summary/Vehicle Abatement	schedule a re-inspection at his convenience, but that the tenant wanted to have the re-inspection after Thanksgiving and suggested November 26-30 (copy			
O Fire C of O Deficiency List/Correction	attached). Inspector was on vacation (automatic reply attached). Inspector never responded to my request because he had scheduled the inspection on the order for November 30, 2018, which I neglected to see because all previous inspections with the City of Saint Paul had to be arranged directly with the inspector and were not scheduled one month in advance. When the inspector did not respond to my request to schedule the inspection and clarified that the inspection was already scheduled, my confusion was not cleared up and I did not show for the November 30, 2018 inspection and he issued the revocation.			
O Code Enforcement Correction Notice				
O Vacant Building Registration				
Other (Fence Variance, Code Compliance, etc.)				

Ricardo X. Cervantes, Director

CITY OF SAINT PAUL

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

Telephone: 651-266-8989 Facsimile: 651-266-9124

Web: www.stpaul.gov/dsi

November 30, 2018

ROBERTO RODRIGUEZ 11916 DAVENPORT CT NE BLAINE MN 55449-5151

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE:

602 BUSH AVE

Ref. # 112067

Dear Property Representative:

Your building was inspected on November 30, 2018, 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 reinspection will be made on December 28, 2018 at 11:30 am 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

- Basement Laundry Room 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.-Dryer vent not connected.
- 2. Entry door - SPLC 34.09 (4), 34.32 (3) - Repair and maintain the door frame.-Door frame was split.
- Exterior East side SPLC 34.09 (1)(2), 34.33 (1) Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.-Stucco under window frame cracking
- Front Entry SPLC 34.33 (3) Repair and maintain the door in good condition.-Trim missing 4. around entry door.
- Main Floor Kitchen SPLC 34.10 (7) Repair and maintain the cabinets in an approved manner.-Repair or replace the damaged or missing door.





- 6. Main Floor Living Room MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.-Missing light globe on light fixture.
- 7. Main Floor North Bedroom MSFC 1030.2 Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit path..-Furniture partially blocking egress window.
- 8. Throughout SPLC 34.09 (4), 34.33 (3) -Provide or repair and maintain the window screen.
- 9. Upstairs Bathroom MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.-Missing light globe.
- 10. Upstairs Hallway MSFC 605.1- All light fixtures shall be maintained with protective globes if originally equipped.-Missing light globe.
- 11. Upstairs North bedroom SPLC 34.33 (3) Repair and maintain the door in good condition.-Bedroom door split.
- 12. Upstairs North bedroom SPLC 34.10 (7), 34.17 (5) Repair and maintain the walls in an approved manner.-Hole in wall.
- 13. Upstairs South Bedroom SPLC 34.10 (7), 34.17 (5) Repair and maintain the walls in an approved manner.-Hole in wall.
- 14. Upstairs North bedroom SPLC 34.09 (4), 34.33 (3) Repair and maintain the window in good condition.-Missing window hardware.
- 15. Upstairs South Bedroom SPLC 34.33 (3) Repair and maintain the door in good condition. Door was in hallway unattached to frame.
- 16. SPLC 39.02(c) Complete and sign the smoke detector affidavit and return it to this office.
- 17. SPLC 34.12 (2), SPLC 34.36 (1) Repair and maintain all required and supplied equipment in an operative and safe condition to properly and safely perform their intended function in accordance with the provisions of the applicable code.-Chirping smoke alarms in upstairs north bedroom, basement and provide smoke alarm in living room.

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 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

On Sun, Nov 18, 2018 at 8:02 PM Roberto Rodriguez <rmrodriguez123@gma< th=""><th>ill.com> wrote:</th></rmrodriguez123@gma<>	ill.com> wrote:
Hi George,	
The repairs at 602 Bush Avenue are done, but the tenant would like to see i reinspection not on this Thanksgiving week but the next any day from Nov 2	if we can have the 26 to Nov 30.
Are you available any of these dates for the reinspection anytime in the mon	ning preferably?
Best regards,	
Automatic reply: Inspection for 602 Bush Avenue, Sa	int Paul MN
Niemeyer, George (CI-StPaul) <george.niemeyer@ci.stpaul.mn.us> To: Roberto Rodriguez <rmrodriguez123@gmail.com></rmrodriguez123@gmail.com></george.niemeyer@ci.stpaul.mn.us>	Sun, Nov 18, 2018 at 8:02 PM
I will be out of the office until November 26, 2018.	•
From: Roberto Rodriguez [mailto:rmrodriguez123@gmail.com] Sent: Monday, December 3, 2018 12:00 PM To: Niemeyer, George (CI-StPaul) <george.niemeyer@ci.stpaul.mn.us> Subject: Re: Inspection for 602 Bush Avenue, Saint Paul MN</george.niemeyer@ci.stpaul.mn.us>	
Hi George - The repairs at 602 Bush Avenue are done.	
You may schedule the re-inspection anytime that you have a chance.	
Best regards,	
Roberto M. Rodriguez	

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Niemeyer, George (CI-StPaul) <george.niemeyer@ci.stpaul.mn.us>

To: Roberto Rodriguez < rmrodriguez 123@gmail.com>

Roberto.

The inspection was scheduled for November 30, 2018 @ 11:30 am. That inspection was scheduled on October 29, 2018. I attempted to conduct the inspection, and no one was there to allow me access. I conducted an exterior inspection, and the exterior repairs were not made. Due to the length of time, and the fact that I have not been allowed access to conduct the re-inspection, I was forced to take enforcement action. The Certificate of Occupancy was revoked on the building with a comply or vacate date of December 28, 2018 @ 11:30 am. A letter was mailed to you. I have also attached a copy to this email. Please let me know if you have any questions.



George Niemeyer
Fire Inspector II

Department of Safety and Inspections 375 Jackson Street, Suite 220 Saint Paul, MN 55101

P: 1-651-266-8991

The Most Mobile F: 651-266-8951

george.niemeyer@ci.stpaul.mn.us

Roberto <mrouple: Roberto <pre><mrouple: Roberto <pre><mrouple:

Mon, Dec 3, 2018 at 3:19 PM

Hi George I never received that letter. I'm having my attorney file an immediate appeal and explaining the situation. I emailed you before but you never responded. The nov 30 inspection was not scheduled with anybody. The letter said an inspection would take place on or after that date. Of course nobody was at home. So if you want to reinspect the repairs are done. Otherwise we will go through the legal process. If appeal is not approved we will go directly to the courts. Please let me know if you want to reinspect or not. Roberto m Rodriguez.

Sent from my iPhone