



# APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

RECEIVED

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

APR 21 2023

CITY CLERK

We need the following to process your appeal:

- \$25 filing fee (non-refundable) (payable to the City of Saint Paul) (if cash: receipt number \_\_\_\_\_)
  - Copy of the City-issued orders/letter being appealed
  - Attachments you may wish to include
  - This appeal form completed
  - Walk-In OR  Mail-In
- for abatement orders only:  Email OR  Fax

<p><b>HEARING DATE &amp; TIME</b> (provided by Legislative Hearing Office) Tuesday, <u>May 2, 2023</u></p> <p>Time <u>1:30 p.m.</u></p> <p>Location of Hearing: <u>Room 330 City Hall/Courthouse</u></p>
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## Address Being Appealed:

Number & Street: 134 Montrose Place City: St. Paul State: MN Zip: 55104

Appellant/Applicant: John S. Jagiela Email john.jagiela@att.net

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 612 280-6700

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Name of Owner (if other than Appellant): John S. Jagiela

Mailing Address if Not Appellant's: \_\_\_\_\_

Phone Numbers: Business \_\_\_\_\_ Residence \_\_\_\_\_ Cell 612 280-6700

## What Is Being Appealed and Why?

*Attachments Are Acceptable*

- Vacate Order/Condemnation/Revocation of Fire C of O
- Summary/Vehicle Abatement
- Fire C of O Deficiency List/Correction
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other (Fence Variance, Code Compliance, etc.)

### Comments:

2. Basement Wall-Need sufficient time for estimates and completion of work
3. Basement Unit-Need sufficient time to hire General Contractor to design and construct new space.
4. Building Exterior-Need sufficient time for estimates and completion of work
6. Laundry Room Ceiling-Need sufficient time for estimates and completion of work
7. Third Floor Water Damaged Ceiling-Dining Room Ceiling was damaged by water leaking through hail damaged roof.

**JOHN S. JAGIELA**  
ATTORNEY AT LAW

TEL: (651) 646-7277  
CELL: (612) 280-6700

John S. Jagiela  
E-Mail: john.jagiela@att.net

April 19, 2023

Legislative Hearing Officer  
Office of the City Clerk  
310 City Hall  
City/County Courthouse  
15 W. Kellogg Blvd.  
Saint Paul, MN 55102  
Tel. No. 651.266-8585

**Re: 134 Montrose Place-Application for Appeal**

Dear Legislative Hearing Officer:

Please find enclosed herewith the Application for Appeal of the Fire Inspector Fire Certificate of Occupancy Notice of Deficiencies.

Please also find enclosed herewith a copy of the Fire Inspector Fire Certificate of Occupancy Notice of Deficiencies.

Please note that I will be traveling on Business the week of May 22, 2023 and will not be available that week to attend an Appeal Hearing.

Please also find enclosed herewith an additional copy of this letter to be file-stamped as received and returned to the undersigned in the enclosed self-addressed, stamped envelope.

Thank you for your attention to this matter.

Very Truly Yours,



John S. Jagiela



April 12, 2023

John S Jagiela  
134 Montrose Place  
Saint Paul MN 55104-5623

RE: RE-INSPECTION FIRE CERTIFICATE OF OCCUPANCY WITH DEFICIENCIES  
134 MONTROSE PLACE

Ref. # 15723

Dear Property Representative:

Your building was re-inspected for the Fire Certificate of Occupancy on April 11, 2023. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected immediately. A reinspection will be made on May 11, 2023 at 4:00 PM.

Failure to comply may result in a criminal citation or the revocation of the Fire Certificate of Occupancy. The Saint Paul Legislative Code requires that no building be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional reinspection fees.

#### DEFICIENCY LIST

1. All stairways - MSFC 1031.2, 1031.3 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exit path.-Remove all belongings stored on stairs. Remove items on hallway landings that are obstructing the exit path.
2. Basement - Wall - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner. - Area of basement hallway wall is protruding near bottom of wall.
3. Basement unit - SPLC 33.05 - Uncertified portions of the building must not be occupied until inspected and approved by this office. - Basement unit is missing outlet covers. Bathroom is missing large parts of ceiling, vanity is not attached to the wall, toilet seat is damaged, black substance covering floor. Unit is not to be occupied unless inspected and approved by this office.
4. Building - Completely - SPLC 34.09 (1)(2), 34.33 (1) - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from

chipped or peeling paint. - Maintain the homes exterior. Peeling paint throughout the exterior.

5. Interior - Throughout - MSFC 1103.8.1 Replacement of smoke alarms. Single- and multiple station smoke alarms shall be replaced when: They exceed 10 years from the date of manufacture. Smoke alarms shall be replaced with smoke alarms having the same type of power supply. - Smoke alarms in third floor unit are over ten years old. Smoke alarm in second floor hallway is over ten years old. Smoke in basement hallway is over ten years old.
6. Laundry room - Ceiling - MSFC 703.1, 704.1 - Repair and maintain the required fire resistive construction with approved materials and methods. This work may require a permit(s). Call DSI at (651) 266-8989.-Area of basement laundry room ceiling is damaged.
7. Third Floor - SPLC 40.06 - Uncertified portions of the building must not be occupied until inspected and approved by this office. - Third floor is to remain unoccupied due to significant area of ceiling in dining room/kitchen water damaged/missing. Not to be occupied unless inspected and approved by this office.

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>

You have the right to appeal these orders to the Legislative Hearing Officer. Applications for appeals may be obtained at the Office of the City Clerk, 310 City Hall, City/County Courthouse, 15 W Kellogg Blvd, Saint Paul MN 55102 Phone: (651-266-8585) and must be filed within 10 days of the date of the original orders.

If you have any questions, email me at [Kirsten.Jacobse@ci.stpaul.mn.us](mailto:Kirsten.Jacobse@ci.stpaul.mn.us) or call me at 651-266-8948 between 7:30 a.m. - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Kirsten Jacobse  
Fire Safety Inspector  
Ref. # 15723