

Date May 10, 2010

WHEREAS, the property located at 729 SE 32nd Street, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the fire-damaged main structure in its present condition constitutes not only a menace to health and safety but is also a public nuisance; and

WHEREAS, the Titleholders Jose Pina and Maria Pina and the Mortgage Holder Chase Bank USA, N.A., were notified more than thirty days ago to repair or demolish the fire-damaged main structure and as of this date have failed to abate the nuisance.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA, AND SITTING AS THE LOCAL BOARD OF HEALTH:

The fire-damaged main structure on the real estate legally described as -EX E 30F S 724.24F N 1124.22F- BEG 330F S OF NE COR THN NW 1320F S 785F SE 1321.5F N 848.3F TO POB NE 1/4 NW 1/4 SUBJ TO DRAIN DITCH EAS SEC 7-78-23 SEC 7-78-23, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 729 SE 32nd Street, has previously been declared a public nuisance;

The City Legal Department is hereby authorized to file an action in district court to obtain a decree ordering the abatement of the public nuisance, and should the owner fail to abate the nuisance, as ordered, that the matter may be referred to the Department of Engineering which will take all necessary action to demolish and remove said fire-damaged main structure.

Moved by _____ to adopt.

FORM APPROVED:


Vicky Long Hill, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk

BDH-1D

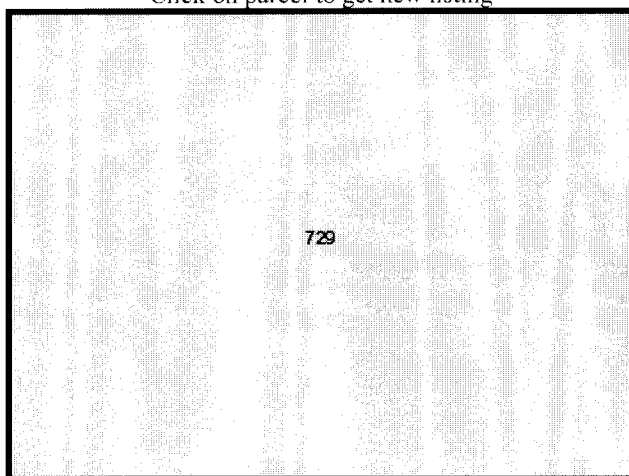


[[Home](#)] [[General Query](#)] [[Legal Query](#)] [[HomeOwner Query](#)] [[Book/Page Query](#)] [[Commercial Query](#)] [[Res Sales Query](#)] [[Comm Sales Query](#)] [[Help](#)]

District/Parcel	GeoParcel	Map	Nbhd	Jurisdiction	Status
050/04207-005-000	7823-07-126-013	0462	DM21/Z	DES MOINES	ACTIVE
School District	Tax Increment Finance District	Bond/Fire/Sewer/Cemetery			
1/Des Moines	30/SE Ag Business Park UR				
Street Address			City State Zipcode		
729 SE 32ND ST			DES MOINES IA 50317-1457		

Click on parcel to get new listing

[Get Bigger Map](#)



Approximate date of photo 11/20/2006
 Click on photo to see all 3 photos

Mailing Address
JOSE PINA 729 SE 32ND ST DES MOINES, IA 50317-1457

Legal Description
-EX E 30F S 724.24F N 1124.22F- BEG 330F S OF NE COR THN NW 1320F S 785F SE 1321.5F N 848.3F TO POB NE 1/4 NW 1/4 SUBJ TO DRAIN DITCH EAS SEC 7-78-23 SEC 7-78-23

Ownership	Name	Recorded	Book/Page	RevStamps
Title Holder #1	PINA, JOSE	2005-08-16	11229/65	559.20
Title Holder #2	PINA, MARIA			

Assessment	Class	Kind	Land	Bldg	AgBd	Total
Current	Residential	Full	41,200	78,000	0	119,200

