



Legislation Details (With Text)

File #: RLH RR 20-47 **Version:** 3

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

In control: City Council

Final action: 10/28/2020

Title: Making finding on the appealed substantial abatement ordered for 975 MARSHALL AVENUE in Council File RLH RR 20-14. (Grant 180 days to complete rehabilitation or removal of structure)

Sponsors: Dai Thao

Indexes: Substantial Abatement Orders, Ward - 1

Code sections:

Attachments: 1. 975 Marshall Ave..Making Finding Notice of Hearing Ltr.9-23-20.pdf, 2. 975 Marshall Ave.Email chain.9-25-20.pdf, 3. 975 Marshall Ave.Bassett Hilgendorf R-R Ltr.10-16-20, 4. 975 Marshall Ave.VB doc.10-23-20, 5. 975 Marshall Ave.Documents.10-23-20, 6. 975 Marshall Ave.Bassett Hilgendorf R-R Ltr.10-30-20

| Date | Ver. | Action By | Action | Result |
|------------|------|----------------------|----------|--------|
| 10/30/2020 | 3 | Mayor's Office | Signed | |
| 10/28/2020 | 2 | City Council | Adopted | Pass |
| 10/27/2020 | 2 | Legislative Hearings | Referred | |
| 10/13/2020 | 1 | Legislative Hearings | Referred | |

Making finding on the appealed substantial abatement ordered for 975 MARSHALL AVENUE in Council File RLH RR 20-14. (Grant 180 days to complete rehabilitation or removal of structure)

AMENDED 10/28/2020

WHEREAS, the City Council adopted RLH RR 20-14 on April 8, 2020 which granted 180 days to repair the structure, correct all of the deficiencies listed in the Order to Abate Nuisance Building and the Code Compliance Report at 975 Marshall Avenue; and

WHEREAS, the Legislative Hearing Officer reviewed this case on October 13, 2020 to determine if the owner and/or responsible party abated the nuisance conditions and found these conditions were not abated; however, building inspection staff report 0% of the rehabilitation is completed; and

WHEREAS, the Legislative Hearing Officer reviewed this case on October 27, 2020 to determine if the following conditions were met in order to receive a recommendation for an additional grant of time for rehabilitation or removal of the property: 1) \$5,000 performance deposit; 2) work plan with contractor bids; and 3) evidence of financing sufficient to execute the work plan; 4) an affidavit confirming dedication of those funds for the project; and 5) documentation of court-appointed receiver for the property;

WHEREAS, the Legislative Hearing Officer's recommendation is forthcoming pending the results of the October 27, 2020 hearing now, therefore, be it

RESOLVED, that the Saint Paul City Council adopts the finding of the legislative hearing officer that the nuisance condition is not abated ; and be it further

RESOLVED, that the Saint Paul City Council forfeits the performance deposit posted March 24, 2020 as 0% of the substantial abatement has occurred within the time granted in Council File RLH RR 20-14; and be it ~~finally~~ further

RESOLVED, that the Saint Paul City Council grants an additional 180 days, to April 28, 2021 to rehabilitate or remove the structure, ~~pending as~~ the above-listed conditions being were met October 27, 2020; and be it further

RESOLVED, that a Legislative Hearing is scheduled for April 27, 2021 at which owners, interested parties and Department of Safety and Inspection staff will present information on the current building conditions and progress toward abatement of the dangerous/nuisance conditions and the resulting findings will be presented to the City Council at a public hearing on May 12, 2021 for its consideration; 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 may be 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).