



## Legislation Details (With Text)

**File #:** RLH RR 18- 38      **Version:** 4

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

**In control:** City Council

**Final action:** 10/24/2018

**Title:** Ordering the rehabilitation or razing and removal of the structures at 610 SAINT ALBANS STREET NORTH within fifteen (15) days after the September 26, 2018 City Council public hearing. (Public hearing held September 26; laid over from October 10) (Amend to remove within 15 days)

**Sponsors:** Dai Thao

**Indexes:** Substantial Abatement Orders, Ward - 1

**Code sections:**

**Attachments:** 1. 610 St Albans St N.OTA 5-23-18, 2. 610 St Albans St N.PH 7-23-18, 3. 610 St Albans St N.Code Compliance Report 10-19-17, 4. 610 St Albans St N.SHPO Form 6-1-18, 5. 610 St Albans St N.Photos 5-17-18, 6. 610 St Albans St N.Photo Doc #1.10-6-14, 7. 610 St Albans St N.Photo Doc #2.10-6-14, 8. 610 St Albans St N.Photo Doc #3.10-6-14, 9. 610 St Albans St N.Condemnation.8-11-14, 10. 610 St Albans St N.Photos.8-11-14, 11. 610 Saint Albans St N.FTA RR-Ltr.9-4-18, 12. 610 Saint Albans St N.Askar Ltr.9-6-18.pdf, 13. 610 Saint Albans St N.Askar Revised Ltr.9-7-18.pdf, 14. 610 Saint Albans St. N.McLemore Construction Sworn Construction Statement.pdf, 15. 610 Saint Albans St. N.BNC National Bank Pre-Approved Letter.8-16-18.pdf, 16. 610 Saint Albans St. N.McLemore Construction Letter Projected Timeline for Rehab.8-29-18.pdf, 17. 610 Saint Albans St. N.Naylor Email.9-25-18.pdf, 18. 610 Saint Albans St N.Askar Ltr.9-26-18.pdf, 19. 610 St Albans St N.BNC Natl Bank Email.9-28-18, 20. 610 St Albans St N.Subcontractor Bids.9-28-18, 21. 610 St Albans St N.Electrical Bid.5-14-18, 22. 610 St Albans St N.McLemore Time Line.10-1-18, 23. 610 St Albans St N.Moermond-Luckett Email.10-1-18, 24. 610 St Albans St N.Financial Documentation.10-3-18, 25. 610 St. Albans St N.Work Plan for 610 St Albans.10-3-18, 26. 610 Saint Albans St. N.chain emails.10-3-18.pdf, 27. 610 Saint Albans St. N.chain emails.10-8-18.pdf, 28. 610 Saint Albans St. N.Affidavit.10-3-18.pdf, 29. 610 St Albans St N.Revised Affidavit.10-3-18.pdf, 30. 610 Saint Albans St. N.MGIC Notice of Loan Approval.4-20-18.pdf, 31. 610 Saint Albans St. N.Appraisal Report.10-8-18.pdf, 32. 610 Saint Albans St. N.Construction Items.pdf, 33. 610 Saint Albans St. N.McLemore Construction Sworn Construction Statement for 677 Thomas Ave.4-29-18, 34. 610 St Albans St N.letter from BNC National Bank RE appraisal.pdf, 35. 610 Saint Albans St N.Askar Ltr.10-19-18.pdf, 36. 677 Thomas Ave.Work Plan w Schedule.10-18-18, 37. 610 St Albans St N.Work Plan w Schedule.10-18-18, 38. Ayan 1st Payment-Redacted.10-24-18, 39. 677 Thomas Ave.Luckett-Moermond Email.10-24-18

Date	Ver.	Action By	Action	Result
10/29/2018	4	Mayor's Office	Signed	
10/24/2018	4	City Council	Adopted As Amended	Pass
10/16/2018	3	Legislative Hearings	Referred	
10/10/2018	3	City Council	Referred	Pass
10/9/2018	3	Legislative Hearings	Referred	
10/3/2018	3	City Council	Laid Over	Pass
9/26/2018	2	City Council	Laid Over	Pass
9/25/2018	2	Legislative Hearings	Referred	

8/28/2018 1 Legislative Hearings Referred

Ordering the rehabilitation or razing and removal of the structures at 610 SAINT ALBANS STREET NORTH within fifteen (15) days after the September 26, 2018 City Council public hearing. (Public hearing held September 26; laid over from October 10) (Amend to remove within 15 days)

**AMENDED 10/10/18 and 10/24/18**

WHEREAS, the Department of Safety and Inspections has determined that 610 SAINT ALBANS STREET NORTH 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: CHUTE BROTHERS DIVISION, NO. 4 LOT 16; 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 May 23, 2018: Ayan Askar, 1550 Larpenteur Ave W Apt 113, Falcon Heights MN 55113-6363; Kris Kujala and Paul Scharf, Ramsey County - Tax Forfeit Properties, 90 W Plato Blvd, St Paul MN 55107; and Frogtown Neighborhood Association; and

WHEREAS, each of these parties was served a written order dated May 23, 2018 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 June 22, 2018; 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 June 22, 2018; and

WHEREAS, a placard indicating the City's order that this nuisance building be abated was posted on the building on May 24, 2018 in accordance with Saint Paul Legislative Code §45.11(2)c; and

WHEREAS, the nuisance condition was not corrected by June 22, 2018, and therefore an abatement hearing was scheduled before the City Council on September 26, 2018 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 August 28, and September 25, 2018, October 9, 2018 and October 16, 2018; and

WHEREAS, a public hearing was held on September 26, 2018, and the City 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 610 SAINT ALBANS STREET NORTH 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 City 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 15 days after the City Council Public Hearing. 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 resolution compliance date 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).