



## Legislation Details (With Text)

**File #:** ALH 11-456    **Version:** 1  
**Type:** Appeal-Legislative Hearing    **Status:** Filed  
**In control:** City Council  
**Final action:** 4/5/2011

**Title:** Appeal of Special Tax Assessment for 1758 DAYTON AVENUE for Project #: J1110A, Assessment #: 118034 in Ward 4.

**Sponsors:** Russ Stark

**Indexes:** Assessments, Nuisance Abatement, Special Tax Assessments, Ward - 4

**Code sections:**

**Attachments:** 1. 1758 Dayton Ave.Work Order 1-7-11.pdf, 2. 1758 Dayton.J1110A.pdf, 3. 1758 Dayton Ave, snow letter 1.3.11.pdf

Date	Ver.	Action By	Action	Result
4/5/2011	1	Legislative Hearings	Referred Under Master Resolution	

Appeal of Special Tax Assessment for 1758 DAYTON AVENUE for Project #: J1110A, Assessment #: 118034 in Ward 4.

Approve the assessment.

Cost: \$160.00

Service Charge: \$140.00

Total Assessment: \$300.00

Gold Card Returned by:

Type of Order/Fee: Summary Abatement Order

Nuisance: Remove snow and ice from public sidewalk full width, salt and sand as needed.

Date of Orders: January 3, 2011

Compliance Date: January 6, 2011

Re-Check Date: January 6, 2011

Date Work Done: January 10, 2011

Work Order #: 11-003575

Returned Mail?: Approve the assessment.

Darwin Busschman, Bos Investments, owner and Jim Schroeder, tenant, appeared.

Inspector Essling reported that the assessment for 1758 Dayton Avenue is for snow and ice removal from public sidewalk full width. The Summary Abatement Order was sent January 3, 2011 with a compliance date of January 6, 2011. It was re-checked on January 6, 2011 and found to be in non-compliance. A letter was sent to Parks and the work was done January 10, 2011 at a cost of \$160 plus a service charge of \$140 for a total of \$300. The letter was sent to Bos Investments, Prior Lake and Occupant. There was no returned mail.

Mr. Busschman is appealing because of inadequate notice. Mr. Schroeder noted that during the time of the mailing, some of the other student occupants were home and others were busy working. He also seemed unaware that the sidewalk needed to be shoveled full width.

The video was viewed showing that the City did the work.

Ms. Moermond stated that the sidewalk needs to be shoveled full width and since this is a corner property, both sides of the corner need to be shoveled so that pedestrians can continue to walk straight ahead.

Ms. Moermond will recommend approval of the assessment.

Comments:

History of Orders on Property:

Darwin Busschman, Bos Investments, owner and Jim Schroeder, tenant, appeared.

Inspector Essling reported that the assessment for 1758 Dayton Avenue is for snow and ice removal from public sidewalk full width. The Summary Abatement Order was sent January 3, 2011 with a compliance date of January 6, 2011. It was re-checked on January 6, 2011 and found to be in non-compliance. A letter was sent to Parks and the work was done January 10, 2011 at a cost of \$160 plus a service charge of \$140 for a total of \$300. The letter was sent to Bos Investments, Prior Lake and Occupant. There was no returned mail.

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Ms. Moermond will recommend approval of the assessment.

WHEREAS, in the matter of

[title]

the Legislative Hearing Officer has reviewed the appeal and considered the testimony of City staff and the appellant;

WHEREAS, the Legislative Hearing Officer recommends [recommendation]

now, therefore, be it

RESOLVED, that the Saint Paul City Council hereby accepts and adopts the Legislative Hearing Officer's recommendation in this matter.