



RLH VO 21-33

APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

AUG 02 2021

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 3, 2021
 Time 1:30 p.m. to 3:00 p.m.
 Location of Hearing:
 Teleconference due to Covid-19 Pandemic
Call cell

Address Being Appealed:

Number & Street: 1132 E. Maryland Ave City: St. Paul State: MN Zip: 55106

Appellant/Applicant: Loretta Kimmet-Mobley Email lm.kimmetmobley@comcast.net

Phone Numbers: Business _____ Residence 651-731-4174 Cell *651-319-1471

Signature: L.M. Kimmet-Mobley Date: 8/2/21

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 _____
- Summary/Vehicle Abatement _____
- Fire C of O Deficiency List/Correction see attachment
- Code Enforcement Correction Notice _____
- Vacant Building Registration _____
- Other (Fence Variance, Code Compliance, etc.) _____



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

July 30, 2021

LORETTA KIMMET MOBLEY
7060 THAMES RD
WOODBURY MN 55125-3811

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 1132 MARYLAND AVE E
Ref. # 101970

Dear Property Representative:

Your building was inspected on July 30, 2021, 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 August 16, 2021 at 1:45 PM. All deficiencies, including any permits must be corrected by this date or the property must be vacated by August 31, 2021.

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. Exterior - Back Door - SPLC 34.33 (3) - Repair and maintain the door in good condition. -NEW - July 29, 2021 - The door closer to the back-entry storm door is missing.
2. Exterior - Garage - SPLC 34.08(5), 34.32(3) - All accessory structures including, but not limited to, detached garages, sheds and fences shall be maintained structurally sound and in good repair. Provide and maintain exterior unprotected surfaces painted or protected from the elements. -NEW - 7/29/2021 - The service door is unable to close and latch.
3. Exterior - Gutter - SPLC 34.08 (2) - Provide and maintain the property grade to slope away from the building to minimize the accumulation of water near the building. This work may require a permit(s). Call DSI at (651) 266-8989.-The repairs to the gutter has failed and the hole is still there. Properly repair or replace this section of the gutter.
4. Exterior - Windows - SPLC 34.09 (4), 34.33 (3) - Repair and maintain the window in good condition. -There are windows on the East side of the house that still has the sill rotted and there is an opening on top.

An Equal Opportunity Employer

5. Exterior & Interior - Garage & House - MSFC 315.3 - Provide and maintain orderly storage of materials.
6. Exterior & Interior - Garage & House - MN Stat 299F.18 - Immediately remove and discontinue excessive accumulation of combustible materials. -Reduce the number of combustible items in the garage by 25%. Reduce the number of combustible items in the house by 25%.
7. Interior - Basement - MMC 607 - Repair, replace or install duct work in compliance with the mechanical code. This work may require a permit(s). Call DSI at (651) 266-8989.- The repairs to the duct was not done by a contractor and on the other side of the duct (wall) the vent cover is missing.
8. Interior - Basement - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the ceiling in an approved manner. -There are damaged and missing ceiling tiles. There are tiles that are coming down.
9. Interior - Basement - MSFC 605.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing. -New - July 29, 2021 - The cover to the same junction box as before as come off again. Provide the correct size cover.
10. Interior - Basement - MSFC 605.1 - Repair or replace damaged electrical fixtures. This work may require a permit(s). Call DSI at (651) 266-8989.
New - July 29, 2021 - Unpermitted work has been performed on the electrical box and it has been observed that there are a couple of frayed wires in the electrical panel. Immediately contact a licensed contractor to repair the electrical panel under permit.
11. Interior - Throughout - 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.- NEW - 4/27/2021 - The top of the kitchen stove is damaged. Repair or replace the stove. There are light fixtures missing the covers.
12. Interior - Throughout - SPLC 34.08 (1), 34.34 (4), 34.16 - Provide and maintain interior in a clean and sanitary condition. -The entire house is still very unclean and litter.
13. Interior - Windows - SPLC 34.09 (4), 34.33 (3) - Repair and maintain the window in good condition.
Front Upstairs Window - The window has black substance, peeling paint and is hard to open and close. The bottom of the sash is damaged.
Front Downstairs Bedroom - The left window is very hard to open and close and the sash cords are broken.
NEW - July 29, 2021 - Top of stairway - The storm window is being held up by a small stick.
NEW - July 29, 2021 - Top of stairway - The window has peeling paint.

14. SPLC 40.06. - Suspension, revocation and denial. (a) Grounds for revocation. The fire code official may, in writing, issue a notice to the owner(s) and known interested parties of the city's suspension or revocation of a fire certificate of occupancy issued under the provisions of this code, or deny an application therefor: (3) If it is found upon inspection of the fire code official that the building or occupancy is in violation of provisions of this or other applicable safety codes, ordinances, rules and regulations;
The Fire Certificate of Occupancy has been revoked due to long term non-compliance. All deficiencies, including any permits, must be corrected by August 16, 2021 or the property must be vacated by August 31, 2021.

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: Efrayn.Franquiz@ci.stpaul.mn.us or call me at 651-266-8955 between 7:30 - 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. # 101970

Lori Kimmet-Mobley <lmkimmetmobley@comcast.net>

8/2/2021 11:26 AM

Legislative Appeal

To lmkimmetmobley@comcast.net <lmkimmetmobley@comcast.net>

Legislative Appeal of Revocation of Fire Certificate of Occupancy

The following are the reasons for this appeal.:

- 1) #5, #6, and #12 in the deficiency list are not within our control. With help, the tenants have already reduced the accumulation of combustibles and are being asked to reduce a further 25% (not unreasonable). Also, the cleanliness still needs improvement. We and others have worked with the tenants to improve conditions, but we will be unavailable in the next two weeks to oversee this. All other items in deficiency list have already been done or will be by August 16.
- 2) Installation of a new electrical panel has been contracted to be done on August 9; however, we will be out of town and unable to verify before our return. (#10) See #4.
- 3) Regarding the furnace duct work required in #7 we are looking for a qualified furnace contractor to do this mechanical work. Not all furnace companies provide this service.
- 4) We will be out of the country on a long-planned vacation (deposit made 2 years ago) and will not be available for the inspection scheduled for August 16. We would like to postpone the inspection to a date after August 25.

Loretta Kimmet-Mobley
Andy Mobley
(Owners)