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VIA EMAIL ONLY -- lelmer@milwaukee.gov

Administrative Review Board of Appeals
Office of the City Clerk
200 E. Wells St. Rm. 205
Milwaukee, WI 53202

Re: Nuisance property designation on 4264 N. 27th St.
File No. 25001

Dear Administrative Review Board of Appeals:

The Milwaukee Police Department (MPD) will call Officer Christopher Schlei at the upcoming hearing. MPD may also call Officers Eric Santiago, Gregory Meyer, Constantine Spence and Austin Jeffery as well. The contact information for the officers is available upon request.

This letter will also serve as the Milwaukee Police Department's (MPD) reply to the May 30, 2025, submission in this matter.

November 18, 2024 Incident

City of Milwaukee Ordinance § 80-10-3-a-1-a merely requires "a description of the nuisance activities that have occurred at the premises" in the nuisance designation notice. There is no ordinance requirement specifically requiring MPD to identify the nuisance activity by ordinance section.

In this case, MPD responded to the apartment complex relative to a robbery and that was described in the nuisance notice. The investigation revealed that the reported victims were residents of an apartment in this complex.

The investigation also demonstrated that the robbers were connected to the residents. The residents used controlled substances with a prostitute and then did not pay her a day before



they were robbed. These are the exact things the robbers were asking for. When considering that the robbers knew the exact apartment, and the residents reportedly brought this prostitute to the residence, it is clear the robbers were connected to the residents.

This is further shown in the fact that the robbers did not steal anything other than what was owed to the prostitute. They took \$30 cash and a \$50 phone when they discovered there were no drugs. They did not take large valuables or jewelry or anything else of value. They did not confine the occupants as they ransacked the house. The robbers took items in response to what the residents took.

At the end of the day, these two individuals were robbed because they stole from a prostitute that they brought to the residence. Their nuisance activity set off the chain of events requiring the call for service. Their nuisance activity is unable to be separated from the robbery and the call for service. In other words, the call for service relates to their own nuisance activity as well.

December 13, 2024 Incident

It is apparently undisputed that a resident had a family member over and that they all left to get food and returned to the apartment together in the same vehicle. The contention is on the return of the company from getting dinner.

City of Milwaukee Ordinance § 110-10 provides a workable definition of trespassing for our purposes.

110-10. Trespassing Upon Lands, Buildings or Premises; Signs. 1. PROHIBITED GENERALLY. It shall be unlawful for any person within the limits of the city to go upon or in, or remain upon or in, the land, building, or premises of another or any part, portion or area thereof after having been forbidden to do so or warned not to do so, either orally or in writing, by the owner or other lawful occupant, including a lessee, custodian or other person in possession thereof or his or her agent or representative, or after having been forbidden to do so or warned not to do so by a sign posted on such land, building, premises or part, portion or area thereof at a place where such sign may be reasonably seen, provided that this section shall not apply to police officers or fire fighters in the discharge of official duties.

From the ordinance, it is clear that a person is a trespasser when they remain after being forbidden to do so or being warned not to do so.

The appellant argues that, after socializing in the residence and then leaving to eat, the cousin has become a trespasser upon their return. That is not the definition of our ordinances.

There is no evidence that he was disinvited as required by the ordinance, and common social norms do not suggest that the cousin was disinvited upon their return merely because the resident began walking into the residence by themselves. An argument otherwise is without merit.

Conclusion

In the end, there is a clear connection to the nuisance activity to the residents. The calls for service directly related to actions the residents have taken or their guests have taken. That is all that is required for a connection.

Very truly yours,

Electronically signed by Nathaniel Adamson

NATHANIEL ADAMSON

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