



IMPORTANT NOTICE: A \$25 FILING FEE MUST ACCOMPANY THIS APPEAL, WITHIN THE DEADLINE REFERENCED BY THE BILL.

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) 286-2231

DATE: March 19, 2019

RE: 4428/30 N. 63rd Mil, 53218
(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 (Forestry Division)
(Name of City Department)

Amount of the charges \$ 240.08

Charge relative to: Violation of Ordinance 80-17 (Weed overgrowth)

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:

Please see attached

CITY OF MILWAUKEE
2019 MAR - 1 P 4:21
CITY CLERK'S OFFICE

Idowu AderunGBoye

Signature

[Signature]

Name (please print)

9322 W Orinda Ct, 53224

Mailing address and zip code

414.243.6672

414.364.2557

Daytime phone number



Department of Public Works - Operations Division
Zeidler Municipal Building - 841 N. Broadway, Room 620 - Milwaukee, WI 53202
TELEPHONE: 414-286-CITY (2489)

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.

11/15/2018

ADEWOLE ADERUNGBOYE
9522 W ORINDA CT
MILWAUKEE, WI 53224

Record ID: **PWCF-18-17157**
Violation: **Tall Grass and Weeds**
Address: **4430 N 63RD ST**
Taxkey: **2260962000**
Notice Date: **10/22/2018**
Amount Due: **\$240.08**

Re: 4430 N 63RD ST

Your property has been found in violation of City of Milwaukee Ordinance No. 80-17, states that no weeds of any kind shall be permitted to grow or stand more than 7 inches on any property in the city.

\$240.08 is now due. Future violations of this ordinance will result in escalating fees.

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 \$25 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 Tall Grass and Weeds Charge

Administrative Review Appeals Board

March 1, 2019

City Hall, Rm. 205

200 E. Wells St.

Milwaukee, WI 53202

Appeal for Tall Grass Violation at 4428/4430 N 63rd

I would like to appeal this citation. When I received the citation dated 10/24/2018, I called the number listed on the citation and was informed that the reason for the citation was due to the tenants mowing the lawn and dumping it on the city street. I had communications (see attached) with tenants regarding the response from the city. On that same day, 10/24/2018, I saw the tenants mowing the lawn.

I later received a fine from the city in the amount of \$240.08 for failure to cut grass. I called the city and was in contact with Mr. Raphiel Cole. I asked why I was being fined and was told by him that it was due to a tall grass violation and that the city had sent someone out to mow the lawn. We told him what the city originally told us as to the reason for the violation. He said that we were misinformed as to the reason for the violation. We then asked for evidence regarding the claim and were emailed some before and after pictures.

In one of the pictures of the front yard, there was a measuring stick placed alongside crab weed and in the grass. In one of the pictures labeled for backyard, it showed a measurement of a grassy area, but no evidence to prove location. On January 4, 2019, we spoke to Mr. Cole again, telling him that the before and after pictures show that the lawn was cut. He agreed that the front lawn was cut, but that maybe the contractor came out and cut only the backyard. He informed me that since the fine was levied, the only other option was to file an appeal. On January 11, 2019, I spoke to Mr. Cole and asked for pictures taken on 10/22/2018 showing the tall grass violation of the backyard and he told me that he didn't have any, that all the pictures that he had were already sent to us. The only pictures I received of the backyard were taken on the 11/05/2018. On 11/15/2018, after I received the fine, I took pictures of my property (attached), which clearly show that the lawn was mowed by the tenants. The backyard pictures look different from the photos which were sent.

Facts:

- On 10/24/2018, the lawn was cut by the tenants, and I witnessed this.
- There was no evidence presented that the backyard was in violation on 10/22/2018. On 11/05/2018, there is a picture showing a grassy area, with no background of any property. Please note that the property to the south of 4428/30 N. 63rd had been vacant for some time and with an uncut lawn.

In conclusion, I believe this fine was issued in error and should be retracted, since no photo evidence was ever presented by the city prior to 11/05/18, showing the backyard of 4428/4430 N. 63rd with a tall grass violation. The photo evidence of the front yard clearly shows that the lawn had been cut prior to the visit on 11/05/18.

Thank you,

Idowu Aderungboye

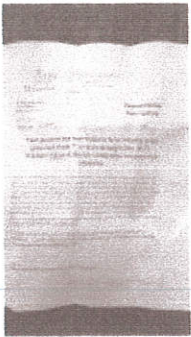


steveaderungboye@gmail.com <steveaderungboye@gmail.com>

Wed, Oct 24, 2018 at 12:35 PM

To: Afia <+14145780123@unknown.email>, Audre <4145813311@unknown.email>

I received this violation letter from the city for tall grass in front and at the back of the property. Pls let me know if the lawn mower is faulty. We need to cut the grass b4 Friday. Let me know if you have questions.



Resized_20181024_122823(1).jpeg
882K

steveaderungboye@gmail.com <steveaderungboye@gmail.com>

Wed, Oct 24, 2018 at 12:51 PM

To: Afia <+14145780123@unknown.email>, Audre <4145813311@unknown.email>

I just called the city and they informed me that the grass being cut was dumped on the street hence the violation. They will be back for reinspection b4 the wkend.

