

Office of the City Clerk
Attn: CLAIMS
200 E. Wells St., Room 205
Milwaukee, WI 53202-3567

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OCT 19 2015

OFFICE OF
CITY ATTORNEY

CITY OF MILWAUKEE
2015 OCT 16 PM 3:56
CITY CLERK'S OFFICE

Re: Circumstances of my claim

My name is Frederick Haney and I am filing a claim against the city of Milwaukee/Towing Lot located at 3811 West Lincoln Ave. Milwaukee, WI 53215. This claim complies with section 893.80 (1) of the Wisconsin Statute for towing and subsequently recycling an unregistered vehicle parked on private property.

Exhibits (Attached):

- A. The Towing Report (Indicating pick-up location of my vehicle on private property)
- B. City of Milwaukee Property report (Assessment Detail and Listing Characteristics of my dwelling)
- C. Kelly Blue Book value of a 2000 Jaguar
- D. List of contents within the vehicle

My claim is based on the following facts:

My stationary 2000 Jaguar, in very good condition, was parked in my condominium assigned parking space and the towing agent came onto my private parking lot and towed my vehicle due to unregistered plates. It is unlawful to enter my private property to remove a vehicle.

- 1. I recently re-located from the state of Utah to Wisconsin and currently reside at 6626 Bourbon Street in my family's condominium. Each property owner is allotted 1 private parking space; my condominium is #8, and is located within this private property and **not on the street**. (See **Exhibit B** - Royal Orleans Condominium -Zoning RM1. This location is zoned as private property.)
- 2. On June 23, 2015, my vehicle, a 2000 Jaguar S-type, in good condition, which was parked on my private property in my allotted space, #8, and was towed from that space and brought to the City of Milwaukee's towing yard due to it being unregistered. It was subsequently recycled on July 21, 2015.
- 3. Upon my relocation to Milwaukee, I filed a change of address with the US Postal service and have been successful in receiving mail at my requested re-location address. I visited the towing facility and when I asked where the correspondence was sent, I was advised that it was sent to the at my Utah address (321 E 4140 S Apt. 196). I never, however, received any formal correspondence from the City of Milwaukee notifying me of any recycle proceedings.
- 4. The towing report (**Exhibit A**) indicates the location of my parked, non-moving vehicle upon towing. According to the City of Milwaukee parking enforcement, and ordinances regarding an unregistered vehicle parked on a public street only warrants ticket/fine of \$20.00 - my vehicle was parked on my private property and was not ticketed, but actually towed and recycled. These two processes are dramatic in comparison, unfair and unlawful - according to laws. It is not logical that an unregistered

car parked on a public street would receive fewer penalties than mine, which was parked in the privacy and security of my own home.

5. The justification for towing my vehicle was said to be because I had not yet registered my vehicle. Before my vehicle was unlawfully towed and recycled, I was in the process getting my vehicle registered and insured because I was looking for employment and had scheduled interviews with prospective employers. I was also preparing to relocate to a residence where there would only be off street parking available, thus I knew I had to have my vehicle properly registered and insured. Since then, I have successfully obtained insurance but regretfully my vehicle was prematurely recycled by the City of Milwaukee Towing Lot.
6. At the time, I believed my most prudent course of action was to pay the fines first, register and retrieve my car and make a complaint to the city later (regarding my car being unlawfully towed). When I contacted the towing service, I was told I had thirty days from the time of towing to claim my vehicle. The timing would have been the date of towing (June 23, 2015) and thirty days later (July 23, 2015). After gathering funds to pay for the release of my vehicle, I visited the tow service on July 23rd, prepared to pay all necessary fines, only to learn my car was recycled two days before, on July 21, 2015). This is two days earlier than I was advised by the staff member I spoke with at the City of Milwaukee Tow Lot. It also contradicts the City of Milwaukee Tow Lot protocol per the website, which indicates there is a 30 day grace period before vehicles are recycled.
7. First my non-moving car should not have been towed from private property. Secondly, the City of Milwaukee's Towing facility acted prematurely and negligently and not in compliance with the parking enforcement laws governed by the state of Wisconsin.

Remedy:

1. I am asking for the Kelly Blue Book value of my vehicle, which values it \$6,343 (**Exhibit C**)
2. Reimbursement for personal items in the vehicle (**Exhibit D**)

In the interim, should you have questions or comments, I may be reached at (414) 241-1234 or (414) 431-0494, or via email: Frederick.jay.haney@gmail.com

Sincerely,

Frederick J. Haney

*6626 N. Bourbon St., #8
Milwaukee, WI 53224*

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Cc: Parking Citation Review Manager - 951 N. James Lovell Drive, 2nd Floor.

