



IMPORTANT NOTICE: A \$25 FILING FEE MUST ACCOMPANY THIS APPEAL, WITHIN 30 DAYS OF ASSESSED CHARGES.

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) 286-2221

DATE: 4/14/24

RE: 5725 S. HONEYCREEK DR
(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 PUBLIC WORKS
(Name of City Department)

Amount of the charges \$ 429.85

Charge relative to: ORDINANCE NUMBER 116-8 SIDEWALKS TO BE KEPT CLEAN

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:

THIS IS THE FIRST OCCURANCE AFTER 10 YEARS AT THIS LOCATION.

THE FINE IS UNREASONABLE FOR THE FOLLOWING REASONS:

1- NEVER NOTIFIED OF VIOLATION TO PROPERLY ABATE

2- SON WAS OUT OF TOWN FOR WORK, ELDERLY MOTHER CAN NOT OPERATE SNOW BLOWER

3- LESS THAN 1 INCH OF SNOW WITH TEMPERATURES HIGH ENOUGH TO MELT THE SNOW WHEN CREW CAME TO CLEAR TAKING LESS THAN 15 MINUTES TO DO THE SIDEWALKS.


Signature

RYAN CAFLISCH
Name (please print)

5725 S. HONEYCREEK DR.
MILWAUKEE, WI 53221
Mailing address and zip code

262-349-0431
Daytime phone number



Department of Public Works - Operations Division
 Zeidler Municipal Building - -
 TELEPHONE:

Make check payable to the City of Milwaukee. Check payments must be payable in U.S. dollars and be drawn on a U.S. bank. Payment receipt is only valid after check payment clears all banks.

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.

February 16, 2026

JACQUELINE BUCHAN
 5725 S HONEY CREEK DR
 MILWAUKEE, WI 53221

Record ID: PWCF-26-01078
 Violation: Sidewalk Snow/Ice
 Address: 5725 S HONEY CREEK DR
 Taxkey: 6670139000
 Notice Date: 02/03/2026
 Amount Due: \$429.85

Your property has been found in violation of City of Milwaukee Ordinance No. 116-8, sidewalks to be kept clean. \$429.85 is now due. Future violations of this ordinance will result in escalating fees.

Please take action now to pay this special assessment.

Pay Online

(Credit /Debit Card or E-Check)
milwaukee.gov/dpwpayment
 Enter the Record ID # found on the coupon below.

Pay In Person

(Cash or Check only)
 Present coupon below with payment during normal working hours:
 OFFICE OF THE CITY TREASURER
 AT CITY HALL

Pay by Mail

(Check or Money Order only)
 Send coupon below with check or money order to:
 OFFICE OF THE CITY TREASURER
 200 E WELLS ST

If not paid within 30 days, an additional \$10 administrative fee will be incurred and added to your next property tax bill. If you fail to pay the full amount of your property tax bill, including the special assessments and charges, your property will be eligible for in rem tax foreclosure action by the City of Milwaukee under Section 75.521, Wisconsin State Statutes, or you may be subject to a personal civil action by the City of Milwaukee under Section 74.53, Wisconsin State Statutes.

To appeal these charges, print the appeal application available online at milwaukee.gov/appealform. You may also request an appeal application by calling (414) 286-CITY(2489). Return the appeal application along with the \$25 appeal filing fee to the Administrative Review Appeals Board, 200 E Wells St, Rm 205, **within 120 days** of the date of this letter.

By law, written notification to property owners/tenants in violation of this ordinance is not required. As a courtesy, a notice was posted on your property (unless that property is a vacant lot) for compliance. To sign up for email notifications of Forestry and Sanitation Services property violations; visit milwaukee.gov/enotify and subscribe to location based service notifications.

