

Stephen Adamczyk

6019 West Bluemound Road

Milwaukee, WI. 53213

April 10, 2017

RECEIVED

APR 11 2017

OFFICE OF
CITY ATTORNEY

City of Milwaukee

Office of the City Attorney

200 East Wells Street

Suite 800 Milwaukee, WI. 53202

RE; C.I. File No. 1068-2016-2411 Lead water pipe damage

Dear Mr. Langley

I wish to appeal the City's denial of responsibility for damage to the lead lateral pipe to my property.

I am requesting a hearing for this claim.

Sincerely,



Stephen Adamczyk

CITY OF MILWAUKEE
2017 APR 10 AM 10:13
CITY CLERK'S OFFICE

CITY OF
MILWAUKEE
OFFICE OF THE CITY ATTORNEY

500 City Hall
201 East Wells Street
Milwaukee, Wisconsin 53202-3551

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APR 11 2017

OFFICE OF
CITY ATTORNEY

Mr. Steve Adamczyk
6019 W Bluemound Road
Milwaukee, WI 53213

BZD-55B 53213



November 4, 2016

City Clerk Jim Owczarski
Attn: Claims
200 East Wells St, Room 205
Milwaukee, WI 53202-3567

Mr. Owczarski,

I am writing to file a claim against the City of Milwaukee. I am looking to have the City of Milwaukee reimburse me for a \$4,000 bill I incurred because the City of Milwaukee did a stump removal on my property and caused a leak in a water lateral to a home I own at:

4901 North 37th St.
Milwaukee, WI 53209


Attached is the \$4,000 invoice that I paid to MidCity Plumbing and Heating to fix a broken water line to the above home. Brief description of what happened:

On the evening of 9-23-16 (Friday) I was contacted by our tenant at the home, Towanda, and told that I needed to speak to someone from Milwaukee Water Works. The guy from Water Works more or less said that our water lateral going to the home has a leak and unfortunately for us it was on the homeowner side of the curb stop and not the Water Works side.

Towanda said to me that the city had a bunch of guys out a few days earlier (Tuesday) to grind up a stump. According to her the entire area was shaking and they were really going at it taking up that stump. She said she noticed that day or the next day water bubbling up from the ground slowly, but got worse each day until Friday when she called the Water Works.

She said a bunch of guys were out there working really making a lot of noise and shaking everything. It seems more than obvious to me that this lateral pipe break was obviously the result of the city removing that stump. The pipe had been fine in the ground for probably about 70 years and didn't just start leaking the same day the City went wild taking up a stump. The stump removal caused our pipe to crack and thus we had to have an emergency \$4,000 bill to fix the water pipe. We want to be reimbursed by the City of Milwaukee for the full \$4,000.

Attached are some photos, and other documentation.

Sincerely,

Steve Adamczyk
6019 W Bluemound Rd.
Milwaukee, WI 53213
btupro@hotmail.com
414.258.7880

CITY OF MILWAUKEE
MAY 18 8 52 AM '16
CITY CLERK'S OFFICE

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NOV 18 2016
OFFICE OF
CITY ATTORNEY



INVOICE

Page: 1

ADAMCZYK HEATING
240 W. BROADWAY
NEWARK, NJ 07102

PURCHASE ORDER NUMBER	DATE ORDERED	PAYMENT DATE	SALESPERSON
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ADAMCZYK	11/25/16	11/10/16	
TERMS	NOTES		

REFERENCE	DESCRIPTION	AMOUNT
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Net 30 days	OWNER SERVICE REPLACEMENT AS PER QUOTATION	4,000.00
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MESSAGE We greatly appreciate your business.	SUBTOTAL	\$ 4,000.00
	SALES TAX	
	SHIPPING	
	TOTAL	\$ 4,000.00

Milwaukee Water Works

September 26, 2016

STEPHEN ADAMCZYK
6019 W BLUEMOUND RD
MILWAUKEE WI 53213

NOTICE to fix water leak at 4901 N 37TH ST
and call us (414) 286-3710

Dear Property Owner:

A Milwaukee Water Works investigation on 09/23/16 at 4901 N 37TH ST identified a water leak that the property owner must fix. The leak of water is very costly, and as the water continues to flow it becomes a health and safety issue.