Afia <+14145780123@unknown.email>

Thu, Oct 25, 2018 at 11:23 AM

To: steveaderungboye@gmail.com

It is not just us it's the next door people and the wind

steveaderungboye@gmail.com <steveaderungboye@gmail.com>

Wed, Nov 21, 2018 at 11:25 AM

To: Afia <+14145780123@unknown.email>, Audre <+14145813311@unknown.email>

Did the city come out to mow the lawn at anytime this month. I got a bill from them

Afia <+14145780123@unknown.email>

Wed, Nov 21, 2018 at 11:32 AM

To: steveaderungboye@gmail.com

No my son mowed it

steveaderungboye@gmail.com <steveaderungboye@gmail.com>

Wed, Nov 21, 2018 at 11:34 AM

To: Afia <+14145780123@unknown.email>

Do you know w HE

steveaderungboye@gmail.com <steveaderungboye@gmail.com>

Wed, Nov 21, 2018 at 11:34 AM

To: Afia <+14145780123@unknown.email>

When

Afia <+14145780123@unknown.email>

Wed, Nov 21, 2018 at 11:46 AM

To: steveaderungboye@gmail.com

Back in Oct when we go the notice

4428 14430 N 63rd, 53218 (ADERUNGBOYE)



WHERE WAS
THIS PICTURE
TAKEN?

NO BACKGROUND

Front yard Before Cutting 1 10/22/2018



Front yard Before Cutting 2 10/22/2018

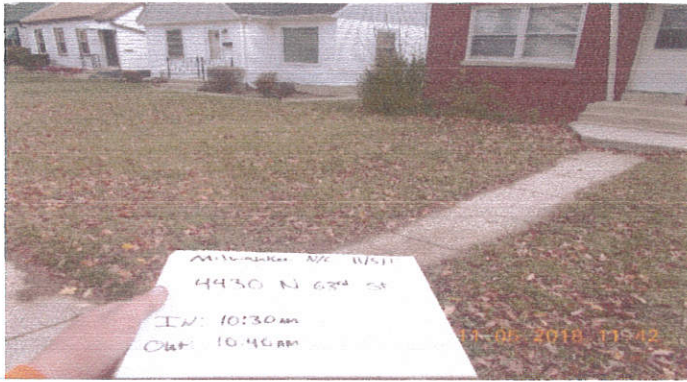


CITY PICTURES

4428 / 4430 N 63rd, 53218

(ADERUNGBOYE)

After visit 11/05/2018



PROOF!
PICTURE
SHOWS THAT
YARD WAS CUT
PRIOR TO VISIT
ON 11/5/2018



WHERE WAS
THIS PICTURE
TAKEN?

NO BACKGROUND
INCLUDED

CITY PICTURES

4428 / 4430 N 63rd, 53218

(ADERUNGBOYE)

Before Cutting Backyard 1 11/5/2018



NOTE:

NO PICTURE OF
BACKYARD TAKEN
ON 10/22/2018

SHOWING TALL GRASS
VIOLATIONS

After Cutting Backyard 2 11/5/2018



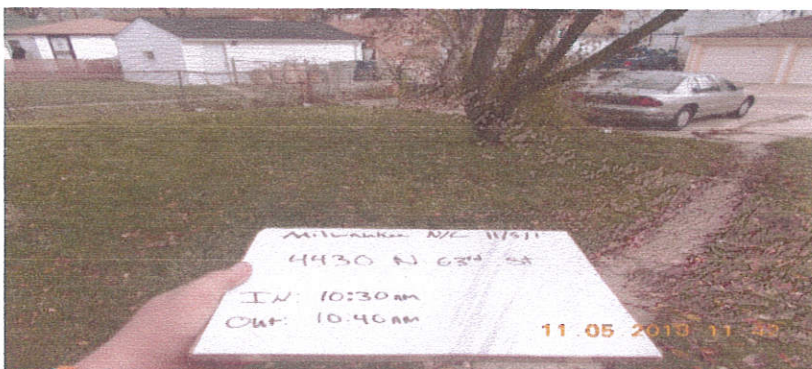
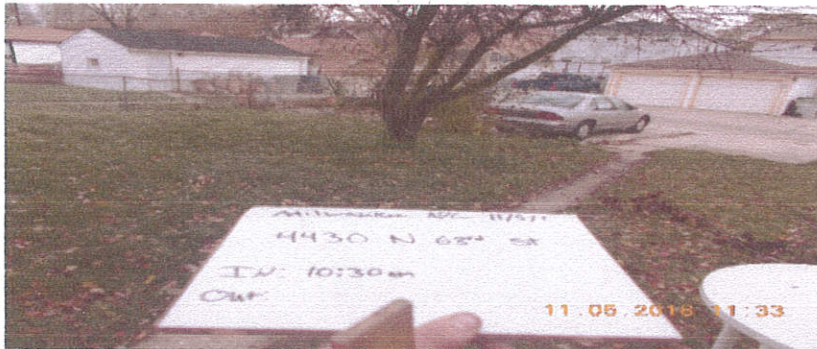
ALSO, PLEASE
NOTE THAT THE
HEIGHT OF THE
GRASS ON

10/22/2018 WOULD HAVE
BEEN SHORTER

THAN SHOWN ON THIS
PICTURE.

(2 WEEKS GAP)

Backyard Before Cutting 2 11/5/2018



Backyard After Cutting 2

11/5/2018

3

CITY PICTURES

Receipt of A.R.A.B. Appeal Fee

Date:	3/1/2019
Received Of:	Idowu Aderungboye
Property at:	4428-30 N 63 rd St
Received By:	JP
Check # (If Applicable):	Ck#1230
Amount Received	\$25.00

CITY OF MILWAUKEE
2019 MAR - 1 P 4:21
CITY CLERK'S OFFICE