



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

APR 03 2019

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>Apr. 19, 2019</u>
Time <u>11:30 a.m.</u>
Location of Hearing: Room 330 City Hall/Courthouse

Address Being Appealed:

Number & Street: 1391 Barclay St City: St Paul State: MN Zip: 55106

Appellant/Applicant: John Henly dba Rev Mik Contr Email manoverboard27@yahoo.com

Phone Numbers: Business _____ Residence _____ Cell (651)-248-0743

Signature: [Signature] Date: 4-3-19

Name of Owner (if other than Appellant): John Maranda

Mailing Address if Not Appellant's: 1383 Barclay St. St Paul 55106

Phone Numbers: Business _____ Residence _____ Cell 763-688-4916

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
 - Code Enforcement Correction Notice
 - Vacant Building Registration
 - Other (Fence Variance, Code Compliance, etc.)
- Unclear repair items on list. Long-term is due to inspectors' problems. New items added at each re-inspection.



CITY OF SAINT PAUL

-Told me April 15th - IN PERSON

March 25, 2019

JOHN MARANDA
1383 BARCLAY STREET
ST PAUL MN 55106-2103

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 1391 BARCLAY ST
Ref. # 106032

Dear Property Representative:

Your building was inspected on March 22, 2019, 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 April 12, 2019 at 10:00A.M. 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

more
peeling?
WHAT?
DO YOU MEAN?

?

1. Exterior - SW corner - SPLC 34.09 (2), 34.33 (3) - Provide and maintain foundation elements to adequately support this building at all points.

Exterior - 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. -Paint is peeling on wood window frames, soffits and fascia. Lower unit window air conditioner wood is not painted, sill is deteriorated and foam is pushed around the openings.

- CAN I CUT FOAM OUT -
- AND PAINT THE WOOD? - AND PASS - ?

Puff's

INTERIOR - BOTH UNITS - SPLC 34.10 (6), 34.34 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination. -Ant infestation (Puff's will be coming out again in the spring to do another treatment).

UPDATE 03/22/19 Owner will send an updated report.

12th

NOTE
TONY
DID
THIS

INTERIOR - BOTH UNITS - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner. -Wall ledge underneath kitchen window has a hole in it and is cracking. Living room wall is cracking also. Plaster behind the kitchen cabinets is falling off. Hallway wall has holes in it around the door that goes to the front door. Chipped and peeling paint on the closet door in the hallway. Bathroom walls are missing (remodeling). UPPER: Laundry room walls need to be thoroughly cleaned.

UPDATE 03/22/19: Most holes, cracks, and wall issues have been addressed, but remain unpainted.

so PAINT LAUNDRY ROOM - AND PASS - ?

Lower unit - SPLC 34.14 (2), 34.34 (5) - Provide an approved electrical service adequate to meet the building's needs. This work may require a permit(s), call DSI at (651) 266-8989. -Electrical in the lower unit needs to be looked at by a licensed electrician. Light fixture in the kitchen won't shut off. The light outside the front door of the building does not work. UPDATE 03/22/19: Previous are repaired, but now NW bedroom ceiling light flickers.

- Done

Fixed

Upper unit - SPLC 34.09 (4), 34.33 (3) - Repair and maintain the window in good condition. -Northeast bedroom east window is missing crank.

- Done

Upper unit - SPLC 34.10 (7), 34.17(5) - Repair and maintain the floor in an approved manner. -Laundry room floor needs to be replaced. UPDATE 03/22/19: Floor has been replaced, but transition edge strip is missing.

- Kyle

Upper unit - MMC 2103 - All equipment, appurtenances, devices, and piping must be installed in a workmanlike manner. -UPDATE 03/22/19 Lower unit heat register repaired, but upper unit register cover has holes in the top near the bathtub.

Upper unit - SPLC 34.33 (3) - Repair and maintain the door in good condition. -Rear entry storm door edge is missing.

Upper unit - 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. -NEW 03/22/19: Broken dryer has been replaced (deficiency from prior orders), but new venting used incorrect materials. Owner states installation was through Best Buy. Owner has been informed this will need a permit to replace the incorrect materials.

- ?

11. lower unit - MSFC 703.1, 1106.1 - Provide and maintain fire rated floor and/or ceiling construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be: 1 Hour-Holes in the ceiling in the boiler room around piping. There is also a hole in the ceiling near the door. The ceiling appears to have been repaired previously, this needs to be repaired properly and in a workmanlike manner. UPDATE 03/22/19: Work is not complete.