A notice about the leak was left at the time of the investigation. You are required to repair the leak within 10 business days from the date of this letter and notify us at the number above of when the repairs are completed. If you are not the property owner, please call us and also contact the owner and advise them to call us.

The leak is on the water service lateral pipe between the curb stop near the street and the water meter in the building. The property owner is responsible for this type of leak, according to Milwaukee Water Works Rules and Regulations Governing Water Services.

It is urgent the property owner immediately contact a Licensed Plumber, ask for estimates for locating the source of the leak and make repairs.

If the plumber suspects the leak is not your responsibility but the leak is on the portion of the water service maintained by the Milwaukee Water Works (curb stop to the water main in the street), call the Milwaukee Water Works immediately while the plumber is still at the property. We will send a representative to conduct an inspection. If we find the leak is not your responsibility, the Milwaukee Water Works will make any necessary repairs. Independent plumbers are not authorized to make repairs on the Milwaukee Water Works' side of the water service.

City of Milwaukee financial assistance to help make repairs is available by calling Bernice Flemming at (414) 286-2928.

If, after 10 business days from the date of this letter, we have not heard from you, the Milwaukee Water Works will turn off the water to the property. If at any time the leak is deemed to be a hazard, we will turn off the water to the property without advance notice. It is essential the property owner act quickly to identify the leak so water service is not interrupted.

Any restoration or cleanup, including in the public way, as a result of this leak is the responsibility of the property owner. Failure to make repairs and notify the Milwaukee Water Works will result in the City of Milwaukee conducting necessary restoration and cleanup in the public way and billing the charge for those services to the property owner.

Please contact us within 10 business days from the date of this letter. Thank you.

Milwaukee Water Works Distribution
(414) 286-3710

841 N. Broadway
Zetler Municipal Building
Room 409
Milwaukee, Wisconsin 53202

www.water.mpsw.net

View a Work Record



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Site

4901 37TH ST /N
 Side: Side Site: 1
 Site ID: 130001

[View This Site](#) [New Work at Site](#)

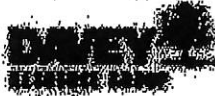
Project: Contract Stumping
Work Type: Contracted Work **Priority:** Default
Work Condition: N/A **Work DBH:** 10
Work Species: ACER PLATANOIDES, MAPLE, NORWAY (NOR)
Status: Completed **Date Requested:** November 13, 2015
Date Scheduled: September 20, 2016
Date Completed: September 20, 2016
Crew: Contractor **Work Order(s):** [N Stump Contract 2016](#)
Cost: none
Comments: Suburban
Post Work Comments:
 Last changed by: Jeff Klusow (klusow) on 9/26/2016

[New Search](#) [Edit](#) [Delete](#) [Work Order](#)

Rule:

Milwaukee, WI

TreeKeeper 7.7



From: Sivyer, David
Sent: Tuesday, September 27, 2016 10:34 AM
To: btupro@hotmail.com
Cc: Johnson, Dorothy
Subject: RE: Stump Grinding - 4901 N 37th Street

Please note the following correction: We have been advised by the contractor that the stump was ground and backfilled on Friday, September 16th, and inspected by a City inspector on September 20th.

David B. Sivyer, M.S.
Forestry Services Manager
841 N Broadway, Room 618
Milwaukee, Wisconsin 53202
414-286-3729 Office
414-286-8097 (Fax)
david.sivyer@milwaukee.gov
ISA Certified Arborist
ISA Tree Risk Assessment Qualified

From: Sivyer, David
Sent: Monday, September 26, 2016 3:22 PM
To: 'btupro@hotmail.com'
Cc: Johnson, Dorothy
Subject: Stump Grinding - 4901 N 37th Street

Mr. and Mrs. Adamczyk,

Thank you for contacting our office.

Per your request, please find attached a work record for stump grinding of a 10" diameter maple stump from the City tree lawn on the Stark St side of your property at 4901 N 37th Street. The stump was ground and backfilled with topsoil by a City contractor on September 20, 2016. This work was inspected by a Forestry Inspector on September 20th and found to be completed within contract specifications.

David B. Sivyer, M.S.
Forestry Services Manager
841 N Broadway, Room 618
Milwaukee, Wisconsin 53202
414-286-3729 Office
414-286-8097 (Fax)
david.sivyer@milwaukee.gov
ISA Certified Arborist
ISA Tree Risk Assessment Qualified