If you have any questions regarding these charges, please contact the City of Milwaukee Call Center at (414) 286- CITY

Please detach and return with payment for City of Milwaukee DPW Snow Removal Charge

A \$10 late fee will be added if not paid by: 03/18/2026

Bill To JACQUELINE BUCHAN Record ID PWCF-26-01078
 5725 S HONEY CREEK DR
 MILWAUKEE, WI 53221

Make Checks City of Milwaukee Amount Due \$429.85
 Payable To

Mail To Office of the City of Treasurer In person payments can be made at:
 PO Box 514062 Office of the City of the Treasurer
 Milwaukee, WI 53203-3462 City Hall, Room 103
 200 E Wells Street

4800026076000000026000000042985000043985050100010783



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RE: _____

(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 _____
(Name of City Department)

Amount of the charges \$ _____

Charge relative to: _____

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:

4- SON WAS THERE AND WILLING TO CLEAR WALKWAY WHEN CREW ARRIVED BUT THEY WOULD NOT LET HIM FORCING "CLEAN UP" COST TO BE UNJUSTLY ADDED.

5- HOUSE ON PARWELL AVE ACROSS FROM THIS LOCATION HAD MORE SNOW ON THEIR SIDEWALKS AND NOT CLEARED BY CREW. WHEN BROUGHT UP CREW SAID WAS NOT THEIR ISSUE ONLY OUR LOCATION WAS "THE PROBLEM"

6- FINE DOES NOT ADD UP TO ORDINANCE COST OUTLINE

7- NO DETAILED INVOICE FOR ACTUAL COSTS ASSOCIATED WITH VIOLATION

[Handwritten Signature]
Signature

RYAN CAFLISCH

Name (please print)

5725 S. HONEY CREEK DR.
MILWAUKEE, WI 53221

Mailing address and zip code

262-349-0431

Daytime phone number

4/14/2026

To Whom It May Concern,

How can the city impose a fine for a violation if the resident is not aware of the violation. I am not arguing that we may be in violation of not properly clearing our sidewalk in a timely manner as I was out of town. What I am most disturbed about is the fact that we were not given a proper invoice outlining where the cost for the violations is associated with and when requesting an opportunity to abate the violation, we were not able to do it, which then resulted in additional costs. According to the ordinance which I have included I could have been charged \$75, \$100 or \$125 plus special charges if the city abated it. So where is the cost associated with this \$429.85 charge coming from. I understand " by law " the city is not required by law to provide written notification but as a courtesy a notice was posted on our property. However that courtesy was not provide as no notification was posted on our property, which in turn did not afford us the opportunity to have someone come take care of it while I was out of town. Since we were not aware of the violation a crew showed up to our home and cleared our sidewalks of less than an inch of snow with temperatures high enough to melt the snow that day. When asked why they were there they explained they were there because of the violation. When we said there was no need as I arrived home and would take care of it immediately, they refused to let us forcing additional special charges on us for no reason. I asked if they were going to take care of the neighbor across the street as they did not clear their sidewalks all winter and their sidewalks were still covered, they stated it was not their issue they were there for our " problem ". If the city wants to fine us for being in violation, I have no issue with that and will pay the fine, but it is unrealistic to ask for me to pay additional " special charges " when I was willing to abate the violation and the contracting crew refused to let me which appears the reason was solely to squeeze additional fees out of us. Providing no cost breakdown or itemized expense report showing how much the " crew " charged seems to be unlawful as the " crew " can make up any number they want. There is no possible way in any scenario that the cost to clear my sidewalk, in 15 minutes with 1 inch of snow cost \$300 and that is assume that the fine was \$125. I implore you to assess the proper fine or fee if necessary for a fist time offence.

Ryan Caflisch



CHAPTER 116
USE OF PUBLIC WAYS AND PLACES

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116-2.5. Installation of Signs, Signals, Markings. It shall be the duty of the commissioner of public works to make, erect and install, wherever deemed necessary or as provided by law, ordinance or resolution, all highway traffic parking, warning, regulatory and guide signs and traffic signals and paint or otherwise properly mark all highway centerlines,

traffic lanes, parking zones, school zones and crosswalks on the highways under his jurisdiction.

116-4. Crime Watch Sign Program.

1. **ESTABLISHMENT.** There is created a crime watch sign program to assist residents, businesses, property owners and the police department in identifying neighborhood crime watch areas, business watch areas and block watch areas, and in achieving the crime-prevention and crime-reduction goals of neighborhood watch, business watch and block watch groups and associations.

2. **ELIGIBILITY.** The chief of police shall establish eligibility guidelines for participation of neighborhoods, businesses and block watch groups in the crime watch sign program.

