



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

JUL 24 2020

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:

- \$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, August 4, 2020
Time 1:30 p.m.
Location of Hearing:
~~Room 330 City Hall/Courthouse~~
Teleconference

between 1:30 p.m. and 3:00 p.m.

Address Being Appealed:

Number & Street: ⁹⁵⁶~~965~~ Russell St City: St. Paul State: MN Zip: 55106

Appellant/Applicant: Gaoly Yang Email gaoly2013@gmail.com

Phone Numbers: Business _____ Residence _____ Cell 651-295-8370

Signature: Cana Yang Digitally signed by Cana Yang Date: 2020.07.23 14:23:25 -05'00' Date: July 23, 2020

Name of Owner (if other than Appellant): Cana Yang

Mailing Address if Not Appellant's: 2601 Fremont Ave S #303, Minneapolis, MN 55408

Phone Numbers: Business _____ Residence _____ Cell 612-615-3926

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:
See Appeal letter attached

Appeal – Housing inspection order

Property: 956 Russell Street, St. Paul, MN 55016

Inspector: Efrayn Franquiz

Inspection Date: July 16, 2020

Reference: # 120846

Appeal 1: Code Deficiency/Violation - SPLC34.14(2)c – repair or replace the duplex convenience outlet with ground fault protection within 3 feet of the basin on adjacent wall in all bathrooms. This work may require a permit(s). Call DSI at (651) 266-898. The GFCI outlet in the kitchen has been changed by the owner and the tested is now reading that there is a hot/neutral reverse connection. The outlet did not trip when tested. Contact a licensed electrical contractor to evaluate and properly repair the GFCI outlet. This work may require a permit.

This house was built in 1919. Most electrical works and wiring are original with the exception of a few updates in the bathroom. We bought this house in March 2012 and all electricity have passed inspections in the past.

On May 15, 2020, inspector Franquiz inspected the property. He was ½ hour late and never provided an explanation for his tardiness. Unlike other inspectors, Franquiz used a GFCI Tester to test the kitchen GFCI and said nothing. Then he went to test the GFCI in the restroom on the 2nd floor. After testing he showed us that this one works properly because it tripped when he pressed the Tester. But the one downstairs does not trip so he wanted us to fix it. We don't see the reason why we have to fix it. We tried to explain that this house is old wiring and it passed many inspections in the past. But he ignored and insisted that we fixed or replaced the GFCI outlet. That's why we decided to buy a new GFCI outlet and replaced it according to his correction notice. In the rush to fix everything to meet the deadline, we mistakenly connected the hot wire and neutral wire to the "LINE" instead of the "LOAD". If he did not write that the GFCI outlet must be replaced or repaired, then we would not have replaced it. As of now, 7/22/20, this GFCI has been corrected. We do not see the point of having to call a licensed electrical contractor to get a permit and to come replace the outlet as stated in the citation. The 2nd reason to appeal this order is the fact that Franquiz doesn't understand that older homes like ours do not have ground wire. That's why his Tester doesn't trip. This is common knowledge and we've told him that but he ignored our explanation. He insisted that the GFCI doesn't work and need to be fixed or replaced.

Appeal 2: The St. Paul Legislative Code requires that no building be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

6/16/20 - inspector Franquiz did not show up for his scheduled re-inspection. After we followed-up and complained, he wrote us an email on 6/17/20 to apologize and said that there will not be a fee for his no-show inspection (Email attached). This was an insult and very condescending. We responded to him that we expect future inspection to be free of charge because of his screw-up. We wasted 2 precious hours for this no-show inspection. We are working people who take personal time off just for this appointment. We are requesting the city to fully waive the re-inspection fee.



CITY OF SAINT PAUL

July 16, 2020

CANA YANG
GAOLY YANG
1583 VIKING DRIVE E
MAPLEWOOD MN 55109 USA

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES
956 RUSSELL ST

Ref. # 120846

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on July 16, 2020. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately.

A reinspection will be made on August 14, 2020 at 12:30 PM.

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 be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

DEFICIENCY LIST

1. Interior - Kitchen - 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 may require a permit(s). Call DSI at (651) 266-8989.-**The GFCI outlet in the kitchen has been changed by the owner and the tester is now reading that there is a hot/neutral reverse connection. The outlet did not trip when tested. Contact a licensed electrical contractor to evaluate and properly repair the GFCI outlet. This work may require a permit.**

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 the original orders.

If you have any questions, email me at Efrayn.Franquiz@ci.stpaul.mn.us or call me at 651-266-8955 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,

Efrayn Franquiz
Fire Safety Inspector
Ref. # 120846



Gaoly Yang <gaoly2013@gmail.com>

No show inspection appointment

Franquiz, Efrayn (CI-StPaul) <efrayn.franquiz@ci.stpaul.mn.us>
To: Gaoly Yang <gaoly2013@gmail.com>

Wed, Jun 17, 2020 at 2:52 PM

Hello Mr. Yang,

On behalf of DSI, I apologize that no one called you to inform you that I was out sick yesterday. Someone should of contacted you and told you I was out. I will reschedule your appointment for a date in July and there will not be any fee for yesterday's appointment. Again, I am sorry that no one contacted you. See you in July and please provide a good phone number. If someone did try to contact you they may have used an outdated number. Take care and be safe.

Sincerely,

**EFRAYN FRANQUIZ****Fire Safety Inspector II****City of Saint Paul**

Department of Safety and Inspections

375 Jackson St, Suite 220

Saint Paul, MN 55101

P: 651-266-8955**F:** 651-266-8951**Efrayn.Franquiz@ci.stpaul.mn.us**

From: Gaoly Yang <gaoly2013@gmail.com>
Sent: Tuesday, June 16, 2020 11:56 AM
To: Franquiz, Efrayn (CI-StPaul) <efrayn.franquiz@ci.stpaul.mn.us>
Cc: gaoly2020@gmail.com; Cana Yang <CanaYang@gmail.com>
Subject: No show inspection appointment

Think Before You Click: This email originated outside our organization.

[Quoted text hidden]