



APPLICATION FOR APPEAL

Saint Paul City Council – Legislative Hearings

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SEP 30 2024

CITY CLERK

310 City Hall, 15 W. Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: (651) 266-8585

legislativehearings@ci.stpaul.mn.us

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 & any attachments you may wish to include

Walk In Mail Email

Appeal taken by: _____

HEARING DATE & TIME

(provided by Legislative Hearing staff)

Tuesday, October 8, 2024

Location of Hearing:

Telephone: you will be called between _____ & _____

In person (Room 330 City Hall) at: 1:30 p.m.
(required for all condemnation orders and Fire C of O revocations and orders to vacate)

Address Being Appealed:

Number & Street: 365 Sherburne City: St Paul State: MN Zip: 55103

Appellant/Applicant: Darius Clayton Email dariusclayton@gmail.com

Phone Numbers: Business 612-434-6201 Residence _____ Cell 612-434-6201

Signature: [Signature] Date: 9/30/2024

Name of Owner (if other than Appellant): Darius Clayton

Mailing Address if Not Appellant's: 365 Sherburne Ave St Paul

Phone Numbers: Residence _____ Cell _____

What is being appealed and Why? Attachments Are Acceptable

Vacate Order/Condemnation/
Revocation of Fire C of O

I need more time to get everything done

Summary/Vehicle Abatement

Fire C of O Deficiency List/Correction

Code Enforcement Correction Notice

Vacant Building Registration

Other (Fence Variance, Code Compliance, etc.)



September 24, 2024

Darius Claytor
360 FULLER AVE W
ST PAUL MN 55103USA

Revocation of Fire Certificate of Occupancy and Order to Vacate

RE: 365 SHERBURNE AVE
Ref. # 104015

Dear Property Representative:

Your building was inspected on August 30, 2024, in response to a referral. Since you have failed to comply with the applicable requirements, it has become necessary to revoke the Certificate of Occupancy in accordance with Section 40.06 of the Saint Paul Legislative Code.

A reinspection will be made on October 14, 2024, at 10:30 am or the property vacated. If found non-compliant, the property is to be vacated by October 28, 2024. An inspection will be made on October 29, 2024, at 1:00 pm to confirm the property has been vacated.

The Saint Paul Legislative Code further provides that no building shall be occupied without a Certificate of Occupancy. Failure to immediately complete the following deficiency list or the building vacated may result in a criminal citation.

DEFICIENCY LIST

1. Lower-Level Unit - Entire Unit - SPLC 40.06 - Uncertified portions of the building must not be occupied until inspected and approved by this office. -Lower-Level Unit is unoccupied and is in the process of a turn. This unit cannot be occupied until inspected and approved by this office.
2. Lower Unit - Bathroom Door - SPLC 34.09 (4)(i), 34.33 (3) - Repair and maintain the door frame. -Bathroom door latch and frame are in disrepair
3. Lower Unit - Front Bedroom - MSFC 604.6 - Provide electrical cover plates to all outlets, switches and junction boxes where missing.-Cover plate required

4. Lower Unit - Throughout - SPLC 34.10 (7), 34.17 (5) - Repair and maintain the walls in an approved manner. -1. Patch the holes and/or cracks in the walls. 2. Unpainted sheetrock in the bathroom
5. Lower Unit - Throughout - SPLC 34.10 (7), 34.17(5) - Repair and maintain the floor in an approved manner. -Repair or replace the floor tile.
6. Main Entry Door - Lower Unit - SPLC 34.09(4), 34.33 (3) - Repair and maintain the door in good condition. -Door window was not seated
7. Sidewalk - Stairs - SPLC 34.09 (3), 34.33(2) - Repair or replace the damaged handrail in an approved manner. This work may require a permit(s). Call DSI at (651) 266-8989.-Both handrails very loose
8. Throughout - SPLC 34.09 (4), 34.33 (3) -All screens shall be maintained in a professional state of maintenance and repair. -Some window screens were missing.
9. SPLC 34.09 (1)(2)(a), 34.33 (1)(b) - 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. -1. Facia is rotting in multiple locations. 2. Porch and front steps have peeling paint. 3. Some siding boards are loose.
10. Grounds for revocation. The fire code official may, in writing, issue a notice to the owner(s) and known interested parties of the city's suspension or revocation of a fire certificate of occupancy issued under the provisions of this code, or deny an application therefor: Whenever the certificate was issued in error, or on the basis of incorrect information supplied;(2 When the owner(s) has submitted a false, incomplete or inaccurate statement as a part of the application for certificate;(3) If it is found upon inspection of the fire code official that the building or occupancy is in violation of provisions of this or other applicable safety codes, ordinances, rules and regulations; (4) If the owner, in a material matter, fails to comply with the regulations in section 40.09 of this chapter; or in situations where the fire code official after a good faith effort cannot identify an owner or interested party.-**Owner on record and or property representative has failed to comply with orders (long-term noncompliance), respond to multiple attempts for contact and multiple no entries.**

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11. SPLC 39.02(c) - Complete and sign the smoke alarm affidavit and return it to 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 this order.

If you have any questions, email me at: der.vue@ci.stpaul.mn.us or call me at 651-266-8988 between 7:30 - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Der Vue
Fire Safety Supervisor
Ref. # 104015