3. **APPLICATION.** A neighborhood association, business or block watch group interested in participation in the crime watch sign program shall apply to the police department through the community liaison officer at the district police station.

4. **SIGN TYPES.** Three types of signs shall be made available through the crime watch sign program:

a. Signs installed at locations along the perimeter of a participating neighborhood crime watch area announcing to persons passing the signs that they are entering a neighborhood crime watch area and that residents of the area report suspicious activity to the police department.

b. Signs installed in a business watch area indicating that a business watch program is in effect and that the participating business reports suspicious activity to other businesses in the area and to the police department.

c. Signs installed on an individual block announcing the presence of a neighborhood block watch and that residents report suspicious activity to the police department.

116-5 Use of Public Ways and Places

5. SIGN STANDARDS. To ensure consistent and effective signage, the chief of police shall, in coordination with the commissioner of public works, set standards for each of the 3 types of crime watch program signs described in sub. 4. These standards may relate to sign placement, size, wording, color, reflectivity and any other characteristic that the chief and commissioner deem appropriate. In addition, as required by s. 66.0429(2), Wis. Stats., the design of each sign type shall be approved by the Wisconsin department of transportation.

6. SIGN INSTALLATION. The department of public works shall install all signs to be placed under the crime watch sign program. Signs shall be installed on city poles in the public right-of-way. Sign installation shall be at no cost to the neighborhood association, participating business or block watch club, but the association, business or club shall be responsible for any maintenance costs or costs related to damaged, lost or stolen signs.

7. COSTS. At the discretion of the sponsoring neighborhood association, business or block watch club, fabrication of crime watch program signs may be performed either by the city or by a private vendor selected by the citywide block watch council established in s. 312-14. In either case, signs shall be fabricated in accordance with the standards promulgated by the chief of police and commissioner of public works under sub. 5. The neighborhood association, business or block watch club shall be responsible for all sign fabrication costs. At the discretion of the chief of police, the police department may also assume the costs of acquiring crime watch program signs.

116-5. Historic District Identification Signs.

1. PROGRAM ESTABLISHED. There is established a program to permit the installation of special historic district identification signs above street name signs in any locally or nationally designated historic district in the city. The city engineer shall administer this program.

2. APPLICATION. An application for historic district identification signs in a particular historic district shall be filed with the city engineer on a form provided by the city engineer. The application shall specify the name of the historic district, the name, address and telephone number of the applicant, and the number and locations of signs requested. The

application shall be accompanied by the application fee specified in ch. 81.

3. DESIGN, FABRICATION AND INSTALLATION. The applicant shall design and fabricate the signs in accordance with standards promulgated by the city engineer. The city engineer shall install the signs within 60 days of receipt of the signs from the applicant and upon receipt of full payment from the applicant of the cost of installation of the signs. The payment amount shall be based on the number of signs and the per-sign fee specified in ch. 81.

116-8. Sidewalks to be Kept Clean. 1. SNOW

AND ICE. The owner, occupant or person in charge of any real property abutting or fronting upon a paved public sidewalk or crosswalk shall remove and clear away all snow and ice on the entire paved surface within 24 hours after the snow or ice has ceased to fall. Whenever ice has so formed on any sidewalk that it cannot be removed, then the persons responsible for snow and ice removal under this subsection shall prevent the remaining ice from presenting a hazard to the users of the sidewalk by applying sand, abrasive material or any product that melts ice to the entire paved surface. Upon placement of excessive amounts of snow in the crosswalks by city plows or other mechanical devices, the commissioner of public works shall be responsible for mechanical clearing of such accumulations so as to provide reasonable pedestrian access from the public sidewalk to the roadway crosswalk. After mechanical clearing by the city is complete, the owner, occupant or person in charge shall be responsible for any needed hand-clearing of the crosswalk opening as required in this subsection.

2. COMPLAINT. In construing the provisions of this section, only owners of vacant lots or vacant premises are deemed to be the proper person whose duty it shall be to comply with this section; where the real property consists of a single family residence or is solely used for business, the owner or occupant shall be deemed to be the proper person whose duty it shall be to comply with this section; and as to any other real property, the owner or any occupants, unless a person has been designated by the owner to be in charge of the premises and is residing thereon, are deemed to be the proper persons whose duty it shall be to comply with this section.

