

Department of Neighborhood Services
Inspectional services for health, safety and neighborhood improvement

Preston D. Cole Commissioner

Thomas G. Mishefske Operations Manager

September 29, 2016

Alderman Michael Murphy, Chair Judiciary and Legislation Committee Office of the City Clerk Room 205, City Hall

RE:

File No.:

160667

Address:

2353-2355 N. 10th Street

Dear Alderman Murphy:

The owner of the above-referenced property has applied for a vacation of In Rem judgment. The Department of Neighborhood Services does not object to the request provided the applicant pays Reinspection fees of \$1,384.11, Litter Cleanup fees of \$195.78, and Property registration enforcement fees of \$684.45, for a total of \$2,264.34.

The Department also requests that, if the Common Council approves the return of the property, the applicant work to correct the code violations in a timely manner. A copy of each order is attached.

Sincerely,

Emily McKeown

Housing Policy and Compliance Manager



INSPECTION REPORT AND ORDER TO CORRECT CONDITION

CITY OF MILWAUKEE DEPARTMENT OF NEIGHBORHOOD SERVICES Special Enforcement Section 4001 S. 6th St.

4001 S. 6th St. Milwaukee, WI 53221

DEPARTMENT COPY

Serial #: 011890001 Inspection Date: January 05, 2016 District #: 786 CT: 1855

dupl-com

Recipients: TIFFANY D WADE, 2353 N 10TH ST, MILWAUKEE WI 53206-3117

Re: 2353-2355 N 10TH ST

Taxkey #: 323-1267-000

A recent inspection of the premises at the above address revealed conditions that violate the Milwaukee Code of Ordinances. You are hereby ordered to correct each violation listed below within 30 days of service of this order.

Some or all of the violations in this letter have been reissued from a previously litigated order.

275-32-3
 Protect surfaces with paint or other approved coating applied in a workmanlike manner. (to include wood surfaces and porches)

Exterior Sides

General

Repair, replace, or remove the defective fence.

Repair, replace, or remove the defective t

3. 275-32-3-f Replace missing chimney cap.

South Side

4. 275-32-3
Replace defective fascia boards.

5. 275-32-3 Replace missing fascia boards.

Provide storm windows for each habitable room.

OFFICIAL NOTICE OF VIOLATION

The City of Milwaukee - Department of Neighborhood Services

2353-2355 N 10TH ST

North Side

Provide storm windows for each habitable room.

8. 275-32-4-a

Replace broken window pane.

 275-32-4-a Repair or replace defective storm windows.

East Side

- 10. 275-32-3-h
 Replace the defective handrail on the service walk steps. (north and south service steps)
- 11. 275-32-3 Replace defective fascia boards.
- 12. 275-32-4-a
 Repair, replace or remove defective screen/storm door.

West Side

- 13. 275-32-3
 Replace missing fascia boards.
- 14. 275-32-3
 Replace defective siding on exterior walls.
- 15. 275-32-3 Replace missing siding on exterior walls.
- 16. 275-32-4-a Replace broken window pane.

South First Floor Porch

17. 275-32-3-g Repair or replace defective handrall on porch steps.

North First Floor Porch

18. 275-32-3-g
Repair or replace defective handrall on porch steps.

Exterior

19. 275-81-5
Premises must be maintained in a dust free, erosion free condition by suitable landscaping with grass or other planted ground cover, or by paving with asphalt, concrete, or such other means that may be approved by the Commissioner of Neighborhood Services.