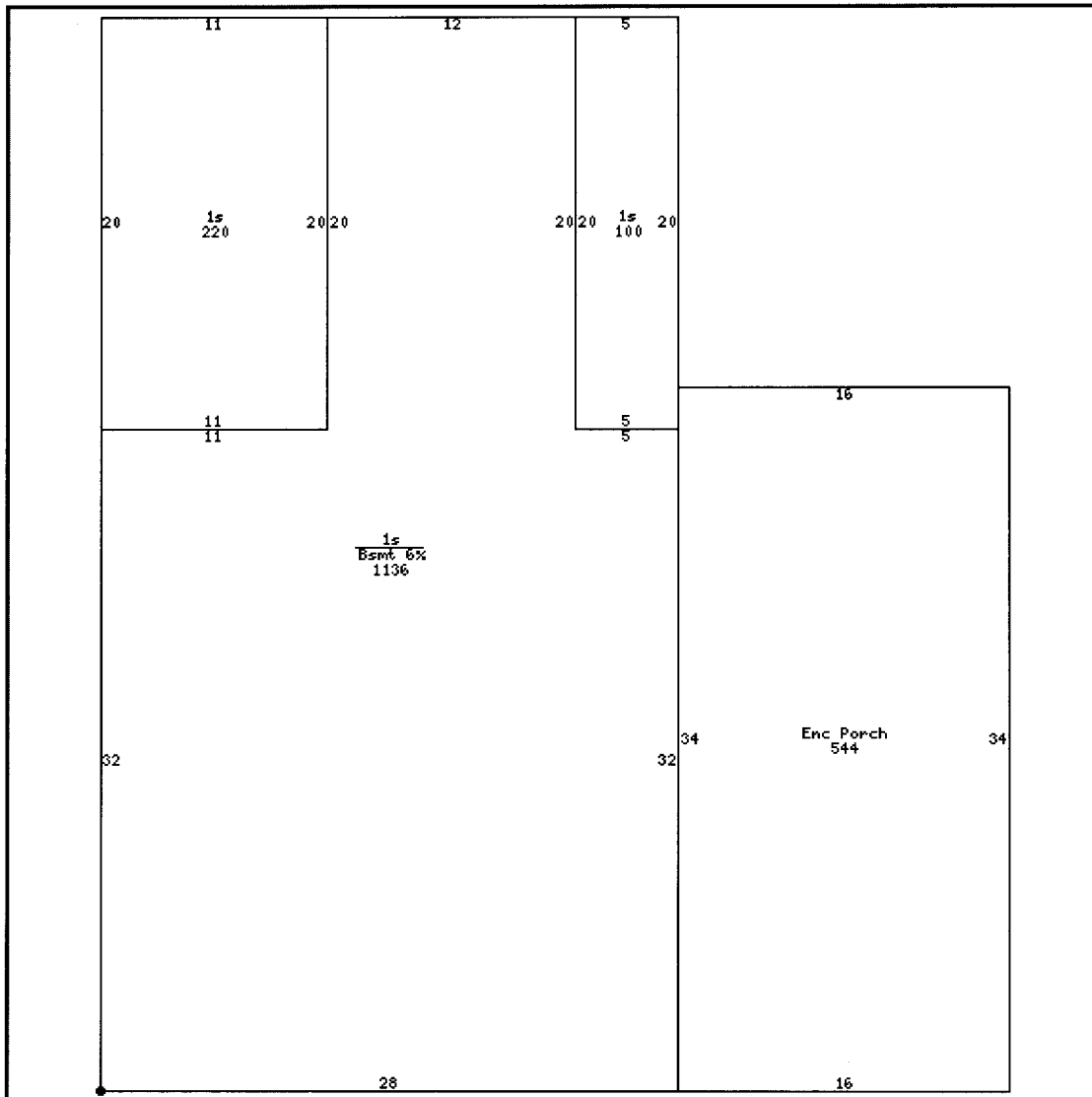
[Market Adjusted Cost Report](#)
 [Estimate Taxes](#)
 [Polk County Treasurer Tax Information](#)
 [Pay Taxes](#)

Zoning	Description	SF	Assessor Zoning
M-1	Light Industrial District	699504	Industrial Light
U-1	Flood Plain District	356869	Floodway

Source: City of Des Moines Community Development **Published:** 2010-03-05 **Contact:** Planning and Urban Design 515 283-4200

Land					
SQUARE FEET	1,056,374	ACRES	24.251	SHAPE	IR/Irregular
TOPOGRAPHY	N/Normal				

Residence # 1					
OCCUPANCY	SF/Single Family	RESID TYPE	S1/1 Story	BLDG STYLE	CV/Conventional
YEAR BUILT	1910	# FAMILIES	1	GRADE	4
GRADE ADJUST	+00	CONDITION	BN/Below Normal	TSFLA	1,456
MAIN LV AREA	1,456	BSMT AREA	68	ENCL PORCH	544
FOUNDATION	B/Brick	EXT WALL TYP	MT/Metal Siding	ROOF TYPE	GB/Gable
ROOF MATERL	A/Asphalt Shingle	HEATING	A/Gas Forced Air	AIR COND	0
BATHROOMS	1	BEDROOMS	3	ROOMS	6



Detached # 201					
OCCUPANCY	BFL/Flat Barn	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	24	MEASURE2	40	GRADE	5
YEAR BUILT	1930	CONDITION	PR/Poor		

