

July 15, 2013

Attn: Mike Daley

We received a letter from the engineering department stating we have to remove our fence because of an encroachment. We have lived in our house for 12 years and the fence was here when we bought the house. According to the neighbors the fence was put up over 20 years ago. Doesn't the fence company have to verify property lines before they put up a fence?

We have a greenway space in our back yard and I have never seen a city worker taking care of that property, my husband usually takes care of it so it would not become so over grown with weeds. Right now there is a tree limb that has fallen on our fence. The tree is in the greenway property. I would assume this is the city's responsibility to remove this limb. If the city would of been taking care of that property then I would of thought by now someone would of notice that the fence was over the property line. I am not happy about having to take the fence down because we do have people, more kids than adults walking on the other side of the fence. I am concerned that once the fence is taken down the people will be walking closer to our house. Our back yard is not very deep in some areas. We have had petty vandalisms over the years because we live by the bridge where kids seem to hang out. This is a serious safety concern to me.

The engineering department came to our house and showed us where the property lines are. If we knew that to begin with we would of never bought this house. The property is a pie shape piece of land. The corner of the garage is only 9 feet from the property line. Is this up to the building code? Should the city have inspected that when the house was built? We did have an inspection when we purchased this house and he gave us the land survey so I would think he could of told us about the fence at that time. We think since the fence has been there for a very long time and there has never been a concern before why do we need to remove it? It has not bothered anyone for the last 20 some years.

We look forward to hearing from you in regards to this matter.

Sincerely,



Burl and Debbie Bely
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