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**The Law Offices of Bryan Yaldou, PLLC**  
23000 Telegraph Road, Suite 5, Brownstown, MI 48134

January 9, 2017

Chief Ronald Haddad  
Dearborn Police Department  
16099 Michigan Avenue  
Dearborn, MI 48126

Mayor John O'Reilly  
City of Dearborn  
16901 Michigan Avenue  
Dearborn, MI 48126

**Subject: Ongoing Illegal Parking of Commercial Vehicle in Violation of City Of Dearborn Ordinance (Section 18-356)**

**Reference: Letter to Mrs. and Mr. Mario Bouchard of November 18, 2016**

Dear Chief Haddad / Mayor O'Reilly:

On September 6 and September 30, 2016, my client, Mr. Paul Sheridan, attended Dearborn City Council where he presented preliminary evidence establishing that the good-will of Council, and other City departments, had been abused. Attended by Chief Haddad, Mr. Sheridan responded to Councilman Robert Abraham as follows (quote):

Mr. Abraham: *Another one in the category of 'no good deed goes unpunished.' You try and help somebody; and actually the rules we had in place were sufficient, we overrode our own ordinance to accommodate this individual (Mr. Mario Bouchard), and we'll see how that plays out.*

Mr. Sheridan: *As Ms. Walling knows I stated that I believed, to Mr. Irving; I stated this in an email to both Ms. Walling and Mr. Irving, that I thought you (City Council) were being abused. That was my original theme when it first got approved. That's where I went with this.*

The abuse involved verbal and written statements made to City department individuals, on multiple occasions, by Mrs. and Mr. Mario Bouchard. Presuming the truthfulness of these statements, at their meeting of March 1, 2016, City Council resolved as follows :

By Shooshanian supported by Sareini.

3-101-16. RESOLVED: That Mario Bouchard, 22351 Columbia, be and is hereby granted permission to park his commercial vehicle adjacent to his garage in the alley at the rear of his home valid only while his on-call 24 hours a day employment exists subject to all applicable ordinances and the rules and regulations of the Police Department.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, Shooshanian and Tafelski (6). No: None. Absent: O'Donnell (1).

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The written statement that City Council relied upon was submitted by Mr. Bouchard on January 20, 2016 (Attachment 1). Immediately, the overall inaccuracy of this submission is demonstrated, but not limited to the following two-fold falsehood:

**We have lived at this address since 1988, 15 years of which I have worked as a licensed electrician. For much of this time I have parked either a company van or a company step van in this exact spot without issue.**

As was known to them at the time of this submission, and as affirmed to them in the Reference, Mr. Bouchard has never been a licensed electrician. Just prior to this submission, his former employer (Family Heating and Electrical) had endured yet another Bouchard test failure of the entry level Journeyman's exam. Bouchard is not a licensed Journeyman, or a licensed Master electrician, and never has been. His true history, as provided by the Michigan Department of Licensing and Regulatory Affairs (LARA), is as follows:

Feb 2003:	Original Michigan Apprentice Registration expired.
Feb 2003 to 2005:	No registrations at any level on file (~2 years).
Late 2005:	Apprentice re-registration.
August 2007:	Apprentice Registration expired.
2007 to 2011:	Not even registered as an Apprentice (4 years)
August 2011:	Apprentice re-registration.
2011 to 2016:	Continuous yearly Apprentice re-registrations.
August 31, 2016:	Apprentice Registration scheduled for expiration.
August 16, 2016:	Apprentice re-registration.

Bouchard's current apprentice registration expires on 8/31/2017 (Attachment 2). However, shortly after his "15 years . . . as a licensed electrician" submission to Dearborn City Council, Mr. Bouchard was "let go" by his former employer.

Regarding the second blatant falsehood, but a truth never offered to the Police Department, we asserted paragraph #5 of the Reference to the Bouchards:

*"5. Also, as you are fully aware, you personally gave Mr. Sheridan access to the keys for the large employer work van that you had been illegally parking in the City easement. While you were out-of-town during July 2015, you requested that Mr. Sheridan move the van anticipating that routine police patrols resulted in re-ticketing. Although you never disclosed this truth to your former employer, this fact is known to several neighbors, as well as staff at the Image Hair Salon."*

For the truth, regarding why Mr. Bouchard failed to solicit the required commercial vehicle parking waiver approval from his immediate neighbor, Mr. Sheridan, please see the last paragraph of Page 4 of the Reference (enclosed).

