



**City of Ewart**

**5814 100<sup>th</sup> Avenue**

**Ewart, Michigan 49631**

**Phone: 231-734-2181**

**Fax: 231-734-3917**

**[www.ewart.org](http://www.ewart.org)**

*Interim City Manager*

*Treasurer/Assessor*

**Sarah Dvoracek**

[sarah.dvoracek@ewart.org](mailto:sarah.dvoracek@ewart.org)

*City Clerk*

**Heather Pattee**

[cityclerk@ewart.org](mailto:cityclerk@ewart.org)

*Department of Public Works*

*Director/Zoning*

*Administrator/Airport*

*Manager*

**Mark Wilson**

[mark.wilson@ewart.org](mailto:mark.wilson@ewart.org)

*Chief of Police*

**John Beam Jr.**

[john.beam@ewart.org](mailto:john.beam@ewart.org)



March 26, 2019

To: Honorable Mayor and Council Members

From: ~~Mark~~  Wilson, Department of Public Works Director

Re: 137 North Oak Street Sewer Line

I spoke with Mr. David Beebe over the phone in February regarding a sewer backup issue he was dealing with. I explained to Mr. Beebe, according to City of Ewart Ordinance, the responsibility of sewer lines from a building to the city main stays with the property owner. I also explained he may write a letter to council if he disagrees with my statement. I have attached Mr. Beebe's letter, maintenance bill and a copy of ordinance 1042.05 (f).

# Chapter 1042

## **(c.) Installation Costs.**

All costs and expenses incident to the installation and connection of the building sewer shall be borne by the owner of said property. The owner shall indemnify the city from all loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

## **(d.) Plans and Specifications.**

All applicants for sewer connection permits shall submit for approval, plans and specifications for all plumbing construction within the building or premises that meet the requirements of the Plumbing Code of the City. The plans and specifications must be approved by the Director before construction can occur and before connection with the City sewer system.

## **(e.) Inspection.**

The applicant for a building sewer permit shall notify the Director when the building sewer is ready for inspection and connection to the public sewer. The Building Inspector shall then inspect the said building and plumbing construction therein and if such construction meets the previous requirements as approved in the construction permit, a sewer connection permit shall be issued, subject to the applicable provisions of other sections of this Chapter.

## **(f.) Repairs.**

The cost of all repairs and replacements of existing building sewers and their connection to public sewer shall be borne by the property owner to the right of way line. Such owner shall make application to perform such work to the Director. Maintenance of building sewer lines such as cleaning or root removal from the building to the main sewer line shall be borne by the property owner

## **(g.) Separate Building Sewer for Each Building**

A separate and independent building sewer shall be provided for each new building or lot split



March 11, 2019

David W. Beebe  
137 N. Oak St.  
Ewart, MI 49631  
616-644-7369

Mr. Mark Wilson  
City of Ewart  
5814 100th Ave.  
Ewart, MI 49631

Dear Mr. Wilson:

Pursuant to our phone conversation back in February concerning a sewer backup and cleanout at this address, you told me that you were not adverse to submitting the bill to the city council for possible reimbursement. I am submitting the original bill from Millers Drain Cleaning in the amount of \$135.00. I am asking that the City of Ewart reimburse me this amount, or possibly deduct it from my water bill at your discretion.

Patrick and John from the city came to my address on January 23, 2019 for a visual inspection of the sewer blockage because I had called and told Patrick that I had a sewer backup and I had been advised it was on the city's responsible side of the drain. I was told by Patrick on that day that it was not the city's responsibility because the city sewer ran on the other side of Oak Street and I was responsible to the connection. I told Patrick at the time my new drain was installed about 8 years ago that I was advised by the city that I was only responsible to the sidewalk in front of my house.

I called Millers Drain Cleaning to clean out the drain. He advised me that the blockage was due to tree roots. He also annotated that on the bill and the bill shows a full explanation of the problem and the steps taken to clean out the sewer line. It is not possible that there could be tree roots in my sewer drain because I had installed 4" schedule 40 PVC drain pipe from the inside of my house to the sidewalk about 8 years ago and connected to the city sewer at that time. It is a sealed system with no openings. The sewer drain pipe is 40' from my house to the sidewalk. The blockage was at 60'. Therefore, I assert that it is the city's responsibility.

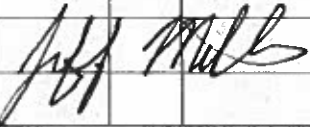
If you have any questions, please contact me at 616-644-7369.

Sincerely,

David W. Beebe

RECOMMEND COPPER SULFATE  
TO KILL THE ROOTS

893870

<b>Statement</b>		DATE 1/23/19	TERMS CASH # 135 <sup>00</sup>
TO Dave Beebe			
137 N. Oak Ewart			
666-644-7369			
IN ACCOUNT WITH Millers Drain Cleaning			
8336 River Rd Ewart			
313-400-4572			
*Called w/ Backed-up toilet			
Outside Cleanout			
FOUND LINE BACKED UP : HOLDING WATER. WENT IN 60 FT WITH A 1 1/4" CABLE AND THE LINE CLEARED. PULLED OUT TREE ROOTS. THESE ARE THE CAUSE OF THE PROBLEM. WENT INTO THE LINE AGAIN 60 FEET WITH ROOT CUTTING BIT TO CLEAN OUT THE LINE. LINE IS FLOWING FREE @ THIS TIME			
			
90 DAYS			
CURRENT	OVER 30 DAYS	OVER 60 DAYS	TOTAL AMOUNT 135 <sup>00</sup>