- 20. 295-505-4-b-9
 No motor vehicles lacking valid license plates shall be parked for a period exceeding 30 days outside a structure or lot used in whole or in part for residential purposes.
 - -YOU MUST REMOVE ALL UNLICENSED MOTOR VEHICLES WHICH ARE STORED OUTSIDE ON THIS PREMISES.
- 21. 295-403-3-b
 b. Paving. All areas used for the parking of motor vehicles or trailers or light or
 heavy motor vehicle storage shall have paved or approved surfaces, as required
 in s. 252-74. The use of permeable paving, as defined in S. 200-08-68.5, is
 encouraged for all parking spaces provided above the minimum number required
 by this chapter.
- 252-74. Paving of Parking Lots, Areas and Spaces. All new and existing public or private parking lots, spaces or areas, or off-street loading and unloading berths and all access roads, drives or lanes leading from the street or alley lot line to these lots, berths, spaces or areas, whether it be the principal use or accessory to a principal use, shall conform to the regulations in this section.
- 1. PAVEMENT. a. All parking lots, parking spaces, parking areas, off-street loading or unloading berths or areas, and all access roads, drives or lanes leading thereto shall have a surface of concrete, asphalt or permeable pavement. Crushed stone, sand, gravel, cinders or other materials except as listed in par. b., shall not be used for the surfacing materials.
- a-1. Prohibited Uses. Permeable paving shall not be used for paved surfaces at filling stations, service stations, where motor vehicles are regularly serviced or other locations where hazardous liquids could be absorbed into the soil through the permeable pavement.
- b. Permeable paving or paving blocks may be used for single family and 2-family parking areas. Paving blocks shall be a minimum of 3 inches thick and installed on a minimum of 4 inches of properly compacted sand or crushed stone. The parking areas shall conform to the standards of s. 295-403-3. The finished parking area shall be constructed to be of a proper grade and pitch to allow for drainage to the alley or street, to prevent water from pooling on or around the parking surface and to prevent runoff from flowing onto adjacent properties.

YOU ARE THEREFORE ORDERED TO DISCONTINUE PARKING ON UNPAVED OR IMPROPERLY PAVED SURFACES.

For any additional information, please phone Inspector Kristen Reed at [414]-286-5542 between the hours of 8:00-9:00am and 3:00-4:30pm Monday through Friday.

Per Commissioner of Neighborhood Services By-

Kristen Reed Inspector 2353-2355 N 10TH ST

REINSPECTION FEES

In accordance with Section 200-33-48, a fee may be charged for any reinspection, except no fee shall be charged for the final reinspection when compliance is recorded. The fee is \$60.84 for the first reinspection, \$76.05 for the second, \$202.80 for the third, and \$354.90 for the fourth and all subsequent reinspections. These fees include a 1.4% training and technology surcharge. Reinspection fees shall be a lien upon the real estate where the reinspections were made and shall be assessed and collected as a special tax, if you wish to contest the assessment of a reinspection fee, contact the inspector, and, if necessary, the inspector's supervisor. If no agreement is reached, an appeal form will be mailed to you, which you can complete and send to the City's Administrative Review Appeals Board. Any question regarding the actual appeal process, please contact the Administrative Review Appeals Board at (414) 286-2221. Please be aware that there is a ten required when filling on appeal. fee required when filing an appeal.

RETALIATION

in accordance with Section 200-20.2, no lessor shall take retaliatory action toward any lessee who reports building code violations by raising rents unreasonably or by curtailing services or by eviction. Retaliation shall be presumed if such action occurs within 6 months of the report of code violations, unless the lesser can show evidence of nonpayment of rent, illegal activity on the premises, or that the lessee is in violation of some provision of the rental agreement. Retaliatory action may subject you to issuance of a citation.

FAILURE TO COMPLY

Fallure to correct the violations noted herin within the time set, or failure to comply with the order as modified by an appellate board and maintain compliance, may subject you to prosecution and to dally penalties of \$150 to \$10,000 in the manner provided in Section 200-19.

Also, any infraction of this order may result in a citation under Section 200-12-5 of the Milwaukee Code of Ordinances Volume II.

RIGHT TO APPEAL

You may file an appeal within 20 days. The Milwaukee Code of Ordinances requires that a written appeal of this order be received within 20 days of service of this order. If service of this order is made by mail, the appeal shall be received within 30 days or by the compliance date plus 5 days, not to exceed 30 days. There is a fee for filing this appeal.

Violations (excluding zoning violations - Chapter 295) must be appealed to the Code Appeals Secretary, Municipal Building, 1st Floor, 841 N. Broadway, Milwaukee, Wisconsin 53202, phone 414-286-3679.

Violations of Chapter 295 of the Milwaukee Code of Ordinances must be appealed to the Board of Zoning Appeals, 809 N. Broadway, 1st floor, Milwaukee, Wisconsin 53202, phone 414-286-2501. All appeal applications must include the required information outlined in sec. 295-311-6.

If an appeal is pursued, it is your responsibility, as the recipient of this order, to file with the appropriate department. Please contact the inspector that issued this order if you are unclear on this issue. Filing an appeal with the incorrect department may render your appeal null and void.

Si Ud. necesita ayuda para la traducción de esta información, comuníquese con el 'Centro Hispano' Council for the Spanish Speaking, Inc., 614 W. National Avenue, Milwaukee, WI 53204. Teléfono: (414)384-3700, o Community Advocates, 4906 W. Fond du Lac ave., Milwaukee, WI, 53216, Teléfono: (414)449-4777.

