



IMPORTANT NOTICE: A \$25 FILING FEE MUST ACCOMPANY THIS APPEAL, WITHIN THE DEADLINE REFERENCED BY THE BILL.

Checks should be made payable to: City of Milwaukee and a copy of the bill should be included with your appeal

IMPORTANT NOTICE FOR CUSTOMERS PAYING BY CHECK

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account, or to process the payment as a check transaction.

IF THE CHARGES HAVE ALREADY APPEARED ON YOUR TAX BILL, THIS APPEAL CANNOT BE FILED

PLEASE READ CAREFULLY:

This Board may only determine if the City Department followed proper administrative procedures. It cannot hear appeals as to whether a Building Order is valid or not (those must be appealed to the Standards and Appeals Commission).

TO: Administrative Review Appeals Board
City Hall, Rm. 205
200 E. Wells St.
Milwaukee, WI 53202
(414) 286-2231

DATE: SEPTEMBER 26, 2019

RE: 9400 W. LISBON AVE.
(Address of property in question)

Under ch. 68, Wis. Stats., s. 320-11 of the Milwaukee Code of Ordinances, this is a written petition for appeal and hearing.

I am appealing the administrative procedure followed by DEPT. OF NEIGHBORHOOD SERVICES
(Name of City Department)

Amount of the charges \$ 397.46

Charge relative to: CORRECT A GARBAGE AND LITTER NUISANCE CODE VIOLATION

I feel the City's procedure was improper due to the following reasons and I have attached any supporting evidence, including city employee's names/dates which I spoke to regarding this issue and copies of any city orders received:

PLEASE SEE ATTACHED

Jason Szymanski
Signature

JASON SZYMANSKI
Name (please print)

9710 SAINT ANNE CT.
WAUNATOSA, WI 53213
Mailing address and zip code

(414) 429-3975
Daytime phone number

I feel the City's procedure was improper due to the following reasons and I have attached any supporting evidence, including city employee's names/dates which I spoke to regarding this issue and copies of any city orders received:

On Friday August 9th 2019, a normal trash collection day at 9400 W. Lisbon Ave., I put my trash out in my regular garbage cans and adjacent to them (still on my property and not spilling out into the alley). That week was our final week at that residence after selling our home, so you can imagine that we might have some extra things to get rid of. I actually watched our garbage collectors arrive at my residence that morning. But to my surprise, they did not take *any* of the trash, not even what was in my garbage cans, even though they were free to be removed and emptied. I didn't think they would take all of it, but thought they would at least take some of the smaller items, and empty the garbage cans.

Instead, our garbage collector pulled out his cell phone and took a picture of what I had put out "at the curb". I wasn't sure exactly what he was doing, but I assumed he was making note of the amount of trash I had and that I needed to call for a special pickup. In hind sight, I should have gone out and spoken to him and asked him what I could do to help him get some of it in his compactor, or what I needed to do to arrange a special pickup. Also, in hind sight, had at least the two trash receptacles been emptied, I could have broken down a few more things and filled the receptacles up again.

The following Tuesday, August 13th, our last official day in the residence, I received a SOLID WASTE VIOLATION notice from the Department of Neighborhood Services on the front window of our house. Upon peeling the notice from the window, I examined what had been checked and written on the PINK form. Near the bottom of the form, it stated that "***The charge for the removal of bulky items is \$50.**" (I thought this was a reasonable amount, considering that my parent's recent special pickup in South Milwaukee was \$25.) I also noticed that the bill would be "mailed to the property owner as identified by the City Assessor."

Knowing that I would no longer be at that residence, and not wanting the new owner to receive the bill, I immediately called the number on the form to attempt to resolve the issue, arrange for the special pickup, and make sure the bill was sent to my new address. When I called, I was given a case ID # 101002859851 and a Rec. Reference # 3317329, and I thought I was on my way to resolving the issue. I was also transferred to Tarish at 286-3599. I was told that she was the person to speak to so that the bill was sent to the proper address. I left a message with my phone number on her voice mail, as she was out of the office for a few days, letting her know the situation. I did not receive a call back.

