



Legislation Details (With Text)

File #: RLH RR 23- 32 **Version:** 3

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

In control: City Council

Final action: 8/16/2023

Title: Ordering the rehabilitation or razing and removal of the structures at 792 ROSE AVENUE EAST within fifteen (15) days after the August 2, 2023, City Council Public Hearing. (Amend to remove 15 days)

Sponsors: Nelsie Yang

Indexes: Substantial Abatement Orders, Ward - 6

Code sections:

Attachments: 1. 792 Rose Ave E.OTA 4-18-23, 2. 792 Rose Ave E.PH 5-26-23, 3. 792 Rose Ave E.C of O Correction Notice-Condemnation 1-31-20, 4. 792 Rose Ave E.Code Compliance Report 4-20-22, 5. 792 Rose Ave E.SHPO Form 6-13-23.pdf, 6. 792 Rose Ave E.Form 4 12-24-21.pdf, 7. 792 Rose Ave E.C of O Photos 2-4-20, 8. 792 Rose Ave E.Photos 2-19-20, 9. 792 Rose Ave E.#1 Photos 4-12-23, 10. 792 Rose Ave E.#2 Photos 4-12-23, 11. 792 Rose Ave E.#3 Photos 4-12-23, 12. 792 Rose Ave E.Photo 4-20-23, 13. 792 Rose Ave E.Photo 5-31-23, 14. 792 Rose Ave E.Summary.pdf, 15. 792 Rose Ave E.L S 6-26-23.pdf, 16. 792 Rose Ave E.Garage Fire Photos 6-28-23.pdf, 17. 792 Rose Ave E.PHH Mortgage Corp R-R Ltr.6-30-23, 18. 792 Rose Ave E.Mueller chain email 7-3-23.pdf, 19. 792 Rose Ave E - Priv Prop Tree Letter.7-5-23, 20. 792 Rose Ave E.PHH Mortgage Corp R-R Ltr.7-27-23, 21. 792 Rose Ave E.structural evalution.8-2-23.pdf, 22. 792 Rose Ave E.5 yr police call report, 23. 792 Rose Ave E.Parcel Boundaries Aerial Map.pdf, 24. 792 Rose Ave E.Plat Line.pdf, 25. 792 Rose Ave E. Tree Order Update 8-9-23 2PM.pdf, 26. 792 Rose Ave E.Forestry Photos 8-9-23.pdf, 27. 792 Rose Ave E.PHH Mortgage Corp R-R Ltr.8-10-23, 28. 792 Rose Ave E.PHH Mortgage Corp R-R Ltr.8-18-23

Date	Ver.	Action By	Action	Result
8/17/2023	3	Mayor's Office	Signed	
8/16/2023	2	City Council	Adopted As Amended	
8/9/2023	2	City Council	Continue Public Hearing	
8/2/2023	2	City Council	Continue Public Hearing	Pass
7/25/2023	1	Legislative Hearings	Referred	
6/27/2023	1	Legislative Hearings	Laid Over	

Ordering the rehabilitation or razing and removal of the structures at 792 ROSE AVENUE EAST within fifteen (15) days after the August 2, 2023, City Council Public Hearing. (Amend to remove 15 days)

AMENDED 8/16/23

WHEREAS, the Department of Safety and Inspections has determined that 792 ROSE AVENUE EAST 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: OAK VILLE PARK LOT 6 BLK 18; 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 April 18, 2023: Map Home Buyers LLC, 716 County Road 10 Ste 148, Blaine MN 55434-2331; Guardian Asset Management, 2300 E Lincoln Hwy Suite 700, Longhorne PA 19047; PHH Mortgage Corp, 4001 Leadenhall Road - Mailstop SV27, St Laurel NJ 08054; Halliday, Watkins & Mann, PC, 1333 Northland Dr, Suite 205, Mendota Heights MN 55120; and Payne Phalen District 5 Planning Council; and

WHEREAS, each of these parties was served a written order dated April 18, 2023 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 May 18, 2023; 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 May 18, 2023; and

WHEREAS, a placard indicating the City's order that this nuisance building be abated was posted on the building on April 19, 2023 in accordance with Saint Paul Legislative Code §45.11(2)c; and

WHEREAS, the nuisance condition was not corrected by May 18, 2023, and therefore an abatement hearing was scheduled before the City Council on August 2, 2023 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 June 27, 2023 and July 25, 2023; and

WHEREAS, a public hearings were was held on August 2, 2023, 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 792 ROSE AVENUE EAST 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).