Exhibit D: Contents inside the vehicle:

1. Acer Laptop - \$200
2. Xbox 360 Gaming System - \$100
3. Clothing - \$500
4. Cartier sunglasses - \$350

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2000 Jaguar S-Type

Style: V8 Sedan 4D

Mileage: 13800

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Very Good Condition

Private Party Values valid for your area through
7/23/2015
Track this car's values

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Browse reviews, photos, specs
and more.

See what you should pay

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Owners like you rated the 2000 S-Type 8.1 out
of 10.

Write your own review

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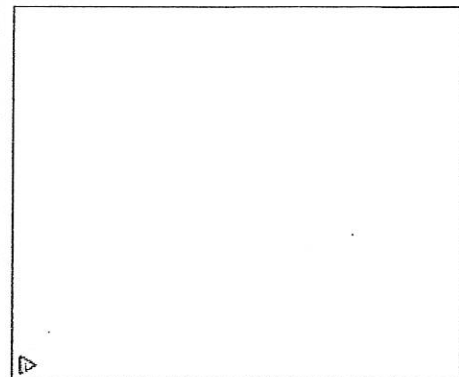
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- ☒ V8, 4.0 Liter

Drivetrain

- ☒ RWD

Braking and Traction

- ☒ Traction Control
☒ ABS (4-Wheel)

Steering

- ☒ Power Steering
☒ Telescoping Wheel

Transmission

- ☒ Automatic

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☒ Power Windows
☒ Power Door Locks
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☐ MP3 (Multi Disc)
☐ Premium Sound
☐ Navigation System
☐ DVD System
☐ Integrated Phone

Exterior Color

- ☐ Beige ☐ Orange
☒ Black ☐ Pink
☐ Blue ☐ Purple

- ☒ Side Air Bags
☐ F&R Side Air Bags

Seats

- ☒ Dual Power Seats
☒ Leather

Roof and Glass

- ☒ Moon Roof

Exterior

- ☐ Rear Spoiler

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- ☒ Alloy Wheels
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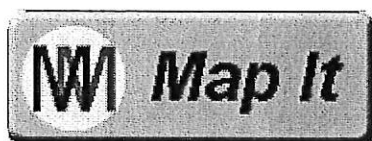


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My Property Information



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OFFICE OF
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Assessment Record:** FREDERICK J HANEY**Current Assessment:**  [View City Assessor's details](#)

NOTE: Assessments change annually in April. Please see [City Assessor's details](#) for specific date.

Special Assessments: [see details](#)**Property Recording, Code Violations, Service Requests and Permits:** [see details](#)**POLLING LOCATION:** [see details](#)

Note: Outstanding Amount due does not include Interest and/or Penalties.

Year	Last Paid	Status
------	-----------	--------

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Assessment Detail and Listing Characteristics

Taxkey	Premise Address	Nbhd	Plat	Assessment County	Class
1450458000	6626 N BOURBON ST	5150	14514	Milwaukee	Condominium

Ownership Information		Conveyance	Assessment Information		
FREDERICK J HANEY	Deed Type	QC	Year	Current	Previous
9422 N GOLDENDALE	Date	2013-02-12	Land	5500	5500
DR	Fee	0.00	Imprv	16900	20300
BROWN DEER WI	Name or Address Change: 2013-04-04		Total	22400	25800
53223					

Org Year	Drop Year	Zoning	Ald. District	Census
		RM1	2	000302-

Legal Description

ROYAL ORLEANS CONDOMINIUM - ADDITION 1 IN SW 1/4 SEC 20-8-21 UNIT 8 &
UND INT IN COMMON AREA & FACILITIES

ROYAL ORLEANS ADDITION

Unit Stories	Unit Size	Bedrooms	Baths	Half Baths	AirConditioned	Yr. Built	Parking Sp.	Unit Nr
1.0	850	2	1	0	NO	1971	1	8
Lot Size of Complex	General Style	Total Units	Pool	Tennis	Club House			
1.12 (acres)	APARTMENT	16	Y	N	N			

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Data Provided By Assessor Query From: 63.252.23.246