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### Recent Developments and Ongoing Abuse

The Reference includes paragraph #8, which summarizes ongoing behavior by Bouchard:

*“8. In truth, it is you that is unapproachable. This was dramatically demonstrated by your abusive profanity and threats against a roofing crew. Your behavior of Tuesday, November 1, 2016 was witnessed by several neighbors, at least five members of the roofing crew, and Mr. Sheridan. Your penchant for causing trouble in the neighborhood included your initial telephone call to the Dearborn Police, insinuating that the crew was blocking access to the City easement, and that they refused to move their work truck. The latter too, was just another slanderous accusation (Incident Report 16-62887).” \**

The crux of the Bouchard behavior just described involves his ongoing, illegal parking of a commercial vehicle on the City streets and/or City easement. This abuse involves the vehicle of his new employer (Dan Wood Electrical), and includes parking of their vehicle overnight, over weekends and during periods that Bouchard is out-of-town or not on any duty (Attachment 3).

Included in the November 1, 2016 incident described above, and within earshot of Mr. Sheridan, Bouchard loudly blurted the following falsehood to Officer Greb:

***“I have paperwork that allows me to park there!”***

Clearly, in the context of propriety and integrity, Mr. Bouchard has no such thing. But to the extent that the Police Department and the Mayor’s Office refuse to apply and enforce the rules (that Dearborn taxpayers have funded), Bouchard’s abuses remain unmitigated. For example, at the conclusion of the September 30 2016 City Council meeting, wherein Mr. Sheridan sought relief of these issues, and within earshot of Chief Haddad, Councilman Brian O'Donnell approached Mr. Sheridan, shook his hand, and declared:

***“I agree with you. The rules should apply evenly to all.” †***

### The Underlying Intent of the Ordinance

In contrast, at the September 2016 City Council meetings, Councilman Tafelski issued opinions, justifying misapplication of the rules to the singular benefit of Bouchard, that are irrelevant and diversionary. His opinions that these abuses are justified because Bouchard is *“not impeding traffic”* and the commercial truck is *“parked at the end of the alley,”* have no connection to the original ordinance, or the amended ordinance. And these diversions certainly have no relevance to the underlying intent of the ordinance:

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\* The Reference is available here: <http://pvsheridan.com/Yaldou2Bouchard-1-18November2016.pdf>

Recent correspondence to the Bouchards here: <http://pvsheridan.com/Yaldou2Bouchard-2-6December2016.pdf>

† A complete video of the Paul Sheridan presentation portion to Dearborn City Council on September 6, 2016 is available here: <https://www.youtube.com/watch?v=ODcfyUqCujQ>

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### **The maintenance of appeal and home values of the Dearborn residential neighborhoods.**

To this end Mr. Sheridan has already interviewed three area real estate agents and/or companies. **ALL agree:** The parking of commercial vehicles in and around the residential homes of the Dearborn neighborhoods detracts from these values, and decreases appeal. When Mr. Sheridan, and his home owner neighbors, chose to spend their hard earned income, investing in these great Dearborn residential neighborhoods, the enforcement of the removal of unsightly commercial vehicles was a major purchase consideration.

The personal opinions of City Council hold no sway over the underlying intent of the ordinance, and these opinions, if uncorrected with respect to the subject, certainly have no positive effect on the home value assessments made by local professional experts of real estate. This is a serious aspect of this matter that could result in pursuit of legal remedies, against the City of Dearborn; a path the Mr. Sheridan adamantly wishes to avoid.

Another intent of the ordinance involves deletion of the unfair advertising that is projected, by default, when these commercial vehicles are situated in the residential Dearborn neighborhoods. In many cases, as was the case with both Bouchard employers, although these vendors conduct business in the City, and benefit from the free advertising, these concerns are headquartered outside the City:

In effect, the City of Dearborn, by allowing non-Dearborn vendors to park their vehicles all night, throughout the residential areas, are contributing to their competitive advantage versus Dearborn vendors who do not abuse the ordinance; nor does the latter tolerate employees that routinely do so, such as Mr. Bouchard.