3. **MUD AND DIRT.** It shall also be the duty of the owner, occupant, or person in charge of the property to keep the sidewalk clean of any dirt, dust, cinders, mud, oil or other similar substances when the sidewalks are clear of snow and ice.

4. **CHARGES AND COSTS.** a. If a person is found to be in violation of the requirements of this section, the person shall be subject to a special charge of \$75. There shall be an additional special charge of \$100 for failure to clear or otherwise abate any condition that remains in violation of this section. Upon a subsequent failure to comply with this section in the same calendar year, the person shall be subject to a special charge of \$125. Any costs incurred by the city in abatement or remediation shall constitute additional special charges.

b. Special charges made under this subsection shall be due and payable 30 days after billing or, if not paid within that time, become a lien on the subject property as provided in s. 66.0627, Wis. Stats. The lien shall take effect as of the date of delinquency and shall include an administrative charge of \$25. The lien shall automatically be extended upon the current or next tax roll as a delinquent tax against the property and all proceedings in relation to the collection, return and sale of the property for delinquent real estate taxes shall apply to such charge.

116-9. Raingutter Drainage on Sidewalks. Every person owning any building in the city of Milwaukee, situated as described in s. 116-8, shall cause the pipes conducting the water from the eaves of the building to be so constructed as not to spread the water over the sidewalks, and every person neglecting the requirements of this section shall be subject to a fine of not less than \$5, nor more than \$10.

116-12. Snow Plowing Equipment License.

1. **LICENSE ISSUED BY CITY CLERK.** No person, firm, or corporation shall engage in the business of removing snow or ice from the public sidewalks or public alleys of the city by means of motorized sweepers or plows or receive compensation for doing such work without first obtaining a license therefor in the manner hereinafter provided. The license shall be obtained from the city clerk upon approval of the commissioner of public works and pursuant

to ch. 85. The city clerk shall publish to the city's website a list of all snow plowing equipment license holders.

2. **INSURANCE REQUIRED.** No license shall be granted unless the applicant has filed with the city clerk a public liability insurance policy in the sum of at least \$5,000 or a proper certificate showing such policy to be in force, conditioned among other things, that the person shall pay any and all damages which may happen to any tree, pavement, street, or sidewalk or to any utility pole or to any other property belonging to the city, whether the damage shall be inflicted by the person or his or her employees or workers, and conditioned also that the person shall save and indemnify and keep harmless the city against all liability, judgments, costs, and expenses which may in any way accrue against the city in consequence of the granting of the license.

3. **ISSUANCE.** The licensee shall comply with the conditions of any license which may be issued. Upon filing with the city clerk of the public liability insurance policy or certificate of insurance, and upon payment of the license fee required in s. 81-114 to the city treasurer, the license shall be issued.

4. **PENALTY.** Any person violating this section shall forfeit to the city a penalty of not less than \$50 nor more than \$100 for each offense, and in default of payment thereof shall be imprisoned in the house of correction or county jail of Milwaukee county for a period not to exceed 60 days, or until such penalty and costs shall be paid.

116-15. Vacant Lots to be Cleaned.

1. **OWNER TO BE NOTIFIED.** Whenever an unoccupied or partially unoccupied lot or parcel of land in the city has been left in an unsafe or unsightly condition, or both, because of debris, unsightly materials, or surface irregularities, or unprotected or unfinished excavations, it shall be the duty of the commissioner of public works to notify the owner or person in charge in writing, to clean up and, if necessary, protect the premises. The time in which the owner or person in charge must comply with the aforementioned order shall be in the discretion of the commissioner of public works, but the time given in such order shall not be less than 3 days, nor more than 30 days. In the event such order is not complied with, the

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commissioner of public works may proceed to clear the premises and assess the cost thereof in the manner provided in s. 11.28 of the city charter against the premises in the manner in which similar assessments are made.

2. PENALTY. Any person, firm or corporation found guilty of violating this section, or who shall fail, omit, neglect or refuse to obey any of the provisions of this section, or any order promulgated therein by the commissioner, shall be subject to a fine of not less than \$1 nor more than \$100, together with the costs of such action, and every person, firm or corporation shall be deemed guilty of a separate offense for each day of such violation, omission, guilt or refusal; provided, however, that such accumulated penalties recoverable in any one action shall not exceed the sum of \$1,000, exclusive of the assessment hereinabove referred to.

