

MEMORANDUM:

118 W. Washington

TO: Terry Dunn, City Manager

FROM: Marc S. Gerken, P.E., City Engineer

SUBJECT: Sewer Cleaning/Reese Properties

DATE: October 17, 1991

I have researched the City plat and find that no alley exists in the half block that the Reese's currently own (see attached map).

The Reese's or their representative, Irv Haase, contacted the City that they had sewage seeping through the walls of their basement.

The City informed them that it was considered a private sewer and that any assistance with the sewer vector would be billed to them.

It is my understanding that the City only cleaned the manhole.

My opinion is that the manhole cleaned apparently serves all of the properties owned by the Reese's and that since no alley exists, that it be considered private, unless he can prove differently.

MSG:rw

Attachment

MEMORANDUM

TO: Marc S. Gerken, City Engineer and
Jeff Marihugh, Operations Superintendent

FROM: Terry Dunn, City Manager

SUBJECT: John B. Reese invoice.

DATE: October 15, 1991

Attached is a copy of an invoice to John B. Reese in reference to a sewer being cleaned behind buildings on West Washington Street. Also attached is a response letter from him which I would like to have your opinion on this matter.

Thank you.

TD:skw

ERV Hoase

219 426-4704

ReHig

Norton

City of **NAPOLEON**
OHIO



DATE 10-3-91

INVOICE 468-91

ACCOUNT _____

DEPARTMENT Waste Water

John Reese
15-554 Co. Rd. M-1
Napoleon, Ohio 43545

Cleaned sewer behind buildings on W. Washington
on 9-30-91

1 hour vactor @ \$100.00/hr. = \$100.00

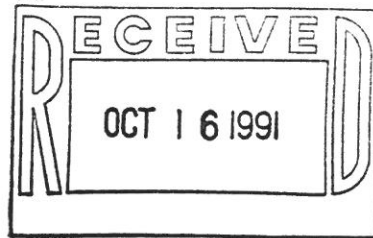
TOTAL DUE \$100.00

TEAR OFF AND RETURN YELLOW COPY WITH YOUR REMITTANCE

JOHN B. REESE

P. O. Box 349
Napoleon, Ohio 43545

October 14, 1991



Mr. Terry Dunn, City Manager
City of Napoleon, Ohio
255 Riverview Ave.
Napoleon, Ohio 43545

Dear Mr. Dunn:

I received the enclosed invoice for services rendered by City of Napoleon in connection with an apparently plugged sewer. City personnel were consulted on the situation after my representatives could not fully determine the nature of the problem.

The sewer line in question runs behind the Heller Block on West Washington Street (Sterling Store, et. al.) and is accessed by a catch basin in that area. Obviously it was constructed many years ago and it appears it may have followed the path of an alley that once existed in the area. The sewer could service a multitude of properties. All this leads to my question as to what is a public sewer subject to maintenance responsibility by the City? In my judgement, although I certainly did participate in the cost of trying to remedy a problem, I believe the sewer in questions may have been constructed for general public use and I should not be billed for City participation in the clean out effort.

Your investigation of the matter will be appreciated.

Sincerely,

A handwritten signature in cursive script, appearing to read "John B. Reese".

John B. Reese

JBR:dsl