

CITY OF MILWAUKEE

Form CA-43

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February 20, 2003

Roxanne Dwyer
5625 South Illinois Avenue
Cudahy, WI 53110

RE: C.I. File No: 03-S-15

Dear Ms. Dwyer:

This office is in receipt of your claim in the amount of \$1,400.00, relating to fines charged on your 2002 tax bill for failure to comply with orders issued by the Department of Neighborhood Services to paint the property located at 3110-3112 West National Avenue.

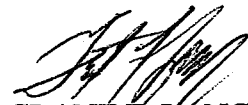
Our investigation reveals that the Department of Neighborhood Services records indicate that they litigated an order for painting on the property in November 2001. There was no compliance and a new order was issued in January 2001. The order covered 27 exterior violations and was put on monthly re-inspection in June 2001. The re-inspections and charges continued into 2002. The department spoke with you in May 2002 and you indicated that you were in the process of selling the property to one of the current tenants. They stopped the monthly charges and agreed to review the 2002 charges in relation to the pending sale. No monthly re-inspections were done from May through August 2002. The sale did not happen. They resumed the re-inspections in September 2002. The most recent re-inspection on January 31, 2003 revealed that major violations are still present. The department spoke with you on February 3, 2003 and discussed loan options. You have no legal interest in the property and this limits the options. You were advised to seek legal advice. The department acted appropriately and as such, the City would not be liable for your loss. Accordingly, we are denying your claim from the prior re-inspections which totaled \$1,400.00 and were on the 2002 tax bill. The inspection of the property in 2003 and the charges for 2003 which at present total \$1,200.00 are not on the

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2002 tax bill. As such, if you want to challenge those charges you must contact the Administrative Review-Appeals Board.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY
City Attorney

Steven M. Carini

STEVEN M. CARINI
Investigator Adjuster

SMC:beg
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