I drove by the property the next few days to see if the "bulky items" had been removed, and they were gone within the week. Assuming that the bill for \$50 would soon be mailed, I simply waited for it arrive via forwarded mail to our new address. You can imagine my surprise when I received a letter on September 6th claiming I owed \$397.46 for the "nuisance", a far cry from the \$50 that was originally stated on the original notice. Hence my desire to file this appeal. Had I known that the removal would potentially cost me nearly \$400, I would have made arrangements to remove the trash myself, or with someone's help. But since the original notice I received stated that it would cost a sensible \$50 for the removal of the bulky items, I thought I would leave it to the professionals at DPW.

Please find enclosed the original notices that I received on August 13th, a \$25 check for the appeal filing fee, and a check for \$50 to cover the special pickup at my former address. I hope that you will kindly approve my appeal, and respectfully accept my payment to resolve the issue.

Best regards and appreciation,

Jason Szymanski (formerly of 9400 W. Lisbon Ave., Milwaukee, WI 53222)

9710 Saint Anne Ct.
Wauwatosa, WI 53213
(414)429-3975



Department of Neighborhood Services
Inspectional Services for health, safety and neighborhood improvement

Thomas Mishefske
Commissioner

September 04, 2019

JASON SZYMANSKI
9400 W LISBON AV
JESSICA L SZYMANSKI
MILWAUKEE, WI 53222

Re: 9400 W LISBON AV, MILWAUKEE, WI 532222528

GBGCO-19-07904

TAXKEY #: 261062800

You were notified by the Department of Neighborhood Services to correct a garbage and litter nuisance code violation at 9400 W LISBON AV. You failed to do so within the time prescribed in the order so the City corrected the violation.

The cost to correct the nuisance was \$397.46. This fee includes a 1.6% training and technology surcharge. As indicated in the original order, this charge if unpaid will be placed on the property tax bill. If you wish to pay this amount rather than to have it appear on your tax bill, you may do so before September 15, 2020 tax year. Any outstanding fees will automatically be assessed to your 2020 tax bill at this address or pay online at <http://milwaukee.gov/lms>:

Department of Neighborhood Services
Attn: Cashier
841 N. Broadway, Room 105
Milwaukee, WI 53202

Checks should be made payable to the City of Milwaukee for the amount listed above.
Please enclose a copy of this notice with your payment.

If you wish to formally appeal this charge you must file that appeal within 30 days of the date of this letter. It must be filed with the: Administrative Review and Appeals Board, Office of the City Clerk, Room 205 City Hall, 200 E Wells Street, Milwaukee Wisconsin 53202, 414-286-2221. Please contact them to obtain the proper application form. There is a \$25 fee required when filing this appeal.

Please be advised that if you have filed for bankruptcy, this letter is for informational purposes and is not intended to be construed as an attempt to collect a debt during the pendency of your bankruptcy as other conditions may apply.

If you feel the garbage or litter was not on your property or feel this letter was issued in error, please call 414-286-5771 to have this matter reviewed. A review does not extend the time to appeal.

Recipients:
JASON SZYMANSKI, 9400 W LISBON AV, MILWAUKEE, WI 53222





Department of Neighborhood Services
4001 S. 6th St., Milwaukee, WI 53221
milwaukee.gov/DNS

CASE I.D. #
101002859

Order to Correct Conditions to protect the public health, safety or welfare

851

SOLID WASTE VIOLATION

To: Property Owner and/or Resident

ADDRESS: 9400 W. Lisbon Ave DATE: 8/13/19

IMPORTANT NOTICE – READ CAREFULLY

A recent inspection disclosed a nuisance which, if not corrected within the time specified, may be corrected by the City and the costs (including those of the City) will be charged as a tax lien against the property. **If you have circumstances that may warrant an extension, please call the number listed below.** You may appeal the charge assessed against your property to the Administrative Review Appeals Board by contacting the Office of the City Clerk at 200 E. Wells St., Room 205, Milwaukee, WI, 53202 within 30 days of the assessment.

YOU ARE DIRECTED TO REMOVE ALL SOLID WASTE, GARBAGE AND DEBRIS WHICH VIOLATE THE MILWAUKEE CODE OF ORDINANCES (CHAPTER 79) including but not limited to:

furniture, construction materials and any other debris on the property

DO NOT SIMPLY RESTACK ITEMS AND ASSUME THE CITY WILL REMOVE THEM; THE CONDITION OF THE PROPERTY IS YOUR RESPONSIBILITY.

