



Legislation Details (With Text)

File #: RLH RR 13- 62 **Version:** 4

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

In control: City Council

Final action: 3/5/2014

Title: Ordering the rehabilitation or razing and removal of the structures at 929 SEVENTH STREET WEST within one hundred eighty (180) days after the January 2, 2014, City Council Public Hearing.

Sponsors: Dave Thune

Indexes: Substantial Abatement Orders, Ward - 2

Code sections:

Attachments: 1. 929 7th St W.OTA 10-1-13.pdf, 2. 929 7th St W.PH 11-8-13.pdf, 3. 929 7th St W.Photos 11-17-10.pdf, 4. 929 7th St W.Photos 11-17-10.Fire.pdf, 5. 929 7th St W.Photos 9-18-13.pdf, 6. 929 7th St W.Photos 9-27-13.pdf, 7. 929 7th St W.Photos 10-14-13.pdf, 8. 929 7th St W.SHPO Form 10-28-13.pdf, 9. 929 7th St W.Email from Owens re: Dangerous Condition of Bldg.11-5-13.pdf, 10. 929 7th St W.Photos from Owens Dangerous Condition of Bldg.11-5-13.pdf, 11. 929 Seventh St W.Henten Email.12-10-13, 12. 929 Seventh St W.Engineering Report.8-2-10, 13. 929 Seventh St W.Hanten Ltr 12-11-13, 14. 929 Seventh St W.Bond Receipt.12-19-13, 15. 929 Seventh St W.Structural Condition.12-24-13, 16. 929 Seventh St.Dobie Engineering Experiences, 17. 929 Seventh St W.Signed Engineering Report.12-27-13, 18. 929 Seventh St W.Viking Title.Submitted 1-9-14, 19. 929 Seventh St W.Email and Purchase Agrmt.1-7-14, 20. 929 Seventh St W.Hanten Ltr 1-15-14, 21. 929 Seventh St W.Historic Projects.1-28-14, 22. 929 Seventh St W.Remediation Plan.1-28-14, 23. 929 Seventh St W.Stouvenel Ltr.1-30-14, 24. 929 7th St W.Code Compliance Report.2-18-14, 25. 929 Seventh St W.Sworn Construction Statement.2-25-14, 26. 929 Seventh St W.Stouvenel Ltr.2-25-14, 27. 929 Seventh St W.Financial Bank Letter from Roundbank.2-28-14

Date	Ver.	Action By	Action	Result
3/10/2014	4	Mayor's Office	Signed	
3/5/2014	4	City Council	Adopted As Amended	Pass
2/25/2014	3	Legislative Hearings	Referred	
2/5/2014	3	City Council	Referred	
1/28/2014	2	Legislative Hearings	Referred	
1/14/2014	2	Legislative Hearings	Laid Over	
1/2/2014	2	City Council	Referred	
12/10/2013	1	Legislative Hearings	Referred	

Ordering the rehabilitation or razing and removal of the structures at 929 SEVENTH STREET WEST within one hundred eighty (180) days after the January 2, 2014, City Council Public Hearing.

Amended 3/5/14

WHEREAS, the Department of Safety and Inspections has determined that 929 SEVENTH STREET WEST 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: Stinsons Sub Of B25 Stinson B Lot 16 Blk 25; 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 November 8, 2013: Thomas S Hanten, 929 7th St W, St Paul MN 55102-3501; Hymen Simes, 1077 Sibley Memorial High, Saint Paul MN 55118-5612; Hank Hanten, 816 Dominion Dr, Hudson, WI 54016; Peter Tanis, C. Chase Co, 5353 Gamble Drive #310, Minneapolis, MN 55416; West Seventh/Fort Road Federation; and

WHEREAS, each of these parties was served a written order dated October 1, 2013 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 31, 2013; 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 31, 2013; and

WHEREAS, a placard indicating the City's order that this nuisance building be abated was posted on the building on October 2, 2013 in accordance with Saint Paul Legislative Code §45.11(2)c; and

WHEREAS, the nuisance condition was not corrected by October 31, 2013, and therefore an abatement hearing was scheduled before the City Council on January 2, 2014 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 a legislative hearings on December 10, 2013, January 14 and 28, 2014, February 25 and March 5, 2014; and

WHEREAS, a public hearings was were held on January 2, 2014, February 5 and March 5, 2014, 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 929 SEVENTH STREET WEST 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 ~~45~~ 180 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 report and to make the structure(s) safe and code compliant, or shall raze and remove the structure(s) within ~~45~~ 180 days. 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).