Yog koj xav tau kev pab txhais cov lus no, thov hu mus rau koomhaum Hmong/American Friendship Association, 3824 West Vliet Street, Milwaukee, WI 53208, xovtooj yog (414) 344-6575.

Property Names Summary

Printed 01/07/16 07:12

Page 1

2

Address: 2353- 2355

N 10TH ST

MPROP File Information

Owner

TIFFANY D WADE

Taxkey:323-1267-000 Land use:8820 Units:

Lot size: 5720 (40x143)

Year Built:1900

2353 N 10TH ST MILWAUKEE WI

53206-3117

Conveyance Date: 03/05/2010 Type:QC Name Change: 11/13/2012

Zoning: RT4

Recording information

==== PROPERTY NOT RECORDED ====

Page 1 City of Milwaukee

Department of Neighborhood Services CHRONOLOGICAL RECORD OF ENFORCEMENT

DATE OF INSPECTION INITIALS If no compliance, rent withholding app. left with ORDERS MAILED FIRST CLASS. Phone # I received a call from OR Phone # I called I Spoke to: If contact is not owner, explain: I Verified the following information: No A) Owners name No B) Phone number Yes No C) Mailing Address If no, correct address is Copy mailed to new address Yes No No D) Receipt of orders E) Explained reinsp. fee policy No 2/4/110 voicemail regarding orders. Pre-et MAILED PRE-INSPECTION LETTER RW 2/5/16 RT-Violations remain. RI foo Letter sent. Refor to Monthlys MAILED REINSPECTION LETTER "APPROVED FOR MONTHLY'S" しん、とり 5/24/16 Deceased Out of State Letter 6/14/16 Unenforceable Letter Previously Litigated Letter Mailed by KMK 150 REINSPECTED VIOLATIONS REMAIN REINSPECTION FEE NOTIFICATION LETTER MAILED Returned call: Rec'd voicemail from Tiffany @920-371-4542 call: left voicemail. Reid another voicemail from Tiffany. Returned call-left another voicemail Reco call from Tiffany. Scheduled MTC for 7/8/ 7/10/10 IN-REM-order extende 819116

CITY OF MILWAUKEE DEPARTMENT OF NEIGHBORHOOD SERVICES

Special Enforcement 4001 S. 6th St. Milwaukee, WI 53221 February 4, 2016

DEPARTMENT COPY



RE: 2353-2355 N 10TH ST

The property you own at the above address has outstanding code violations. Order # 11890001 to correct conditions was recently issued against the property. An inspector will be visiting your property in the near future to see if the violations have been corrected and if the necessary permits have been obtained.

If it is found that the violations have not yet been corrected; or if a permit has not been obtained (if necessary), under the authority of Section 200-33-48 of the Milwaukee Code of Ordinances, a reinspection fee of \$60.84 will be assessed against the property as a special tax and will appear on the tax bill for this property. The 2nd reinspection is \$76.05, the 3rd is \$202.80 and the 4th is \$354.90. All subsequent reinspections are \$354.90 each. These fees include a 1.4% training and technology surcharge. Please be advised that if you have filed for bankruptcy, this letter is for informational purposes and is not intended to be construed as an attempt to collect a debt during the pendency of your bankruptcy as other conditions may apply.

Other enforcement alternatives may include municipal citations or referral to the City Attorney's Office for prosecution.

As you can see, the cost of noncompliance with the code can add up quickly. The Department would prefer to see you put the money into correcting the violations. Please get the corrections made as soon as possible.

Please call me at [414]-286-5542 during the hours of 8:00-9:00am and 3:00-4:30pm Monday through Friday if you have any questions and to arrange for an inspection.