Rec-Ref
3317
3320

3317
042

91840-1-67904

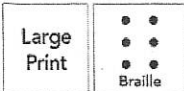
YOU HAVE 24 HOURS AFTER THE DATE OF THIS POSTING TO COMPLETELY CLEAN THE PROPERTY AND CONTACT US OR A CONTRACTOR MAY BE DISPATCHED TO CLEAN IT AT YOUR COST. THERE WILL BE AN ADMINISTRATIVE FEE ASSESSED IF THE CONTRACTOR ARRIVES EVEN IF THE PROPERTY IS CLEANED

Inspector: (print) Perez Posted: 8/13/19 Mailed: _____

For information about this order please call (414) 286-2268.

Call to learn how subscribing for an e-notify account (milwaukee.gov/notify) and providing your e-mail will help make you aware of orders against your property.

Trish 286-3549



This material is available in alternative formats for individuals with disabilities upon request. Please contact the City of Milwaukee ADA Coordinator at (414) 286-3475 or ADACoordinator@milwaukee.gov.



DPW - Operations Division
 Sanitation Services
 841 N Broadway Rm 620
 Milwaukee WI 53202
 414-286-2489 (CITY)
 www.milwaukee.gov/mpw

TO OWNER/OCCUPANT
IMPORTANT NOTICE – READ CAREFULLY

RE: 9400 W. LISBON AVE TAXKEY #: _____
 (ADDRESS IN VIOLATION)

- This notice is to inform you that we received your request for the removal of bulky debris from your collection point. The items at the above address will be collected within 1-10 business days from this notice. There will be a charge* assessed to the property as described in s. 81-15.5 of the Milwaukee Code of Ordinances (MCO).
- A recent inspection at the above address disclosed a violation of s. 79-6.5-3c-1 of the MCO for bulky waste. **You are hereby directed to remove all bulky waste and debris within 3 days of this notice.** If you don't comply, there will be a charge* for removal as described in s. 81-15.5 of the MCO.
- A recent inspection at the above address disclosed a violation of s. 79-2-13b of the MCO for improper care of a discarded electronic device. **You are hereby directed to remove the electronic device(s) within 24 hours of this notice** (recycle for free at the sites below). If you don't comply, there will be a charge for removal per 79-6.5-9.
- The items at the above address are considered **construction waste**. According to s. 79-6.5-7 of the MCO, you must pay \$ _____ in advance for such collection.

Make payment at the Sanitation Field Office located at _____ within 7 days of this notice. Payment may only be made by check or money order. If the construction debris is not removed or payment is not made within the time specified, your property will be referred to the Department of Neighborhood Services for violation of s. 79-12-1 of the MCO. Make check payable to "City of Milwaukee Treasurer".

*** City of Milwaukee residents can dispose of bulky items, brush and recyclables at City of Milwaukee Self Help Centers located at 3879 W Lincoln Ave & 6660 N Industrial Rd. There is a charge per load for construction debris. **For more information call 414-286-CITY (2489).** ***

* The charge for removal of bulky items is \$ 50. A bill will be mailed to the property owner as identified by the City Assessor. If the bill is not paid within 30 days a \$10 late fee will apply and the charges will be assessed against the property. To appeal the charges, you must pay \$25 to file a written appeal with the Administrative Review Appeals Board within 30 days of the bill. Contact the City Clerk at 414-286-2221 for more information about the appeal process.

The information below certifies that this order was served on the premises as follows:

Date Notice posted: 8/13/19 Notice posted by: S.D
 \$25 Inspection fee (79-2-13b, electronics only) Contact phone: 286-CITY
 Comments: HOUSEHOLD DEBRIS - ALLEY

Date checked for compliance: _____ CallCntr#: _____ SpecAss#: _____

- Violation corrected
- Violation/charge for collection
- Referred to DNS (Construction)

Receipt of A.R.A.B. Appeal Fee

Date:	9/30/19
Received Of:	Jason Szymanski
Property at:	9400 W. Lisbon Ave.
Received By:	LME
Check # (If Applicable):	1432 \$25.00