

# CITY OF MILWAUKEE

Form CA-43

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August 2, 2002

To the Honorable Common Council  
Of the City of Milwaukee  
Room 205 – City Hall

Re: Communication from Henry Jackson  
C.I. File No. 02-L-83

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.


Claimant, Henry Jackson, 3015 West Capitol Drive, Milwaukee, WI 53216, alleges that on April 13, 2002 a clogged City main sewer caused sewage to back-up in his basement. He claims damages in the amount of \$7,858.00.

Our investigation reveals that the Infrastructure Services Division notes that at the time of their inspection on April 13, 2002 the City main sewer was clogged due to an excessive accumulation of grease. The sewer was cleared and service was restored. This sewer is on an accelerated cleaning schedule of approximately every six months and was last cleaned on October 9 2001. The sewer was inspected on July 1, 2002 with a Closed Circuit Television and found to be in good structural condition. One location had a heavy grease accumulation which was removed with cleaning equipment. To prevent future incidents this equipment will be used annually in addition to the scheduled cleaning.

To the Hon. Common Council  
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Because the sewer was on a cleaning schedule and the City did not have notice of any problems with the sewer, the City cannot be held liable. Accordingly, we recommend that this claim be denied.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



MICHAEL G. TOBIN  
Assistant City Attorney

MGT:beg  
Enclosure  
1029-2002-1829:55715