Kristen Reed Inspector

Recipients: TIFFANY D WADE, 2353 N 10TH ST, MILWAUKEE WI 53206-3117 Property Names Summary

Printed 02/26/16 10:02

Page 1

Address: 2353- 2355

N 10TH ST

MPROP File Information

Owner

TIFFANY D WADE

Taxkey: 323-1267-000

Land use: 8820 Units:

Lot size:

5720 (40x143)

2353 N 10TH ST MILWAUKEE WI

Year Built:1900 53206-3117 Conveyance Date: 03/05/2010 Type: QC

Name Change:11/13/2012 Zoning:RT4

Recording information ==== PROPERTY NOT RECORDED ====

CITY OF MILWAUKEE DEPARTMENT OF NEIGHBORHOOD SERVICES

Special Enforcement 4001 S. 6th St. Milwaukee, WI 53221 February 26, 2016

DEPARTMENT COPY

RF: 2353-2355 N 10TH ST

Order #: 11890001

When a property is reinspected and violations remain uncorrected, the Milwaukee Code of Ordinances provides for these reinspection fees:

First reinspection \$60.84 Second reinspection \$76.05 Third reinspection \$202.80 All subsequent reinspections \$354.90

There is no charge for the reinspection that shows compliance with all violations.

All reinspections which show noncompliance with the order will be charged at the above rate. These fees will be assessed against the property as a special charge and will appear on the tax bill for this property. On 2/24/16, we imposed a \$60.84 reinspection fee, which includes a 1.4% training and technology surcharge.

As you can see, the cost of noncompliance with the code can add up quickly. The Department would prefer to see you put the money into correcting the violations and not into paying reinspection fees. Please contact me as soon as the violations have been corrected. If I do not hear from you, I will continue to reinspect until the property has been brought into compliance with the code. Please do not put us in that situation.

If you wish to appeal this \$60.84 charge you must file that appeal within 30 days of the date of this letter. It must be filed with the: Administrative Review and Appeals Board, Office of the City Clerk, Room 205 City Hall, 200 E Wells Street, Milwaukee Wisconsin 53202, 414-286-2221. Please contact them to obtain the proper application form. There is a \$25 fee required when filing this appeal.

Please be advised that if you have filed for bankruptcy, this letter is for informational purposes and is not intended to be construed as an attempt to collect a debt during the pendency of your bankruptcy as other conditions may apply.

Please call me at [414] 286-5542 during the hours of 8:00-9:00am and 3:00-4:30pm Monday through Friday for information on which violations remain uncorrected or if you have any questions.

Kristen Reed Inspector

Recipients: TIFFANY D WADE, 2353 N 10TH ST, MILWAUKEE WI 53206-3117

INSPECTION REPORT AND ORDER TO CORRECT CONDITION



CITY OF MILWAUKEE DEPARTMENT OF NEIGHBORHOOD SERVICES

Electrical Section 841 N. Broadway Milwaukee, WI 53202

DEPARTMENT COPY

Serial #: 010630541

Inspection Date: December 26, 2013

District #: 704 CT: 1855

dupl-com

Recipients:

TIFFANY D WADE, 2353 N 10TH ST, MILWAUKEE WI 53206-3117

Re: 2353-2355 N 10TH ST AKA:2353 N 10TH ST

Taxkey #: 323-1267-000

A recent inspection of the premises at the above address revealed conditions that violate the Milwaukee Code of Ordinances. You are hereby ordered to correct each violation listed below within 30 days of service of this order.

In accordance with Section 222-11-3, electrical work must be done in an approved manner by a **Milwaukee licensed electrical contractor**, who must procure a permit before work is started. 222-13-1 Obtain a proper electrical permit for all violations except for those in which "permit is not required" is so indicated.

- 1. 222-01
 SPS 316.010 Repair or replace all wiring and equipment for service. REMOVE POTENTIAL BACK FEED TO METER SOCKET AND REPAIR FEEDER FROM PANEL TO PANEL; VERIFY LOAD ON MAIN DISCONNECT.
- 2. 222-13 Electrical permit is required. Have a licensed electrician obtain a permit.
- 3. 222-01 SPS 316.014 (NEC 110.22) Properly identify each feeder or branch circuit at the point where it originates.
- 4. NOTE: Original inspection date was 11/2/12.

OFFICIAL NOTICE OF VIOLATION

The City of Milwaukee - Department of Neighborhood Services

2353-2355 N 10TH ST

For any additional information, please phone Inspector James Powers at [414]-286-2528 between the hours of 7:30-9:00am Monday through Friday.

Per Commissioner of Neighborhood Services B

Inspector

FAILURE TO COMPLY

Failure to correct the violations noted herein within the time set, or failure to comply with the order as modified by an appellate board and maintain compliance, may subject you to prosecution and to daily penalties of \$150 to \$10,000 in the manner provided in Section 200-19.