As clearly established long-ago by the Police Department Traffic Safety Commission (TSC), except in the instance of justifiable and PROVEN emergency need, but not even in the alleged case of "hardship," the ordinance shall not be waived:

#### **Documents necessary to forward petition to the Traffic Safety Commission:**

- **Completed and signed petition form to include signatures of the five heads of household on each side of petitioner's house as well as 10 heads of household for residences directly across the street from petitioner's house.**
- **Photograph of Commercial Vehicle**
- **Affidavit from Employer verifying on-call status and indicating approximate number of times per month the employee will be called in to work.**
- **Any other proof of on-call status and typical work assignments that may assist the Traffic Safety Commission in determining the on-call status of the petitioner. For example: Time-stamped work orders, receipts, dispatch logs, driver logs, etc.**
- **Receipt that indicates payment \$50.00 processing fee (payable at Dearborn Police Records Bureau)**

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As Mr. Sheridan explained at the September 6, 2016 City Council meeting, NONE of the basic, legally binding proofs of ‘on-call 24 hour service,’ as required by the long-standing rules of the TSC, were submitted (by the Bouchards); to any division of the City. In truth, mere heresay, non-vetted claims, and personal opinions were the waiver approval basis. Mr. Sheridan was very generous when he declared to Council: “This one is an outlier. We need to fix this one.”

At that same September 6 meeting, Councilman Michael Sareini stated:

“If the petitioner provides that data . . . I did talk to Bill Irving . . . I do know the Traffic Commission denied it . . . we approved it based on information we received . . . time and time again we have stood on the principle of not rewarding bad behavior or conduct that’s not truthful, or dishonest . . . The notification and misrepresentation . . . that it was a licensed electrician for 24 hour use, and it was like a **hardship** . . .” ‡

There was and is no hardship, other than that inflicted upon the good intentions of City Council.

### Status

Relative to, but not limited to the above, the following status prevails:

Mr. Bouchard is not and has never been a licensed electrician, he is merely registered as an apprentice.

Mr. Bouchard was not on 24 hour call, emergency or otherwise, while employed by Family Electric, when he submitted his petition to Dearborn City Council in January 20, 2016 (Attachment 1).

Mr. Bouchard is not on 24 hour call, emergency or otherwise, as currently employed by Dan Wood Electric. We have confirmed with his new employer that “*only licensed electricians are sent on 24 hour call.*” The company representative was emphatic on this point. Regardless, Mr. Bouchard is continuing to abuse the ill-gotten waiver, which was approved by good intentions of Dearborn City Council, increasing his fraud to include Police Officer Greb on November 1, 2016.

Although not relevant to, or under the purview of the ordinance, no verifiable “hardship” exists or will be provoked upon the Bouchards by enforcing the ordinance.

Mr. Sheridan and/or Mr. Courtney Morgan have still not received a response to the letter sent to Dearborn City Attorney Debra Walling on May 27, 2016, despite Mr. Sheridan’s formal in-person request for such at the City Council meeting of September 6, 2016. §

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‡ A complete video of the Paul Sheridan presentation portion to Dearborn City Council on September 6, 2016 is available here: <https://www.youtube.com/watch?v=ODcfyUqCujQ>

§ Letter available here: <http://pvsheridan.com/Morgan2Walling-1-27May2016.pdf>

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**Status – con’t**

The City of Dearborn continues to shirk its responsibilities to a 34-year resident and home owner, our client, Mr. Paul Sheridan. The basis is known by the City to be vacuous. This shirking includes but is not limited to the fact that at no time has the City attempted, at a minimum, to solicit his approval for a waiver per the rules of the TSC.

As discussed in the Reference, Mr. Sheridan is preparing to file a lawsuit against Mrs. Nancy Bouchard and Mr. Mario Bouchard for libel and slander. As of this writing these potential defendants have refused to issue an apology as requested by the Reference.

**Conclusion**

We hereby demand that the large commercial truck which is being illegally parked in the City Easement behind 22351 Columbia Street, by Mr. Mario Bouchard, be removed under the authority of City ordinance (Section 18-356), by virtue of the known fact that the original waiver was-ill-gotten, by virtue of the fact that the original waiver has no connection to the new/current Bouchard employer, and under the auspices of extending common courtesy to Mr. Paul Sheridan.

Please do not hesitate to contact this office at any time.

Cordially,

Bryan Yaldou

Attachments/Enclosures

# **ATTACHMENT 1**

**Mario Bouchard**  
**22351 Columbia Street**  
**Dearborn, MI 48124**  
**313-274-3979**  
**313-657-2064**

City Council Member Board  
16901 Michigan Ave. Suite 10  
Dearborn, Michigan 48126

January 20, 2016

Re: Appeal for alley parking exemption request/possible amendment for city ordinance sec. 18-356

Members of city council;

I am respectfully requesting to appear before the board and appeal a recent decision by Traffic /Safety Commission to deny a 24 hour parking permit for my work van to be parked in the alley behind my garage.

