



June 29, 2021

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3211 Crestmoor Dr
Woodbury MN 55125-5010

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14333 Bataan Street NE
Ham Lake MN 55304

Order to Abate Nuisance Building(s)

Dear Responsible or Interested Party:

The Vacant/Nuisance Buildings Unit, Department of the Department of Safety and Inspections, Division of Code Enforcement, hereby declares the premises located at:

698 DESOTO ST

With the following Historic Preservation information: NONE

and legally described as follows, to wit:

SUB OF AND ADD TO IRVINE'S ADD N 1/2 OF LOT 16 BLK 1

to comprise a nuisance condition in violation of the Saint Paul Legislative Code, Chapter 45.02, and subject to demolition under authority of Chapter 45.11.

On April 29, 2021 a Building Deficiency Inspection Report was compiled and the following conditions were observed.

This list of deficiencies is not necessarily all the deficiencies present at this time. This building(s) is subject to the restrictions of Saint Paul Ordinance Chapter 33.03 and shall not again be used for occupancy until such time as a Certificate of Compliance or a Certificate of Occupancy has been issued. All repairs must be in accordance with appropriate codes. Changes or additions to the electrical system, mechanical system, or the plumbing system may necessitate updating or upgrading the systems involved.

This is a two-story, wood frame, duplex with a detached accessory shed.

The following is excerpted from the March 4, 2016 expired Code Compliance Report:

BUILDING

1. Ensure basement cellar floor is even, is cleanable, and all holes are filled.
2. Provide complete storms and screens, in good repair for all door and window openings.
3. Provide functional hardware at all doors and windows.

4. Exit doors shall be capable of being opened from the inside, easily and without the use of a key. Remove all surface bolts.
5. Repair or replace damaged doors and frames as necessary, including storm doors.
6. Weather seal exterior doors, threshold and weather-stripping.
7. Repair walls, ceiling and floors throughout, as necessary.
8. Prepare and paint interior and exterior as necessary. Observe necessary abatement procedures (EPA, MPCA and St. Paul Legislative Code, Chapter 34 for additional information) if lead base paint is present.
9. Where wall and ceiling covering is removed install full thickness or code-specified insulation.
10. Air-seal and insulate attic/access door.
11. Install Smoke Detectors/Carbon Monoxide Detectors per MN Conservation Code and the MN Dept. of Labor and Industry: Install per code where feasible.
12. Tuck Point interior/exterior of foundation as necessary.
13. Provide major clean-up of premises.
14. Repair siding, soffit, fascia, trim, etc. as necessary.
15. Provide proper drainage around house to direct water away from foundation of house.
16. Provide proper drainage around house to direct water away from foundation of garage.
17. Install downspouts and a complete gutter system.
18. Install rain leaders to direct drainage away from foundation.
19. Provide general rehabilitation of garage.
20. Tuck point and repair chimney top brick.
21. Replace decayed trim and sills and paint as needed.
22. Install kick out flashing at siding and roof connection.
23. Dry out basement and eliminate source of moisture.
24. Install new floor in sink base cabinet on 2nd floor.
25. Repair or remove fence.
26. Install driveway in front on garage.
27. Install gutters and downspouts on garage and plumb walls.
28. Replace rear stairs to code or remove.
29. Replace siding at grade on garage with code approved decay resistant materials, slope grade away from garage.
30. Properly support 1st. floor at corner of basement stairs, double up end of opening joist or install footing and post to code.
31. Remove mold, mildew and moldy or water damaged materials.
32. Permanently secure top and bottom of support posts in an approved manner.
33. Install 20-minute fire rated doors, with self-closing device, between common areas and individual units. All penetrations required to have property intumescent device or caulk (per current building codes).
34. Maintain one-hour fire separation between dwelling units and between units and common areas.
35. Install handrails (34 inches - 38 inches above each nosing) and guardrails (36-inch minimum) at all stairways, and return handrail ends into a newel post or wall per attachment.
36. Repair or Replace any deteriorated window sash, broken glass, sash holders, re-putty, etc as necessary.

37. A building permit is required to correct the above deficiencies. All work is to be done in a workmanship like manner.

