



Legislation Text

File #: RLH FCO 23-60, **Version:** 1

Appeal of Linda Kohl and Nick Geng for Bigos Management/On the Park condos to a Correction Order at 380 JACKSON STREET, aka 198 SIXTH STREET EAST (previous File ID RLH FCO 23-28)

WHEREAS, in the matter of the Appeal of Linda Kohl and Nick Geng for Bigos Management/On the Park condos HOA to a Correction Order at 380 Jackson Street (198 Sixth Street East), the Legislative Hearing Officer has reviewed the appeal and considered the testimony of City staff and the appellant;

WHEREAS, the Legislative Hearing Officer finds that 1) the orders issued by the Fire Certificate of Occupancy Program are based on Fire Code provisions which also exist in the Building Code; and 2) the appellants indicate the condition in question has been in existence since the construction of the building and was approved under the Building Code in place at that time; 3) based on several meeting with the City's Building Official and the Supervisor for Commercial Building fire inspection; the Fire Certificate of Occupancy Orders are being re-issued to correctly include provisions from both the Fire Code and Building Code; and 4) the Legislative Hearing Officer is not allowed under the provisions of Saint Paul Legislative Code Chapter 18 to hear appeal of the Building Code; and

WHEREAS, the Legislative Hearing Officer's recommendation is to refer the matter to the City's Building Official for a finding of fact and determination on the appealed matter, should the appellants wish to continue in an appeal process; Now, Therefore, Be It

RESOLVED, that the Saint Paul City Council hereby accepts and adopts the Legislative Hearing Officer's recommendation in this matter.