- ?
perm

12. Revocation is due to long term noncompliance. -

not my fault

License pulled

HAVE CRANK

me

Done

- Best Buy

- permit?

- they did work already

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: james.thomas@ci.stpaul.mn.us or call me at 651-266-8983 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

James Thomas
Fire Safety Inspector

Ref. # 106032



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

March 13, 2019

JOHN MARANDA
1383 BARCLAY STREET
ST PAUL MN 55106-2103

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 1391 BARCLAY ST
Ref. # 106032

Dear Property Representative:

Your building was inspected on March 13, 2019, 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 April 2, 2019 at 11:00A.M. 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. INTERIOR - BOTH UNITS - SPLC 34.10 (6), 34.34 (5) - Exterminate and control insects, rodents or other pests. Provide documentation of extermination.-Ant infestation (Paffy's will be coming out again in the spring to do another treatment).
2. INTERIOR - BOTH UNITS - 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.- LOWER: Northwest bedroom closet doors are off the tracks. Kitchen cabinet drawers and doors are broken. UPPER: Dryer door doesn't close making it not work (washer/dryer on order). Air conditioner needs to be properly insulated on the inside.
3. INTERIOR - BOTH UNITS - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner.-Wall ledge underneath kitchen window has a hole in it and is cracking. Living room wall is cracking also. Plaster behind the kitchen cabinets is falling off. Hallway wall has holes in it around the door that goes to the front door. Chipped and peeling paint on the closet door in the hallway. Bathroom walls are missing (remodeling). UPPER: Laundry room walls need to be thoroughly cleaned.

An Equal Opportunity Employer

4. INTERIOR - BOTH UNITS - MMC 2103 - All equipment, appurtenances, devices, and piping must be installed in a workmanlike manner.-Heat register covers need to be properly installed. UPPER: Edge of register in bathroom near the tub needs to be properly repaired. LOWER: Living room.
5. INTERIOR - BOTH UNITS - 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.-LOWER: Bathtub appears to be clogged. Bathroom is missing a sink (remodeling). UPPER: Bathtub faucet drips. Laundry tub leaks.
6. INTERIOR - FRONT ENTRYWAY - SPLC 34.10 (3), 34.34(2) - Repair or replace the unsafe stairway in an approved manner.-Stair coverings are loose and coming up causing a tripping hazard.
7. INTERIOR - LOWER - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.-Living room.
8. INTERIOR - LOWER - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989.-Outlet in living room is sticking out of the wall.
9. INTERIOR - LOWER - SPLC 34.14 (2), 34.34 (5) - Provide an approved electrical service adequate to meet the buildings needs. This work may require a permit(s), call DSI at (651) 266-8989.-Electrical in the lower unit needs to be looked at by a licensed electrician. Light fixture in the kitchen won't shut off. The light outside the front door of the building does not work.
10. INTERIOR - LOWER - MSFC 703.1 - Provide and maintain fire rated wall construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be:-Wall behind the laundry tub, washer and dryer is in need of repair. It also has a hole in it. Chipped and peeling paint on the walls also.
11. INTERIOR - LOWER - MSFC 703.1, 1106.1 - Provide and maintain fire rated floor and/or ceiling construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989. The minimum rating must be:-Holes in the ceiling in the boiler room around piping. There is also a hole in the ceiling near the door. The ceiling appears to have been repaired previously, this needs to be repaired properly and in a workmanlike manner.
12. INTERIOR - UPPER - SPLC 34.09 (4), 34.33 (3) - Repair and maintain the window in good condition.-Northeast bedroom east window is missing crank.
13. INTERIOR - UPPER - SPLC 34.08 (1), 34.34 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition.-Laundry room needs to be deep cleaned and sanitized. There is a horrible smell coming from the laundry room.

14. INTERIOR - UPPER - SPLC 34.10 (7), 34.17(5) - Repair and maintain the floor in an approved manner.-Laundry room floor needs to be replaced.
15. INTERIOR - UPPER - 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.-
16. Lower unit - Kitchen Living room - SPLC 34.10 (7), 34.17(5) - Repair and maintain the floor in an approved manner.-Repair or replace the carpeting in living room and repair the kitchen floor. Repair or replace the floor coverings.
17. SPLC 34.09 (2), 34.33 (3) - Provide and maintain foundation elements to adequately support this building at all points.-

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>

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Sincerely,

James Thomas
Fire Safety Inspector

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