**Table 295-503-1
RESIDENTIAL DISTRICTS USE TABLE**

Uses	Zoning Districts							
	RS1-RS5	RS6	RT1-RT3	RT4	RM1-RM2	RM3-RM7	R01	R02
<i>Light Motor Vehicle</i>								
Sales facility	N	N	N	N	N	N	N	N
Rental facility	N	N	N	N	N	N	N	N
Repair facility	N	N	N	N	N	N	N	N
Body Shop	N	N	N	N	N	N	N	N
Outdoor storage	N	N	N	N	N	N	N	N
Wholesale facility	N	N	N	N	N	N	N	N
<i>Heavy Motor Vehicle</i>								
Sales facility	N	N	N	N	N	N	N	N
Rental facility	N	N	N	N	N	N	N	N
Repair facility	N	N	N	N	N	N	N	N
Body shop	N	N	N	N	N	N	N	N
Outdoor storage	N	N	N	N	N	N	N	N
<i>General Motor Vehicle</i>								
Filling station	N	N	N	N	N	N	N	N
Car wash	N	N	N	N	N	N	N	N
Drive-through facility	N	N	N	N	N	N	L	L
<i>Parking</i>								
Parking lot, principal use	N	S	N	S	S	S	S	S
Parking lot, accessory use	Y	L	Y	L	Y	L	Y	L
Parking structure, principal use	N	N	N	N	N	S	S	S
Parking structure, accessory use	N	N	N	N	Y	Y	Y	L
Heavy motor vehicle parking lot, principal	N	N	N	N	N	N	N	N
Heavy motor vehicle parking lot, accessory	N	N	N	N	N	N	N	N
ACCOMMODATION AND FOOD SERVICE USES								
Bed and breakfast	S	L	L	L	L	L	Y	Y
Hotel, commercial	N	N	N	N	N	N	N	S
Hotel, residential	N	N	N	N	N	N	N	Y
Tavern	N	L	N	L	N	L	N	S
Assembly hall	N	N	N	N	N	N	N	S
Restaurant, sit-down	N	L	N	L	N	L	Y	Y
Restaurant, fast-food/carry-out	N	L	N	L	N	L	L	L
ENTERTAINMENT AND RECREATION USES								
Park or playground	Y	Y	Y	Y	Y	Y	Y	Y
Festival grounds	N	N	N	N	N	N	N	N
Recreation facility, indoor	N	N	N	N	N	N	S	S
Recreation facility, outdoor	N	N	N	N	N	N	N	N
Health club	N	N	N	N	N	N	Y	Y

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Tow No.: 1616793 Process Status: CONFIRMED OFF Amount Due: \$0.00

Reason: 35 UNREGISTERED/IMP/ROPE Ticket: 661254801 Violation: 636

Stolen: Towable? Moved to Loc:

Location: 6626 N BOURBON ST

Disp: 12 RECYCLED 07/21/2015 Fees Last Calculated: 07/21/2015

J-Bid No.: Bid Amt: \$0.00 Vendor ID: Zone: CN

Date Time Operator Off. Dist. Squad PR No.

Placarded: / / : AM

Authorized: 06/23/2015 09:55 PM TD6853 4230 019743 Crew:

Cancelled: / / : AM

Dispatched: 06/23/2015 09:59 PM TD68538 Crew: 010-PRAIF

Arrived: 06/23/2015 10:54 PM PLT001 Driver Name: 35041

Confirm On: 06/23/2015 11:54 PM KELL Lot: 1 Row: E Space: 089NK

Released: 07/21/2015 02:17 PM TOW97 Location of Keys: NK

Confirm Off: 07/21/2015 02:17 PM TOW97 Last Prev Notice: / /

Process Status: COF Process Date: 07/21/2015 Last Notice: 535 06/24/2015

Lic No.: UT X865DM Exp.: 14 Make: JAGU Model: 4

VIN: SAJDA01D0YGL19824 Style: SD Year: 00 Color: GRN

Property: Inventory No.:

TIRES Missing Flat Hub Caps Stereo Sound System: Y Window Damage: N

FRONT Doors Locked: Y Column Damage: N

REAR Keys: N Snow/Dirt: Y

Damage Description: FT LEFT BUMPER, MID AND REAR PASS SIDE DAM

Additional Comments:

Further Comments:

Initial Disposition: 12 RECYCLED

Recycle Billing: Billing Amount Due: \$0.00

Billing Notice 1: / / Billing Notice 2: / /

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