116-16. Owners and Occupants to Clean Sidewalks. It shall be the duty of every owner, occupant, agent or person in charge of any premises, improved or vacant, that shall front upon any sidewalk to keep the same free from rubbish, dirt or dust.

116-17. Steam Shovel or Heavy Equipment Permits. 1. PERMIT REQUIRED. No steam shovel, concrete or concrete mixer, sewer digger or other similar machine weighing more than 6,000 pounds except a road roller, and no similar machine having lugged wheels shall be driven or operated upon or along any street, alley or public place in the city, unless a permit therefor shall first be secured from the commissioner of public works, which permit shall specify the route to be taken by such machine, and it shall be unlawful to deviate from such route. The commissioner of public works shall have authority to require the removal from any such machine of any flanges, cleats or other removable parts which would damage the street, and also to require, whenever in his judgment it is necessary, that planks or other sufficient protection for the street shall be provided by the persons driving or operating any such machine and shall be placed by such person or persons on the street, and the

machine shall be run upon such planks or other protection when such requirement is made. The purpose of this section is to protect streets against damage from any machine with rough wheels, and this section is intended to apply to all such machines.

2. PENALTY. Any person who shall violate this section shall be subject to a penalty of not less than \$25 and not more than \$100 for each offense together with the costs of the action, and in default of payment of such penalty and costs shall be committed to the county jail or house of correction of Milwaukee county for a period not to exceed 90 days, or until such penalty and costs shall be paid.

116-19. Moving Buildings on Streets.

1. LICENSE REQUIRED. No person, firm or corporation may remove or cause or permit to be removed or may aid or assist in removing any building into, along or across any street in the city without first obtaining the license therefor. Licenses shall be obtained from the commissioner of public works. No license shall be granted until the person applying shall be given a bond in the sum of \$10,000 with good sufficient sureties, which shall run to the city of Milwaukee for the use and benefit of any person or persons intended to be protected thereby, and which shall be conditioned, among other things, that the person shall pay any and all damages which may happen to any tree, pavement, street or sidewalk or to any telephone pole or to any other public or private property, whether the damage shall be caused or inflicted by the person or by the person's employees or workers, and conditioned also that the person shall save and indemnify and keep harmless the city against all liabilities, judgments, damages, costs and expenses which may in any wise accrue against the city in consequence of the granting of the license or any permit hereunder. The licensee will comply with the conditions of any permit which may be issued. Upon execution of the bond and payment of the license fee provided for in s. 81-14 to the city treasurer, a license shall be issued.

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2. PERMIT FROM PUBLIC WORKS.

a. Application. Whenever any licensed building mover shall desire to move any building into, along or across any street in the city, application for a permit to do so shall be made in writing to the commissioner of public works. Such application shall be signed by the owner of the building or by his authorized agent or attorney, and such application shall also be signed by the licensed mover who is to do the work. No person shall move or cause to be moved any building through any street without securing a permit therefor from the commissioner of public works. Any licensed building mover who shall remove or cause to be removed any building into, along or across any street in the city without first having secured a permit therefor, or who after securing a permit shall keep a building on any street longer than the permit calls for, or who shall use any water hydrant or concrete electric pole in any manner in the moving of buildings shall upon proof thereof be deprived of his license; and such license shall not be reissued to such person for a period of 6 months, and such penalty may be imposed for each separate offense.

b. Permit fees. See s. 81-15 for the required permit fees.

3. APPROVAL BY COMMISSIONER.

The commissioner of public works shall grant all permits for the moving of buildings across or along any street, and he shall have authority to refuse any permit where in his opinion the interruption to traffic or the damage which might be done to trees or other public property would not warrant the granting of such permit.

4. PENALTY. Any person violating this section shall forfeit to the city a penalty of not less than \$10 nor more than \$100 for each such offense, and in default of payment thereof shall be imprisoned in the house of correction or county jail of Milwaukee for a period not to exceed 60 days, or until such penalty and costs shall be paid.