ELECTRICAL

1. Properly wire electric dryer receptacle/branch circuit/overcurrent device to current NEC.
2. Ensure/Properly wire furnace to current NEC.
3. Repair the electrical service grounding conductor to the metallic water piping system. Install a conductor sized to Table 250.66 (NEC) from the electrical service to within 5' of the entrance point of the water service, and bond around the water meter.
4. Basement - Properly strap and support cables and/or conduits.
5. Basement -Remove all cord wiring used as a substitute for fixed wiring.
6. Basement/Electrical Panels - Close openings in service panel/junction boxes with knockout seals, breaker blanks, proper cable clamps, and/or junction box covers.
7. Both Units - Install hard-wired, battery backup, smoke detector as specified in Chapter 58 of the Saint Paul Legislative Code, and other smoke detectors and carbon monoxide detectors as required by the Minnesota State Building Code.
8. Electrical Panels - Provide a complete circuit directory at service panel indicating location and use of all circuits.
9. Electrical Panels - Ensure/Replace circuit breakers in electrical panel that are not listed for that panel board with proper breakers.
10. Electrical Panels -Verify that fuse/circuit breaker amperage matches wire size in panel. Replace improperly sized overcurrent devices.
11. Throughout -Both Units - Ensure all receptacles and switches are flush to the finished plate.
12. Throughout -Both Units -Repair or replace all broken, painted over, corroded, missing or loose receptacles, luminaires (light fixtures), switches, covers and plates to current code.
13. Throughout -Both Units - Check all receptacles for proper polarity (including 2-prong) and verify ground on 3-prong receptacles. Ensure all GFCI receptacles are functioning properly. Rewire and/or replace receptacles that are improperly wired or not functioning properly.
14. Throughout/Basement -Both Units - Remove and/or rewire all illegal, improper or hazardous wiring to current NEC.
15. Throughout/Electrical Panels - Repair damaged electrical due to vandalism to current NEC.
16. Upper Unit -Install box extensions on devices mounted in wood paneling.
17. All electrical work must be done by a Minnesota-licensed electrical contractor under an electrical permit.

PLUMBING

1. Lawn Hydrants - Repair or replace the lawn hydrants that are broken or have parts missing.
2. Lawn Hydrants - The lawn hydrant(s) require a backflow preventer.
3. Plumbing - General - Obtain permits and provide tests/inspections for any plumbing performed without permits.
4. Basement -Gas Piping - Install an approved shut off; connector and gas piping for the range.
5. Basement -Gas Piping - Vent clothes dryer to code.

6. Basement -Soil and Waste Piping - Install a front sewer clean out.
7. Basement -Soil and Waste Piping - Install a clean out at the upper terminal at each horizontal drainage pipe.
8. Basement -Water Heater - Correct the pressure and temperature relief valve discharge.
9. Basement -Water Heater - Install the water piping for the water heater to code.
10. Basement -Water Meter - Support the water meter to code.
11. Basement -Water Meter - The water meter must be installed and in service.
12. Basement -Water Meter - The service valves must be functional and installed to code.
13. Basement -Water Piping - Repair or replace all the corroded, broken, or leaking water piping.
14. Basement -Water Piping - Provide water piping to all fixtures and appliances.
15. Basement -Water Piping - Provide a one (1) inch water line to the first major take off.
16. Basement -Water Piping - Add the appropriate water pipe hangers.
17. First Floor -Lavatory - Install the water piping to code.
18. First Floor -Sink - Install the waste piping to code.
19. First Floor -Tub and Shower - Provide an approved waste stopper.
20. Second Floor -Lavatory - Install the waste piping to code.
21. Second Floor -Lavatory - Install the water piping to code.
22. Second Floor -Sink - Install the waste piping to code.
23. Second Floor -Sink - Install the water piping to code.
24. Second Floor -Toilet Facilities - Repair/replace the fixture that is missing, broken or has parts missing.
25. Second Floor -Toilet Facilities - Install a proper flanged fixture connection on a firm base.
26. Second Floor -Tub and Shower - Install scald and thermal shock protection, ASSE Standard 1016.
27. Second Floor -Tub and Shower - Provide an approved waste stopper.
28. All the above corrections to waste, vent, water, and gas piping shall be per the Minnesota Plumbing Code Chapter 4714, Minnesota Rules Chapter 326, 4716, 1300, the Minnesota Mechanical Code, the Minnesota Fuel Gas Code, and Saint Paul Regional Water Services Water Code. All plumbing must be done by a plumbing contractor licensed in the State of Minnesota and the City of St. Paul by a plumber licensed in the State of Minnesota who also possess a City of Saint Paul Competency Card and after obtaining an approved City of Saint Paul Plumbing Permit.

