

SEWER BACKUP CLAIMS

If you contacted the City in regards to a sewer problem at your residence, Michigan Public Act 222 requires the City to send out a claim form even though the City may not be responsible for your problem so that you can provide proper notice to the city of a claim for damages as a result of a sewer backup. The completed claim Notice must be mailed to the City of Richmond, P.O. Box 457, Richmond, Michigan 48062. Failure to provide the required Notice will prevent recovery of damages.

If you experience an overflow or backup of a sewage disposal system or storm water system and you intend to file a claim, any claim you make must be in writing within 45 days after the date of damage or physical injury was discovered. The written notice must contain your name, address, telephone number, the address of the effected property, the date of discovery of any property damages or physical injury, and a brief description of the claim.

Public Act 170 of 1964, as amended by Public Act 222 of 2001, requires that if you are seeking compensation for personal injury or property damage, you must show that the sewage disposal system had a defect; that the appropriate government agency knew, or reasonably should have known, about the defect; that the defect was not remedied by the government agency in a reasonable time; that the property damage or personal injury resulted because of the defect; and that you own and have related the value of the damaged personal property.

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