116-27. Carpets and Rugs, etc. 1. NOT TO BE BEATEN IN PUBLIC PLACES. No carpets, rugs, mats or similar articles shall be beaten, shaken or swept in any public thoroughfare or in any court or areaway within 15 feet of any building or buildings occupied by more than 2 families.

2. NOT TO BE SHAKEN NEAR BUILDINGS. No old garments, bedding, mattresses, coverings, rugs, carpets or similar articles shall be beaten, shaken or swept upon or within 15 feet of any inhabited building, unless precaution is taken to prevent dust particles from

being blown, scattered or otherwise passing from the place where such beating or cleaning is carried on.

3. CONTENTS OF VACUUM CLEANERS. Any inhabitant of said city after using any carpet sweeper or vacuum cleaner in said city shall remove the contents of said sweeper or vacuum cleaner into some proper receptacle or wrapper and convey same to incinerator, furnace, fireplace or stove.

4. PENALTY. Any person violating this section shall upon conviction be fined not less than \$5 nor more than \$50 for each and every offense, or in default of the payment of the same be imprisoned in the house of correction of Milwaukee county for a period of not less than 10 nor more than 60 days, in the discretion of the court.

116-39. Storm Water Treatment or Storage.

1. TREATMENT. The portion of a street right-of-way commonly known as the tree border and located between the curb and the outside line of the sidewalk closest to the curb may be used for storm water treatment purposes.

2. STORAGE. The paved portion of a public street may be used for temporary storage of storm water when such storage is deemed appropriate by the commissioner of public works. The commissioner shall determine the method, location and duration of any storm water storage on public streets.

116-51. Planting Permit. No person, corporation or association shall plant, cut, prune or remove any living tree or shrub in a public highway in the city, or cut, disturb or interfere in any way with the roots of any tree in such public highway, or spray any such trees or shrubs with any chemicals or insecticides without written permit of the commissioner of public works.

116-52. Planting Trees on Public Highway. No shade or ornamental tree or shrub shall be planted in any of the public highways of the city until such tree or shrub and the place where it is to be planted shall have first been approved by the commissioner of public works and a permit granted by said commissioner therefor.

116-53. Hazardous Trees and Storage of Cut Elm Wood Prohibited. The planting, preserving and maintaining of trees which are injurious and detrimental to the community, and all such trees as may be liable to fall upon any sidewalk, street

116-54 Use of Public Ways and Places

or building, or which are hazardous or may result in injury to person or property because of a defective or diseased condition, or contagiously diseased trees, or the storage of cut elm wood, unless debarked or treated with a proper insecticide, shall be deemed a public nuisance and are prohibited.

116-54. Planting of Flowers in the Public Right-of-Way.

1. **PLANTING OF FLOWERS.** The planting of flowers in the public right-of-way is permitted as long as it does not encroach in the path of pedestrians or block the vision of motorists. The planting of edible fruits and vegetables is prohibited without a special privilege permit. The diggers hotline must be contacted at least 3 business days prior to any excavation related to this subsection.

2. **REQUIREMENTS.** Flowers may be planted by, or with permission from, the property owner immediately adjacent to that section of the public right-of way. Plants may not grow so as to obstruct or encroach upon the curb or sidewalk, block sight lines to the street, be higher than 3 feet or potentially create a trip hazard on the sidewalk or roadway. The department of public works may issue additional planting guidelines.

3. **LANDSCAPING EDGING.** Decorative landscaping edging is permitted in the public right-of-way. It may not obstruct or encroach upon the curb or sidewalk, block sight lines to the street or potentially create a trip hazard on the sidewalk or roadway.

4. **CITY LIABILITY.** The city shall be held harmless from and against any damages to plantings permitted in this section occurring due to city operations or repairs including tree trimming, tree removal, stump removal, tree planting, utility repair and plowing or salting.

5. **VIOLATIONS.** If the department of public works determines that circumstances warrant, the property owner shall be notified and given 30 days to correct the violation. If the property owner does not remove the plant material within the 30 days, the department of public works will take corrective action and bill the owner following the procedures set forth in s. 11.28, city charter.

116-55. Overhanging Branches.