You may file an appeal within 20 days. The Milwaukee Code of Ordinances requires that a written appeal of this order be received within 20 days of service of this order. If service of this order is made by mail, the appeal shall be received within 30 days or by the compliance date plus 5 days, not to exceed 30 days. There is a fee for filing this appeal.

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If an appeal is pursued, it is your responsibility, as the recipient of this order, to file with the appropriate department. Please contact the inspector that issued this order if you are unclear on this issue. Filing an appeal with the incorrect department may render your appeal null and void.

TENANT RENT WITHHOLDING

Uncorrected violations on properties may allow tenants to deposit their rent in an escrow account in the Department of Neighborhood Services under Section 200-22. The Commissioner may withdraw monies from such escrow accounts to make repairs to protect the health, safety and welfare of tenants.

REINSPECTION FEES

In accordance with Section 200-33-48, a fee may be charged for any reinspection, except no fee shall be charged for the final reinspection when compliance is recorded. The fee is \$50.70 for the first reinspection, charged for the final reinspection when compliance is recorded. The fee is \$50.70 for the first reinspection, \$76.05 for the second, \$202.80 for the third, and \$354.90 for the fourth and all subsequent reinspections. These fees include a 1.4% training and technology surcharge. Reinspection fees shall be a lien upon the real estate where the reinspections were made and shall be assessed and collected as a special tax. If you wish to contest the assessment of a reinspection fee, contact the inspector, and, if necessary, the inspector's supervisor. If no agreement is reached, an appeal form will be mailed to you, which you can complete and send to the City's Administrative Review Appeals Board. Any question regarding the actual appeal process, please contact the Administrative Review Appeals Board at (414) 286-2221. Please be aware that there is a fee required when filling an appeal fee required when filing an appeal.

TRADUCCION EN ESPAÑOL

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Yog koj xav tau kev pab txhais cov lus no, thov hu mus rau koomhaum Hmong/American Friendship Association, 3824 West Vliet Street, Milwaukee, WI 53208, xovtooj yog (414) 344-6575.

Page 1
City of Milwaukee
Department of Neighborhood Services
CHRONOLOGICAL RECORD OF ENFORCEMENT

	CHRONOLOGICAL RECORD OF ENFORCEMENT	10/04	12056
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City of Milwaukee

Department of Neighborhood Services

CHRONOLOGICAL RECORD OF ENFORCEMENT SERIAL NO. 10630541 INSP. NUMBER TYPE OF CONTACT DATE ACTIVITY AND REMARKS INITIALS NOENTE

Property Names Summary

Printed 12/27/13 10:03

Page 1

Address: 2353- 2355

N 10TH ST

MPROP File Information

Owner

TIFFANY D WADE

Taxkey:323-1267-000

Land use:8820 Units:

Lot size:

5720 (40x143)

2353 N 10TH ST MILWAUKEE WI

Year Built:1900

53206-3117 Conveyance Date:03/05/2010 Type:QC Name Change:11/13/2012

Zoning:RT4

Recording information

==== PROPERTY NOT RECORDED ====

ADD	ADDRESS 2353 N, 1074 S,		NAME JIM PALEOS	
	5	1321)	9
*		322		Assembly/heater
	102 Properly refasten service entrance raceway	322	\top	Cbrf
	103 Properly secure electrical meter socket to building	004	1	Church
	104 Install an approved electrical mater cookst course	10401		Day care
	105 Provide interrint ration for the factor	402	T	X Duplex
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	300 Remove illegal NM cable not permitted for location	2 2	1	Service request
	301 NM-cable to closely follow the surface of the building	7 0 2	\neg	× Complaint
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	303 Properly support N-M cable	000	1	Occupancy
	304 Properly support A/C cable	Log	7	Periodical .
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	310 Remove cords thru doorways windows similar opening	102		
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		707	T	COMPLIANCE TIME
		307	1	3 days
	315 Provide material/wiring methods for plenum ceiling	100	+	7 days
	316 Property support raceways	101		
	317 EMT not permitted in earth etc	108	7	· 业 30 days
	-	502	\neg	60 days
	_	. 710	7	90 days
	_	1001	Recording Required	Other
	ozu Provide proper conduit body size		is the second of	
	LOCATION SHALL BE NOTED ON	EACH VIOLATION	INCLUSION	

101-REMOVE POTENTIAL BROK FEED TO METER SOCKET A PANEL; VERIFY LOAD ON MAIN DISCONNECT. PORIGINAL. INSPECTION DATE 11-11-17

AND REPAR FEEDER FROM PAWEL TO