

Construction Codes &
Licensing Division

September 30, 2009

Ms. Patricia Gearin
C/o Ms. Jill Clark, P.A. Attorney at Law
2005 Aquila Avenue No.
Golden Valley, MN 55427

Subject: State Appeals Board results of September 21, 2009 - #09-02

Dear Ms Gearin and Ms Clark,

This is to confirm that the State Appeals board voted against your appeal of the decision by the City of Maplewood Building Official in the matter of the correct use and occupancy classification of Wipers Recycling, LLC, located at 1255 Cope Avenue in Maplewood, Minnesota. The vote was 5-0 against approving your appeal. The Board found that the change in use to an F-1 occupancy was correct based upon the installation of the grinder and the corresponding occupancy classification contained in the State adopted *2006 International Building Code*. As a result, the Board also found that a new Certificate of Occupancy is required.

By the way of this letter we are notifying the building official of the same. The building official is responsible to see that the use of the grinder and the building containing the grinder shall comply with all applicable provisions of the Minnesota Building Code for an F-1 occupancy, any applicable provisions of the installation instructions, and listings of the equipment.

CONSTRUCTION CODES & LICENSING DIVISION

Sincerely,



Thomas J Downs PE, Chair
State Appeals Board

Enc: Minutes

Cc: David Fischer, City of Maplewood, Building Official
Robin Wolpert, Greene Espel
Appeals Board Members
Stephen Hernick, State Building Official
Registered attendees