



Legislation Text

File #: RLH RR 20-55, **Version:** 2

Making finding on the appealed substantial abatement ordered for 578 LAFOND AVENUE in Council File RLH RR 19-26. (Public Hearing continued to February 3, 2021)

WHEREAS, the City Council adopted RLH RR 19-26 on November 20, 2019 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 578 Lafond Avenue; and

WHEREAS, the Legislative Hearing Officer reviewed this case on May 26, 2020 to determine if the owner and/or responsible party abated the nuisance conditions and found these conditions were not abated and the project was determined to be approximately 20% complete by the 180-day deadline established by the City Council; and

WHEREAS, the Legislative Hearing Officer recommends that the City Council continue the current \$5,000 performance deposit (rather than forfeit for non-compliance) and grant an additional 180 days to complete the rehabilitation if the following conditions are met by June 19, 2020:

1. Post an additional \$5,000 performance deposit be posted with the Department of Safety and Inspections by June 19, 2020. (Note, I am recommending that the Council continue, rather than forfeit, the existing \$5,000 performance deposit posted October 3, 2019.)
2. Provide an updated scope of work / sworn construction statement indicating the contractors, bids and schedule of the work.
3. Provide updated documentation of financial capacity to complete the rehabilitation. This documentation should include information on payments already made which can be subtracted from the total cost of the project.

WHEREAS, if the above conditions were not met by June 19, 2020; however, the Legislative Hearing Officer requested that one extension be given to July 8, 2020; and

WHEREAS, all conditions have been met as of June 23, 2020; therefore, an additional 180 days was granted by the City Council under File RR RLH 20-9; and

WHEREAS, the Legislative Hearing Officer reviewed this case again on December 22, 2020 and January 12, 2021 to determine if the owner and/or responsible party abated the nuisance conditions and found these conditions were not abated and recommends that the City Council continue its public hearing to February 3, 2021 with the expectation that the owner will receive the Certificate of Code Compliance by that date;

WHEREAS, the Department of Safety and Inspections confirmed to the Legislative Hearing Officer on February 3, 2021 that a Certificate of Code Compliance will be issued on February 4, 2021; 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; however, the matter has been laid over to February 3, 2021 Public Hearing is abated and the matter resolved.