1. **INTERFERENCE WITH TRAFFIC OR STREET LIGHTS.** Branches of trees, shrubs, flowers or other vegetation shall not be permitted

to overhang streets, sidewalks and alleys at such a height as to interfere with vehicle or pedestrian traffic, or with the proper radiation of light from the Milwaukee municipal street lighting system. It shall be the duty of property owners to trim trees, shrubs, flowers or other vegetation to conform with this section upon due notice from the commissioner of public works.

2. **INTERFERENCE WITH TRAFFIC CONTROL DEVICES.** Branches of trees, shrubs, flowers or other vegetation shall not be permitted to overhang streets, sidewalks and alleys at such a height or in such a manner as to interfere with the visibility of official traffic control devices. Whenever trees or shrubs or the branches of trees or shrubs or other obstructions are found to block or interfere with the visibility of an official traffic control device, the provisions of s. 116-56 shall not apply. The commissioner of public works may take immediate action after he has received notification of such interference, to remove, trim or cause to have removed or trimmed the branches of such tree or shrub, flowers or other vegetation or to remove or to cause to have removed other obstructions irrespective of the ownership of the tree, shrub, flowers, other vegetation or other obstruction.

116-56. Special Assessment for Trimming. In the event of the failure of the owner of any property or premises in front of or on which trees, shrubs, flowers or other vegetation grow with branches hanging over the sidewalk, streets or alleys, and with a level less than that provided under s. 116-55 to trim his or her trees, shrubs, flowers or other vegetation in conformity thereto for a period of not less than 15 days after being notified, then the commissioner of public works may cause the branches of such trees, shrubs, flowers or other vegetation to be trimmed, as provided for in s. 116-55 and charge the cost of such work against the lots, parts of lots or parcels of land on or in front of which such trees, shrubs, flowers or other vegetation may grow, in the manner and following the procedures set forth in s. 11.28, city charter.

116-60. Fastening Horses to Shade Trees, Lamp Posts, etc. No person shall fasten any horse or any other animal to any ornamental or shade tree or lamp post in any street or other public place within the limits of said city, nor to any box or case around such tree, nor shall he cause or permit a horse or other animal to stand so that said horse or other animal can injure a tree in any such street or other public place,

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under a penalty of not less than \$5 nor exceeding \$25 for each and every offense.

116-63. Electric Devices Near Trees. No person, corporation or association shall attach any electric insulators, or any device for the holding of electric wires, to any tree growing or planted upon any public highway of the city. Every person, corporation or association having any wire or wires charged with electricity running through a public highway shall securely fasten such wire or wires to a post or other structure so that they shall not come in contact with any tree thereon. Every such person, corporation or association shall, when and if the commissioner of public works determines it to be necessary in order to prune or cut down any trees growing in a public highway in the city, temporarily remove any such wire or wires, or cut off the electricity within 24 hours after service upon the owner of said wire or wires, or his or its agents, of a written notice signed by the commissioner of public works to remove said wire or wires, or cut off said electricity.

116-66. Examination of Trees. The commissioner of public works shall have the right to examine all trees, alive or dead, standing or fallen, and logwood piles for the purpose of determining whether same are contagiously diseased. Such examinations shall include the right to take samples from such trees and logwood piles for laboratory testing purposes. It is made the duty of the commissioner of public works to give notice to the owner or owners, or the agent of such owner or owners of land, in the city whereon there are situated any infested or diseased trees, or hazardous conditions existing, or cut elm wood, unless debarked or treated with a proper insecticide, declared by said commissioner to be a public nuisance under s. 116-53, and which are not maintained by the city as provided by law, to remove, prune or treat or cause same to be removed, pruned or treated within 30 days, excepting when said notice applies to the pruning or treating of elm trees, or other diseased or infested trees which shall be done within 10 days.

116-67. Removal, Pruning or Treatment of Trees. The commissioner of public works shall have the power and is authorized and instructed, after proper notification as referred to in s. 116-66, and noncompliance therewith, to cause

such trees, or cut elm wood, unless debarked and treated with a proper insecticide, which are deemed to be a nuisance under s. 116-53, to be removed, pruned or treated at the expense of the owner of the land whereon the same stand, and if such owner or his agent cannot be found in the city the commissioner of public works may cause such trees to be removed, pruned or treated at the expense of the owner of such land without notice.

