



## Legislation Details (With Text)

**File #:** RLH VO 14- 66 **Version:** 2

**Type:** Resolution LH Vacate Order **Status:** Passed  
**In control:** City Council  
**Final action:** 1/7/2015

**Title:** Appeal of David Himmelsbach to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate at 893 HUDSON ROAD.

**Sponsors:** Kathy Lantry

**Indexes:** Vacate Order, Ward - 7

**Code sections:**

**Attachments:** 1. 893 Hudson Rd.appeal.12-18-14, 2. 893 HudsonRd.Photos 1.12-16-14, 3. 893 HudsonRd.Photos 2.12-16-14, 4. 893 HudsonRd.Photos 3.12-16-14, 5. 893 HudsonRd.Photos 4.12-16-14, 6. 893 Hudson Rd.Affidavit Ltr.12-23-14, 7. 893 Hudson Rd.Himmelbach Ltr.12-24-14, 8. 893 HudsonRd.Photos #1.12-30-14, 9. 893 HudsonRd.Photos #2.12-30-14, 10. 893 HudsonRd.Photos #3.12-30-14, 11. 893 HudsonRd.Photos #4.12-30-14

Date	Ver.	Action By	Action	Result
1/12/2015	2	Mayor's Office	Signed	
1/7/2015	2	City Council	Adopted As Amended	Pass
12/23/2014	1	Legislative Hearings	Referred	

Appeal of David Himmelsbach to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate at 893 HUDSON ROAD.

### AMENDED 1/7/15

WHEREAS, in the matter of the Appeal of David Himmelsbach to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate at 893 HUDSON ROAD, the Legislative Hearing Officer has reviewed the appeal and considered the testimony of City staff and the appellant; and

WHEREAS, the Legislative Hearing Officer recommends that the City Council grant owner an extension until December 30, 2014 to reduce the volume of excessive accumulation in the house and porch by clearing out pathways of at least 36 inches in clearance, pathways to all egress windows, doors, stairways, basement; and, kitchen must be completely clean out. If owner meets the 50% mark, will grant additional time for the remaining items to come into compliance; and

WHEREAS, there was no discernable improvement in the housing conditions by the deadline imposed; and

WHEREAS, the Legislative Hearing Officer recommends that the building be vacated as of the close of business January 9, 2015; Now, Therefore, Be It

RESOLVED, that the Saint Paul City Council hereby accepts and adopts the Legislative Hearing Officer's recommendation in this matter. denies the appeal and allows continued occupancy through Monday January 12, 2015 if Mr. Himmelsbach reduces by half the volume of excessive accumulation in the house and porch by: 1) clearing out, by at least 36 inches clearance, pathways to all egress windows, doors, stairways, basement;

and 2) cleaning out the kitchen completely clean out; and be it further; and be it further

RESOLVED, the Saint Paul City Council hereby also allows the continuing occupancy only if there is rapid progress in abating the excessive accumulation and sanitation issues, and repairing the other code violations in the home; and be it finally

RESOLVED, that the Department of Safety and Inspections Code Enforcement Division shall make the determination of what constitutes rapid progress and the violations which shall be addressed.