



Legislation Details (With Text)

**File #:** RLH RR 15- 45      **Version:** 2

**Type:** Resolution LH Substantial Abatement Order      **Status:** Passed

**In control:** City Council

**Final action:** 12/16/2015

**Title:** Ordering the razing and removal of the structures at 1659-1669 GRAND AVENUE initiating no later than February 1, 2016 and concluding by May 1, 2016.

**Sponsors:** Chris Tolbert

**Indexes:** Substantial Abatement Orders, Ward - 3

**Code sections:**

**Attachments:** 1. 1659-1669 Grand Ave.OTA 9-15-15, 2. 1659-1669 Grand Ave.PH 10-23-15, 3. 1659-1669 Grand Ave.Team Inspection Report 6-3-15, 4. 1659-1669 Grand Ave.SHPO 10-16-15, 5. 1659-1669 Grand Ave.Photos-doc 1.9-9-15, 6. 1659-1669 Grand Ave.Photos-doc 2.9-9-15.pdf, 7. 1659-1669 Grand Ave.Photos-doc 3.9-9-15.pdf.doc, 8. 1659-1669 Grand Ave.Photos.4-21-15, 9. 1659-1669 Grand Ave.Photos.4-16-15, 10. 1659-1669 Grand Ave.Email Kueppers-Yannarely.11-18-15, 11. 1659-1669 Grand Ave.Email Rosenberg-Moermond.11-23-15, 12. 1659-1669 Grand Ave.Kueppers Ltr.11-25-15, 13. 1659-1669 Grand Ave.MacalesterGroveland Letter.11-18-15, 14. 1659-1669 Grand Ave.Email Wheaton-Moermond.12-4-15, 15. 1659-1669 Grand Ave.HPC Resolution.12-3-15, 16. 1659-1669 Grand Ave.Kueppers Ltr.12-9-15

Date	Ver.	Action By	Action	Result
12/21/2015	2	Mayor's Office	Signed	
12/16/2015	2	City Council	Adopted	Pass
12/8/2015	1	Legislative Hearings	Referred	
11/24/2015	1	Legislative Hearings	Laid Over	

Ordering the razing and removal of the structures at 1659-1669 GRAND AVENUE initiating no later than February 1, 2016 and concluding by May 1, 2016.

WHEREAS, the Department of Safety and Inspections has determined that 1659 GRAND AVENUE is a nuisance building pursuant to Saint Paul Legislative Code §45.02 as 1) it is a vacant building as defined in §43.02; and 2) it has multiple housing code or building code violations or it has conditions constituting material endangerment as defined in §34.23, or it has a documented and confirmed history as a blighting influence in the community; and

WHEREAS, this property is legally described as follows, to wit: Elmer Morrisons rearrangeme Part Of Vac Alley Adj And Of Lots 1 And 2 E Of A L Run At Ra To Grand Ave From A Pt Thereon 94 Ft From Se Cor Of Sd Lot 1 Blk 1; and

WHEREAS, based upon the records in the Ramsey County Recorder's Office and information on file or obtained by the Department of Safety and Inspections, the following are the owners, interested or responsible parties for the subject property as of October 23, 2015: Grand Heritage Properties LLC, PO Box 16548, Saint Paul MN 55116-0548; Austad Construction Inc, 182 A Ryan Lane, Little Canada MN 55117; and Macalester Groveland Community Council; and

WHEREAS, each of these parties was served a written order dated September 15, 2015 advising them of the

basis for the determination that the subject property was a nuisance, and that the nuisance building was to be repaired or razed and removed by October 15, 2015; and

WHEREAS, this order informed the interested or responsible parties that they must repair or raze and remove the structures(s) located on the Subject Property by October 15, 2015; and

WHEREAS, a placard indicating the City's order that this nuisance building be abated was posted on the building on September 16, 2015 in accordance with Saint Paul Legislative Code §45.11(2)c; and

WHEREAS, the nuisance condition was not corrected by October 15, 2015, and therefore an abatement hearing was scheduled before the City Council on December 16, 2015 and the owner or his duly authorized representative and any interested parties or their duly authorized representatives were properly notified of the time, date and place of the hearing; and

WHEREAS, the legislative hearing officer provided the owner and other interested parties an opportunity to discuss the matter at legislative hearings on November 24 and December 8; and

WHEREAS, a public hearing was held on December 16, 2015, and the Council reviewed the record, which included the exhibits from the Department of Safety and Inspections, the minutes and recommendation of the legislative hearing officer and any testimony at the hearing; Now, Therefore Be It

RESOLVED, that the Saint Paul City Council hereby finds:

1. That the structure(s) at 1659-1669 GRAND AVENUE is a nuisance building pursuant to Saint Paul Legislative Code §45.02, as 1) it is a vacant building as defined in §43.02; and 2) it has multiple housing code or building code violations or it has conditions constituting material endangerment as defined in §34.23, or it has a documented and confirmed history as a blighting influence in the community; and 3) these nuisance conditions have not been corrected after notice of the same to the owner.
2. That the Department of Safety and Inspections has complied with all of the procedural requirements of the Saint Paul Legislative Code Chapter 45.
3. That the owners, interested parties or responsible parties have not presented a plan acceptable to the legislative hearing officer and Department of Safety and Inspections staff to repair the structure(s) and correct all of the deficiencies listed in the Order to Abate Nuisance Building and the Code Compliance report and to make the structure(s) safe and code compliant within 15 days. And, Be It Further

RESOLVED, that the Council orders that the owners, interested parties or responsible parties shall repair the structure, correct all of the deficiencies listed in the Order to Abate Nuisance Building and the Code Compliance shall raze and remove the structure(s), initiating the removal no later that February 1, 2016 and concluding the removal no later than May 1, 2016; And, Be it Further

RESOLVED, that if the necessary corrective action has not been taken within the time allotted, the Department of Safety and Inspections is authorized to take those steps necessary to raze and remove this structure and to charge the costs incurred in accordance with Saint Paul Legislative Code §45.12(4). Any personal property or fixtures of any kind shall be removed by the owners, interested parties or responsible parties prior to the demolition or it will be considered to be abandoned and the City of Saint Paul shall remove and dispose of such property as it deems appropriate; and, be It finally

RESOLVED, that this resolution shall be served on any of the parties required to be notified in Saint Paul Legislative Code §45.12(4).