

CITY OF MILWAUKEE

Form CA-43

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February 5, 2003

Riverwest Properties
Attn: Robert Klavetter, Owner
1127 East Walworth Street, #2LR
Milwaukee, WI 53212

RE: C.I. File No: 02-S-405

Dear: Mr. Klavetter:


This office is in receipt of your claim in the amount of \$2,948.52, relating to damage sustained to your property on or about August 7, 2002 at 926-32 East Center Street.

The Infrastructure Services Division records indicate on or about August 14, 2002 the division received a request to remove a temporary wooden pole in front of 926-32 East Center Street, because of possible damage to the sewer lateral. The division contacted and hired Wisconsin Utility Exposure and Laster Plumbing to check and make the necessary repairs. During excavation it was found the pole in question went to a depth of 57-inches and sewer lateral was approximately 88-inches below the top of the curb. The pole was also at least two feet west of the lateral. The water service to this property was found to be directly above the sewer lateral. The water service was supported by a wood board held in place by a steel "Form Pin". The Form Pin along with a short piece of pipe or rod fell into the sewer lateral. The plumbing contractor hired to repair the sewer lateral felt it may have been damaged by construction equipment riding over the water shutoff that was supported by the board and Form Pin. It should be noted, the Milwaukee Water Works could find no records regarding the set-up for this service. The manner of set-up is not consistent with their service installation policy. The City followed proper procedures in the setting of the pole, as such, it cannot accept liability for your loss. Accordingly, we are denying your claim.


Riverwest Properties
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If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT E. LANGLEY
City Attorney



ROBERT M. OVERHOLT
Investigator Adjuster

RMO:beg
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