MECHANICAL

1. Clean and Orsat test furnace burner. Check all controls for proper operation. Check furnace heat exchanger for leak; provide documentation from a licensed contractor that the heating unit is safe.
2. Replace furnace PVC flue intake and exhaust and support to code.
3. Vent clothes dryer to code and provide approved gas piping and valve (plumbing or mechanical gas permit is required).
4. Provide adequate combustion air and support duct to code.
5. Provide support for gas lines to code.
6. Plug, cap and/or remove all disconnected gas lines.
7. Install furnace air filter access cover.

8. Provide all supply and return ducts for warm air heating system must be clean before final approval for occupancy. Documentation is required from a licensed duct-cleaning contractor that the duct system has been cleaned.
9. Repair and/or replace heating registers as necessary.
10. Provide heat in every habitable room and bathrooms.
11. Bathrooms require a means to ventilate the space. Provide a window with an aggregate glazing area of not less than 3 square feet, one half of which must be operable. Alternative is a bath fan properly vented to the outside. All kitchen exhaust must be venting to exterior. A mechanical ventilation permit will be required for the bath fan and/or kitchen exhaust.
12. Run condensate drain from furnace in basement to an approved location according to manufacturers' installation requirements and secure as needed.
13. Separate heating system is required for each dwelling unit. Furnace in basement cannot be used for heating both 1st and 2nd floor units of duplex.
14. Mechanical permits are required for the above work.

As owner, agent or responsible party, you are hereby notified that if these deficiencies and the resulting nuisance condition is not corrected by **July 29, 2021** the Department of Safety and Inspections, Division of Code Enforcement, will begin a substantial abatement process to demolish and remove the building(s). The costs of this action, including administrative costs and demolition costs will be assessed against the property taxes as a special assessment in accordance with law.

As first remedial action, a Code Compliance Inspection Report must be obtained from the Building Inspection and Design Section, 375 Jackson Street, Suite 220, (651) 266-8989. This inspection will identify specific defects, necessary repairs and legal requirements to correct this nuisance condition. You may also be required to post a five thousand dollars (\$5,000.00) performance deposit with the Department of Safety and Inspections before any permits are issued, except for a demolition permit. Call the Department of Safety and Inspections for more information at 651-266-8989.

If this building is located in a historic district or site (noted on page 1, above, just below the property address) then you must contact Heritage Preservation (HPC) staff to discuss your proposal for the repairs required by this order and compliance with preservation guidelines. Copies of the guidelines and design review application and forms are available from the Department of Safety and Inspections web site (see letterhead) and from the HPC staff. No permits will be issued without HPC review and approval. HPC staff also can be reached by calling 651-266-9078.

As an owner or responsible party, you are required by law to provide full and complete disclosure of this "Order to Abate" to all interested parties, all present or subsequent renters and any subsequent owners. The property shall not be sold, transferred or conveyed in any manner until the Nuisance Conditions have been abated and the Certificate of Code Compliance or Certificate of Occupancy has been issued.

The Enforcement Officer is required by law to post a placard on this property which declares it to be a "nuisance condition", subject to demolition and removal by the City. This placard shall not be removed without the written authority of the Department of Safety and Inspections,

Division of Code Enforcement. The department is further required to file a copy of this "Order to Abate" with the City Clerk's Office.

If corrective action is not taken within the time specified in this order, the Enforcement Officer will notify the City Council that abatement action is necessary. The City Clerk will then schedule dates for Public Hearings before the City Council at which time testimony will be heard from interested parties. After this hearing the City Council will adopt a resolution stating what action if any, it deems appropriate.

If the resolution calls for abatement action the Council may either order the City to take the abatement action or fix a time within which this nuisance must be abated in accordance with the provisions of Chapter 33 of the Saint Paul Legislative Code and provide that if corrective action is not taken within the specified time, the City shall abate this nuisance. The costs of this action, including administrative costs will be assessed against the property as a special assessment in accordance with law.

If you have any questions or request additional information please contact **Joe Yannarely** at **651-266-1920**, or you may leave a voice mail message.

Sincerely,

Joe Yannarely

Vacant Buildings Enforcement Inspector