116-68. Cost of Removal. 1. **REPORT TO CITY COMPTROLLER.** Except for the costs imposed for tree removal under ss.116-53 and 116-66, the commissioner of public works shall keep an account of all costs expended upon the work in front of each lot, part of lot or parcel of land, and make an annual report to the city comptroller, stating and certifying the description of the lots, parts of lots or parcels of land in front or rear of or upon which the work shall have been done, and the city comptroller shall, at the time of making his or her annual report to the common council of the lots or parcels of land subject to special tax or assessment, include therein the lots or parcels so reported to him or her by the commissioner of public works, with the aggregate amount chargeable thereto, according to the report, and the amounts shall be levied on the lots or parcels of land respectively to which they are so chargeable, in like manner as other special taxes are levied in the city.

2. **REPORT TO CITY TREASURER.**

The commissioner of public works shall keep an account of all costs of tree removal, provided for under ss.116-53 and 116-66, that are expended upon the work in front of each lot, part of lot or parcel of land, and make an annual report to the city treasurer of the trees removed under ss.116-53 and 116-66 that includes the amounts that shall be levied as special assessments on the lots or parcels of land respectively to which they are so chargeable.

3. **PAYMENT TERMS.** The special assessment amounts for the cost of removal of trees, under ss.116-53 and 116-66, levied on the lots or parcels of land, respectively, to which they are so charged shall be paid under the following terms and conditions:

a. Except as provided for in par. b, the total amount for the cost imposed for the removal of trees shall be paid to the city treasurer within the time allowed for the payment of general property taxes.

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b. Property owners affected by the special assessment for the removal of trees, who waive in writing a public hearing notice as provided for by s. 66.0703(7)(b), Wis. Stats., and have a total amount of the unpaid principal of the special assessment remaining over a sum of \$125, shall have the special assessment spread equally over the first and next succeeding 9 property tax rolls.

b-1. If the total amount of the bill remaining unpaid is less than \$125, the amount shall be placed on the first available tax roll.

b-2. In addition to the principal remaining, interest shall be added commencing the January 31 after the issuance of the property tax bill. The interest rate charged shall be set annually as of the last business day in June as an approximation of the prime rate plus 1%. For the purpose of this subdivision, the prime rate shall be defined as the Wall Street Journal prime rate which is published in the Wall Street Journal. The monthly rate of interest shall be computed by dividing the average prime rate plus 1% by 12 rounded to the nearest 100th percent. The city comptroller shall review the interest rate annually and shall notify the department of public works of the interest rate. The interest rate shall become effective as of the public hearing date in September at which annual assessment rate changes are submitted to the appropriate committee of the common council as provided in s. 115-43. The interest rate in effect at the time the charge is levied shall be fixed for the 10-year duration of the installment payments.

b-3. After being placed on the tax roll in annual installments or otherwise, the amounts of special assessments shall be paid within the time allowed for the payment of general property taxes. If the taxpayer fails to pay a special assessment within the time allowed for payment, it shall become delinquent and shall be treated in the same manner and subject to the same laws as a delinquent general property tax.

116-69. Interference with Work of Department. No person, corporation or association shall prevent, delay or interfere with employees of the department of public works in the planting, pruning, spraying or removing of a tree or trees or shrubs, living or dead, in that part of any street lying between the lot line and the curb or in the center or side plots of boulevards in the city, or from removing stone, cement, lumber or other substance placed about a tree or shrub in a highway in the city contrary to ss. 116-51, 116-52, 116-63 and 116-69.

116-70. Penalty. Any person violating any of the provisions of ss. 116-51, 116-52, 116-54, 116-63 and 116-69 shall, upon conviction, pay a penalty to the city of not less than \$10 nor more than \$25 for each and every offense. Each day in which any of the provisions of these sections are violated shall constitute a separate offense.

For the legislative history of chapter 116, contact the Municipal Research Library.

[Pages 771 to 780 are blank.]

Receipt of ARBA Fee

Date:	Monday, April 20, 2026
Received Of:	Jacqueline Buchan
Property at:	5725 S Honey Creek Dr
Received By:	Joanna Urtiz
Check # (If Applicable):	Money Order # 55145135390
Amount:	\$25.00