



Legislation Details (With Text)

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Type: Resolution LH Vacate Order **Status:** Passed

In control: City Council

Final action: 4/2/2014

Title: Appeal of James Bartholow to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 328-330 NINTH STREET EAST.

Sponsors: Dave Thune

Indexes: Vacate Order, Ward - 2

Code sections:

Attachments: 1. 328-330 Ninth Street East.appeal.2-6-14, 2. 328-330 Ninth St E.Abatement Orders Rate over Time.1-22-14, 3. 328-330 Ninth St E.Bigler Ltr.2-11-13, 4. 328-330 Ninth St E.Erickson Proposal.12-13-13, 5. 328-330 Ninth St E.Fire C of O Ltr.12-20-13, 6. 328-330 Ninth St E.Nardini Proposal.2-10-14, 7. 328-330 Ninth St E.Photos.3-29-13, 8. 328-330 Ninth St E.Photos.5-15-13, 9. 328-330 Ninth St E.Photos.12-6-13, 10. 328-330 Ninth St E.Proposal for decivel level testing email.2-10-14, 11. 328-330 Ninth St E.Ron Erickson email to Bartholow.2-10-14, 12. 328-330 Ninth St E.Timeline for Compliance.Submitted 2-11-14, 13. 328-330 Ninth St E.Ltr 2-12-14, 14. 328-330 Ninth St E.Revised Ltr 2-12-14, 15. 328-330 9th St E.Timeline of City Interactions w Bldg Owners.2-11-14, 16. 328-330 Ninth St E.Moermond Recommendation Letter, 17. 328-330 Ninth St E.Work Plan.2-25-14, 18. 328-330 Ninth St E.Hoffman Email.2-19-14, 19. 328-330 Ninth St E.Chain of Emails.3-4-14, 20. 328-330 Ninth St E.Schurmeier Lofts Ltr to Owners.3-21-14, 21. 328-330 Ninth St E.Board Meeting.3-15-14, 22. 328-330 Ninth St E.Work Plan.3-18-14, 23. 328-330 9th St E.LHO Corrections Grid, 24. 328-330 9th St E.Schurmeir Lofts Photos.2-19-14

Date	Ver.	Action By	Action	Result
4/7/2014	5	Mayor's Office	Signed	
4/2/2014	5	City Council	Adopted As Amended	Pass
4/1/2014	5	Legislative Hearings	Referred	
3/18/2014	3	Legislative Hearings	Referred	
3/5/2014	3	City Council	Referred	Pass
2/25/2014	2	Legislative Hearings	Referred	
2/19/2014	2	City Council	Referred	Pass
2/11/2014	1	Legislative Hearings	Referred	

Appeal of James Bartholow to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 328-330 NINTH STREET EAST.

We will comply if given an additional 60 days to come to compliance.

January 28, 2014

Sean Westenhofer

Current recommendation is to deny the appeal. Will ask for 2 week layover if permits currently pulled (a/o 2/25/14) are finalized by Wednesday 3/5/14. Layover will allow for the development of detailed work plans and

documentation of financing to execute the repairs.

AMENDED 4/2/14

WHEREAS, in the matter of Appeal of James Bartholow to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 328-330 NINTH STREET EAST, the Legislative Hearing Officer has reviewed the appeal and considered the testimony of City staff and the appellant; and

WHEREAS, the Legislative Hearing Officer's recommendation is to deny the appeal,

- 1) granting to May 1, 2014 to complete work on the life safety items enumerated in the attached table "328-330 9th St E.LHO Corrections Grid" or vacate the building by June 1, 2014.
- 2) Residential units may not be re-occupied if currently vacant.
- 3) If the May 1st deadline is met, a work plan must be developed to complete the balance of the items by September 1, 2014.; Now, Therefore, Be It

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