

# CITY OF MILWAUKEE

Form CA-43

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June 19, 2001

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

Re: Communication from Juliette Avery  
c/o Bobbie Durah  
C.I. File No. 01-L-52

Dear Council Members:

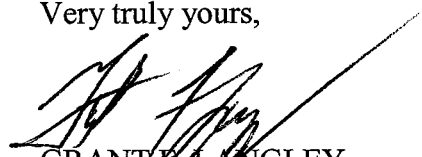
We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Juliette Avery, by her son, Bobbie Durah, 3357 North 46<sup>th</sup> Street, Milwaukee, WI 53216, allege that on December 24, 2000 her home located at 2605 North 36<sup>th</sup> Street was destroyed by a fire that began in a house at 2607-09 North 36<sup>th</sup> Street that had numerous code violations of which the City failed to enforce. She claims damages in the amount of \$100,000.00.

Our investigation reveals the claimants' home was extensively damaged and had to be razed as a result of a fire that originated in the adjacent property at 2607-09 North 36<sup>th</sup> Street on December 24, 2000. The Department of Neighborhood Services was actively engaged in enforcing building and health code violations at the adjacent property prior to the fire.

The City of Milwaukee followed proper procedures in enforcing its ordinances and cannot be held liable for the claimant's loss. 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