Legislation Text

File #: RLH RR 18-49, **Version:** 2

Making finding on the appealed nuisance abatement ordered for 544 MINNEHAHA AVENUE WEST in Council File RLH RR 17-12.

Legislative Hearing continued from 12/26/17 to 1/16/18. Council hearing 1/17/18. Council Public Hearing scheduled for January 17, 2018.

AMENDED 1/9/19

WHEREAS, the City Council adopted RLH RR 17-12 on June 21, 2017 which granted 180 days to abate the nuisance conditions at 544 Minnehaha Avenue West; and

WHEREAS, the Legislative Hearing Officer reviewed this case on December 26, 2017, January 16, 2018, January 30, 2018 and February 13, 2018 to determine if the owner and/or responsible party abated the nuisance conditions and found these conditions were not abated;

WHEREAS, the Legislative Hearing Officer, based on results from these hearings which indicate the project is 30% complete 7.5 months after the 6-month grant of time from the City Council on June 28, 2017, recommends that, in order to receive an 180-day extension: 1) revised work plans with current contractors, budgets and documentation of financial capacity be submitted and approved; 2) the initial $5,000 performance deposit be continued and 3) a second $5,000 performance deposit be posted by February 23, 2018; and

WHEREAS, these conditions were not met by the above-established deadline; however, Council gave 3 additional extensions for the conditions to be met and they were met by Council meeting time on March 21, 2018; and

WHEREAS, the above listed were met, albeit well-past the original deadline, the Legislative Hearing Officer recommends that the City Council grant to September 14, 2018 for the nuisance building to be abated by razing and removal or rehabilitation, as evidenced by issuance of a Certificate of Code Compliance; and

WHEREAS, the Saint Paul City Council adopts the finding of the legislative hearing officer that the nuisance condition is not abated; however, conditions for an additional grant of time for the abatement have been met and therefore, the City Council grants to September 14, 2018 for the nuisance building to be abated by razing and removal or rehabilitation, as evidenced by issuance of a Certificate of Code Compliance; and

WHEREAS, the Legislative Hearing Officer will review this case on November 13, 2018 to determine if the owner and/or responsible party abated the nuisance conditions and found these conditions were not abated

WHEREAS, the Legislative Hearing Officer recommends that the City Council conitnue the public hearing to January 2, 2019 to determine if the nuisance condition is abated (evidenced by issuance of a code compliance certificate) if a revised workplan and documentation of financial capacity are provided and approved by the Legislative Hearing Officer and Code Enforcement Manager by November 27, 2018;

WHEREAS, the Legislative Hearing Officer reports that as of January 9, 2019, the Code Compliance Certificate for this property has been issued; Now, Therefore, Be It

RESOLVED, that the Saint Paul City Councl adopts the finding of the legislative hearing officer that the nuisance conditon is ~~not~~ abated and ~~continues this matter to January 2, 2019/therefore authorizes the Department of Safety and Inspections to proceed with this nuisance abatement~~] and the matter resolved.