Detached # 202					
OCCUPANCY	LTC/Lean-to Closed on All Sides	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	8	MEASURE2	30	GRADE	5
YEAR BUILT	1980	CONDITION	BN/Below Normal		
COMMENT	AGE EST				

Detached # 401					
OCCUPANCY	SHD/Shed	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	50	MEASURE2	60	GRADE	4
YEAR BUILT	1930	CONDITION	BN/Below Normal		

Detached # 501					
OCCUPANCY	PLT/Poultry Old Style	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	13	MEASURE2	36	GRADE	5
YEAR BUILT	1980	CONDITION	NM/Normal		

Detached # 502					
OCCUPANCY	SHD/Shed	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	6	MEASURE2	10	GRADE	5
YEAR BUILT	1980	CONDITION	BN/Below Normal		
COMMENT	AGE EST				

Detached # 601					
OCCUPANCY	PLT/Poultry Old Style	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	8	MEASURE2	16	GRADE	5
YEAR BUILT	1950	CONDITION	BN/Below Normal		
COMMENT	AGE EST				

Detached # 701					
OCCUPANCY	SHD/Shed	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	14	MEASURE2	40	GRADE	4
YEAR BUILT	1980	CONDITION	NM/Normal		
COMMENT	AGE EST				

Detached # 801					
OCCUPANCY	PLT/Poultry Old Style	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	8	MEASURE2	16	GRADE	5

YEAR BUILT	1970	CONDITION	BN/Below Normal
COMMENT	AGE EST		

Detached # 901					
OCCUPANCY	SHD/Shed	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	10	MEASURE2	14	GRADE	4
YEAR BUILT	1980	CONDITION	BN/Below Normal		
COMMENT	AGE EST				

Detached # 1001					
OCCUPANCY	BPL/Pole Barn	MEASCODE	D/Dimensions	MEASURE1	13
MEASURE2	36	GRADE	4	YEAR BUILT	1980
CONDITION	NM/Normal				
COMMENT	AGE EST				

Detached # 1101					
OCCUPANCY	SHD/Shed	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	8	MEASURE2	10	GRADE	4
YEAR BUILT	1980	CONDITION	NM/Normal		
COMMENT	AGE EST				

Detached # 1201					
OCCUPANCY	BPL/Pole Barn	MEASCODE	D/Dimensions	MEASURE1	10
MEASURE2	16	GRADE	5	YEAR BUILT	1950
CONDITION	VP/Very Poor				
COMMENT	AGE EST				

Seller	Buyer	Sale Date	Sale Price	Instrument	Book/Page
KERN, JIM L	PINA, JOSE	2005-08-08	350,000	D/Deed	11229/65

Year	Type	Status	Application	Permit/Pickup Description
2007	U/Pickup	CP/Complete	2006-09-14	RV/CLASS CHANGE

Year	Type	Class	Kind	Land	Bldg	AgBd	Total
2009	Assessment Roll	Residential	Full	41,200	78,000	0	119,200

2007	<u>Assessment Roll</u>	Residential	Full	40,700	77,100	0	117,800
2006	<u>Assessment Roll</u>	Agricultural	Full	7,280	45,200	2,900	55,380
2005	<u>Assessment Roll</u>	Agricultural	Full	7,280	45,200	2,900	55,380
2003	<u>Assessment Roll</u>	Agricultural	Full	10,010	37,040	2,840	49,890
2001	<u>Board Action</u>	Agricultural	Full	14,910	22,120	0	37,030
2001	<u>Assessment Roll</u>	Agricultural	Full	14,910	0	0	14,910
1999	<u>Assessment Roll</u>	Agricultural	Full	15,690	16,910	0	32,600
1998	<u>Assessment Roll</u>	Agricultural	Full	13,670	14,670	0	28,340
1998	<u>Was Prior Year</u>	Agricultural	Full	13,670	14,670	0	28,340

[email this page](#)

Room 195, 111 Court Avenue, Des Moines, IA 50309
 Phone 515 286-3140 / Fax 515 286-3386
polkweb@assess.co.polk.ia.us



**PUBLIC NUISANCE
 NOTICE OF INSPECTION
 NEIGHBORHOOD INSPECTION DIVISION
 COMMUNITY DEVELOPMENT DEPARTMENT
 CITY OF DES MOINES, IOWA**

