

1) I am challenging the Condemnation of my home, located at 752 Carroll Ave. St. Paul, MN 55104 under Minnesota Law, 2006 Senate File number 2750 that states the following:

Legislative Session number- 84

**Bill Name:** SF2750

5E Relating to eminent domain; providing for a preemption; requiring eminent domain to be used only for a public use or public purpose; specifying certain exceptions for drainage, town roads, and watershed districts; defining public use or purpose and certain other terms; providing for condemnation for blight mitigation and contamination remediation under certain conditions; providing owners with award of attorney and legal fees under certain conditions; modifying certain appraisal and negotiation requirements for the acquisition of property and regulating the use or consideration of appraisals in condemnation hearings; requiring documentation for business loss claims; specifying local government public hearing requirements; expanding certain petition notice requirements; specifying an evidentiary standard; increasing certain appraisal fee limits; requiring compensation for removal of legal nonconforming use, applicability restriction; requiring compensation for loss of going concern and driveway access unless condemning authority establishes certain facts; specifying certain minimum compensation requirements for relocating owners; specifying certain limitations; exempting public service corporations; providing for a right of first refusal; clarifying a certain relocation assistance requirement; providing for relocation assistance amount finality determination by administrative law

judge; specifying instructions to the revisor

(rt)

source:

[https://www.revisor.mn.gov/bills/status\\_description.php?f=SF2750&ssn=0&y=2006](https://www.revisor.mn.gov/bills/status_description.php?f=SF2750&ssn=0&y=2006)

- 2) The electricity in my home currently works, I have video showing this, while at the time of the inspection it did not work it was as simple as turning the breaker on and off a couple of times. I also have working heat in the home which satisfies the order. To require me to hire contractors and pull permits would cost me money that I currently do not have as the result of dramatically reduced hours that I currently work. Furthermore this condemnation is keeping me from living in my home because I'm not legally able to live there now, despite the fact that all of the items listed in the order have been taken care of and I am no longer renting the unit. This order is effectively preventing me from moving in to my own home, rendering me homeless.
- 3)
- 4) February 27th I received a call from fire safety inspector David Smith I was told that the heat and electrical was not working in one of the units in my duplex and that there would be an inspection later on that day at 2:00PM
- 5) I informed Mr Smith that this was the first I had heard of this and that I would not be able to attend the site visit because I was and would not be able to leave with such short notice

- 6) After work I went by my home and found that indeed the heat and electrical did have problems. Baseboard heat worked in the bedrooms and bathrooms but not in the living room. I realized this problem could be resolved with the furnace and or the electrical being fixed .2 I kept constant so I scheduled appointments for both to be handled.
- 7) I kept constant communication with David and my tenant, Peggy Baker, I scheduled two appointments for the next day, Friday the 28<sup>th</sup> to have the furnace serviced, one appointment at 7:00 AM and another at 9:00 AM in order to have the furnace fixed I also informed the tenant at the time an Mr Smith that I had an electrician scheduled to fix the electrical problems on Saturday **the reason why this is important is because the property has both baseboard heat and furnace heat And I knew that if there was an electrical problem I could kill two birds with one stone by fixing the electrical problems.**
- 8) Both before and after Thursday's inspection I was told on numerous occasions by David that I'd be given until Monday, March 2<sup>nd</sup> to fix the electrical and heat problem at my home I was able to get space heaters for the property.
- 9) Friday February 28<sup>th</sup>, at 7:00 AM I went to my home and met with a technician to fix the furnace and received a bid but because the price was exorbitantly high and they wanted \$600 just for the price of a new filter. The tenant, was at the house at the time and I asked that she be there when the 9:00 AM HVAC techs came because I had to work from 8:00-6:00PM (I'm a teacher and basketball coach so I routinely work long hours) and I

informed Mr. Smith of my 9:00 AM appointment later on at work I was informed at the 9:00 AM appointment would not be making it because they did not have a license here in Saint Paul however no one ever called to inform me of this so at that point I asked to leave work,

10) I went to Walmart and bought space heaters and brought them to my property at that time I called Mr Smith and informed him that I bought the space heaters for the property at the time Mr Smith informed me that he had spoke into his supervisor leanna chef and she had told him to condemn the unit that day Friday the 28th I'd like to touch on a point here and that is that I feel that this is racial discrimination on the point of liana chef uh about a year and a half ago she kicked me out of a landlord class at the police station after I was not able to get in and showed up late and since then I've noticed and felt that in any situation I haven't gotten a fair shake I feel that because I'm young a young black man who is a landlord she's targeting me Anne has a perception that I am a slum Lord and that is not the case I want the racial prejudice on the part of miss shaff to stop today And I want it on record that I feel she is racially discriminated against me I expressed the same feelings to David in an email and over the phone and there was no denial of my claims now point #8 I have had an electrician in and I have fixed the baseboard heat I also have the electrical fixed I'll smoke detectors have been replaced and the discontinue use of the multi plug adapters has happened Furthermore there is no tenant living there now as my tenant opted to terminate her lease on the 29th of February a day after the can't the unit was condemned had I been given the opportunity that I was told I would have by getting heat with the space heaters I would have been able to have

kept the tenant and provided adequate heat which is what now is there now because of that I have decided now to homestead the unit now this tenant with someone that i had had many issues with part of it was no I've had things up to cold in that unit for quite some time and. I know other Landlords in St. Paul who are Caucasian who told me that they've always been given adequate time to fix a heat issue as long as they showed an effort to get the situation handled. **This is why I feel that Ms. Shaff's actions where an example of racial bias. Had I been a Caucasian landlord and made the same efforts the home would not have been condemned. I was told by the Minnesota Department of Human Services that this constitutes discrimination. If this matter is not remedied I'll be forced to pursue a formal discrimination claim.**

8) The electricity in my home works and the heat in my home works, which satisfies the terms of the condemnation order. To require me to hire contractors and pull permits would cost me money that I currently do not have as the result of dramatically reduced hours that I currently work. Furthermore, this condemnation is keeping me from living in my home because I'm not legally able to live there now, even though all of the items listed in the order have been taken care of and I am no longer renting the unit. This order is effectively preventing me from moving into my own home, rendering me homeless.