We have lived at this address since 1988, 15 years of which I have worked as a licensed electrician. For much of this time I have parked either a company van or a company step van in this exact spot without issue. This vehicle is absolutely critical to my livelihood and a highly valued compensation from my employer. It is a new 2015 van that is not unsightly in any way. Without the 24 hour availability of this vehicle I would no longer have transportation to and from Madison Heights, where I work. It is impossible to predict how often I get emergency calls or when. Having my work vehicle located miles away would hinder my response time to those who need these services.

Losing this vehicle will also cause me and my family financial hardship. We are not in a position to afford any additional vehicles and this company van also allows me to carry the necessary tools, equipment and bulky supplies required to perform my trade. Losing the van could potentially mean losing my job. The van is parked at the inside dead end of the alley directly behind my property and has never been in the way of alley maintenance nor has it ever prevented my neighbor from accessing his driveway.

We have always been very diligent on keeping the alley clear of leaves, cutting the grass and picking up trash that is dropped from time to time and packing down the snow. Although we live at the inside dead end of the alley, we maintain the entire alley as none of the other neighbors that boarder it take care of it. We care for it as we do our own property.

In 2004-5 my wife spoke with then Mayor Giudo who assured us that our vehicles both personal and work related would be allowed to park in the alley without offence. Well, that was obviously years ago yet we have never had an issue until recently.



We just want to continue living and working as usual. We've received several warnings and a couple of tickets prior to finding a very temporary place to relocate the work van and we don't see a permanent solution other than receiving the variance being requested by this letter.

Every officer that came out to mention the ordinance agreed it was outdated and many of the neighbors that signed my petition were also surprised how much effort the city was putting into removing my van which was not at issue with any of them. After being told by officers that came out that there were several complaints, we find it difficult to understand this since every one of our neighbors wasn't bothered by the van being in the alley and they understood its presence there.

We do however; have a neighbor that we believe may be the one reporting the complaints. He has a history of having issues with the neighbors around him for years and he is the neighbor we share the alley with. We have tried to be friendly and on many occasions were, as was he. In the past he and we have even considered buying the alley from the city and we have shared common ground on a few other issues as well. But over the years our relationships has been a bumpy road of sorts. On public service days, when we have to park our vehicles in the alley behind our property overnight, he has mentioned being temporarily inconvenienced, although he can still come and go with ease. We are certainly not sure of this and don't want to be the cause of any insult or slander but it just seems oddly coincidental and as a result did not ask his signature on the petition because we didn't want to take a chance and upset him further.

We were eventually referred to Sgt. Steve White who told us "to do what we had to do and if we had any trouble to see him", but we hate to continue to involve him as we are sure he has many more important things to do. We tried covering the van with a tarp to hide the work related writing but were still asked to remove it from the alley.

Since our house and garage were built in 1942, the dimensions of the garage door will not allow for me to park my work van inside.

Please look into my request and find it in your heart to allow the permanent exemption for parking my work van in the alley. I have included all the required documentation to support my request and look forward to attending a hearing or providing whatever is additionally required regarding this matter.

Thank you for your time and consideration.

Respectfully,

Mario Bouchard

# **ATTACHMENT 2**



# Department of Licensing and Regulatory Affairs

[Announcements](#) [Register for an Account](#) [Login](#)

The license information listed on the LARA website <https://aca3.accela.com/lara> may be recognized as a license and all the authority granted with that specific license. Enforcing agencies should rely on this information to issue permits.

 

- Home**
- BCC Licenses
- BCC Permits
- Plan Review

## License Information: Electrical Apprentice MI-6413356

### Licensee Detail

<b>License Type:</b> Electrical Apprentice	<b>Type:</b> Individual
<b>License Number:</b> 6413356	<b>Name:</b> MARIO G BOUCHARD
<b>License State:</b> MI	<b>Title:</b>
<b>Business Type:</b> <b>Electrical Apprentice</b>	<b>Address:</b> 22351 COLUMBIA DEARBORN MI 48124
<b>Business Name:</b>	<b>Phone 1:</b> 3132743979
<b>Business License Number:</b>	<b>Phone 2:</b>
<b>Business License Expiration Date:</b>	<b>FAX:</b>
<b>License Issue Date:</b> 02/05/2003	<b>E-mail:</b>
<b>License Expiration Date:</b> <b>08/31/2017</b>	
<b>License Status:</b> Issued	
<b>Insurance Company:</b>	
<b>Insurance Policy:</b>	

▶ **Related Records**

▶ **Public Documents**



# Attachment 3







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