BDH-1D

DATE OF NOTICE: January 26, 2010

DATE OF INSPECTION: December 28, 2009

CASE NUMBER: COD2009-09316

PROPERTY ADDRESS: 729 SE 32ND ST

LEGAL DESCRIPTION: -EX E 30F S 724.24F N 1124.22F- BEG 330F S OF NE COR THN NW 1320F S 785F SE 1321.5F N 848.3F TO POB NE 1/4 NW 1/4 SUBJ TO DRAIN DITCH EAS SEC 7-78-23 SEC 7-78-23

JOSE PINA & MARIA PINA
 Title Holder
 729 SE 32ND ST
 DES MOINES IA 50317-1457

CHASE BANK USA , NA.
 Mortgage Holder
 DAVID CLARK-V.P.-LEGAL COUNSEL
 200 WHITE CLAY CENTER DRIVE
 NEWARK DE 19711

An inspection of the referenced property was conducted for its conformance to the Municipal Code of the City of Des Moines. It has been determined from that inspection that the dwelling currently constitutes not only a menace to health and safety, but is also a public nuisance. Accordingly, the dwelling will be placarded as unfit for human habitation pursuant to the Municipal Code of the City of Des Moines and the Code of Iowa.

If not occupied at the present time, the dwelling is to remain vacant and unoccupied until occupancy is authorized by this office. If the dwelling is occupied, it must be vacated immediately. If procedures to vacate the premises are not undertaken immediately upon receipt of this notice, and in no case later than seven (7) days, the City will issue a Municipal Infraction in accordance with Section 60-304 and 60-306 pursuant to the Municipal code of the City of Des Moines. Additionally, if the property had a Certificate of Inspection, it is hereby revoked.

Attached is a listing of the violations existing on the date of the inspection and a recommendation as to the remedial action required to correct such violations. Failure to correct these violations will result in legal action. The violations noted must be corrected within 30 days from the date of this notice. The violations noted must be corrected within 30 days from the date of this notice. Failure to correct these violations will result in a request to the City Council, sitting as the board of Health, to approve legal action. As a result of this public nuisance action there will be costs incurred by the City. Costs will be billed out when the nuisance has been abated. Failure to pay the costs will result in collection by assessment to the property or personal judgment.

ALL ELECTRICAL, MECHANICAL, PLUMBING, AND STRUCTURAL COMPONENTS IN NEED OF REPLACEMENT OR REPAIR, ARE TO BE BROUGHT TO MINIMUM CODE REQUIREMENTS WITH NECESSARY PERMITS AS REQUIRED TO MEET CITY CODES.

Appropriate building permits may be required for those violations noted in the "Special Requirements" section on the notice. Should you have questions regarding permits, contact the Permit and Development Center at 283-4200. All work performed by a contractor or you must be completed in a workmanlike manner. If you plan to renovate the structure and it has been vacant for a period in excess of one year, there may be zoning issues, which will affect the proposed use of the structure and/or real estate. Please contact the Development Zoning Division at 283-4207 to determine what the legal use for the structure and/or the real estate is prior to commencement of any renovation.

If you believe the building is beyond repair and decide to remove it, all debris must be removed from the property and the basement excavation if any, filled in the manner required by the City. You are encouraged to arrange for this demolition yourself; however a demolition permit must be obtained from the Building Department. In the event you are unable to arrange for demolition, you may sign a waiver voluntarily authorizing the City to do so. However, the city may take a personal judgment against you for the costs of removal.

If you no longer own the property, notify us in writing of the name, address, and telephone number of the new owner. A copy of the real estate contract or deed, if it has not been recorded at the Polk county Recorder's Office, shall likewise be furnished to the Neighborhood Inspection Division.

Should you have any questions, feel free to call. I can usually be reached between 8:00am and 9:00am, Monday through Friday.

Dennis Rule

(515) 283-4114



Nid Inspector

DATE MAILED: 1/26/2010

MAILED BY: TSY

Areas that need attention: 729 SE 32ND ST

Component: Electrical System Requirement: Electrical Permit Comments:	Defect: Fire damaged Location: Main Structure
Component: Plumbing System Requirement: Plumbing Permit Comments:	Defect: Fire damaged Location: Unknown
Component: Mechanical System Requirement: Mechanical Permit Comments:	Defect: Fire damaged Location: Main Structure
Component: Roof Requirement: Building Permit Comments:	Defect: Fire damaged Location: Main Structure
Component: Exterior Walls Requirement: Building Permit Comments:	Defect: Fire damaged Location: Main Structure
Component: Interior Walls /Ceiling Requirement: Building Permit Comments:	Defect: Fire damaged Location: Throughout
Component: Flooring Requirement: Comments:	Defect: Fire damaged Location: Throughout
Component: See Comments Requirement: Engineering Report Comments: Structural engineering report required due to extent of damage	Defect: See Comments Location: