

**CITY COUNCIL
COMMUNICATION:**

ITEM _____

**OFFICE OF THE CITY MANAGER
CITY OF DES MOINES, IOWA**

99-071

SYNOPSIS -

AGENDA:

FEBRUARY 22, 1999

This is a property that contains a building that is presently vacant and damaged. The interior of the structure has been partially demolished, and shows evidence of roof leaks and fire damage. The overall property suffers from neglect and poor maintenance, and in the opinion of the Building Official, constitutes a public nuisance.

SUBJECT:

PUBLIC NUISANCE
AT 1400 EAST 9TH
STREET

FISCAL IMPACT -

Estimated demolition costs are \$10,000. All costs associated with this action are intended to be collected from the property owner by means of a personal judgement.

TYPE:

RESOLUTION
ORDINANCE
RECEIVE AND FILE

RECOMMENDATION -

Approval of the Building Officials determination of Public Nuisance at 1400 East 9th Street.

SUBMITTED BY:

JAMES GRANT,
COMMUNITY
DEVELOPMENT
DIRECTOR

BACKGROUND -

The owner of this property, Mr. Jack LaMar, and the tax certificate holders, (FUNB, as Custodian for Munico; Tax Lien Unit - PA 1328) have been served with notice dated December 9, 1998, to repair or demolish this building. Receipt of notice was confirmed by means of personal service for Mr. LaMar, dated December 28, 1998, and certified mail for the Tax Certificate holders, dated December 14, 1998, and December 15, 1998, respectively. The City Clerk received a response from Mr. LaMar December 29, 1998, contesting this determination.

On December 29, 1998, Mr. LaMar was served with a notice to repair or demolish this structure within 30 days from the

receipt of this notice. If he failed to comply with this notice, the matter would be presented to the City Council on February 22, 1999. It would then be the Community Development Department's recommendation to refer this matter to the Legal Department to bring appropriate legal action against said property to abate this public nuisance.

An inspection of this property on February 16, 1999, found that no improvements have been made.

Attached to the roll call is a copy of the December 9, 1998, notice and a current Property Condition Report prepared by the Permit and Development Center.