



Roll Call Number

Agenda Item Number

BDH-1B

Date September 13, 2010

WHEREAS, the property located at 2916 E 36th Street, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the garage structure in its present condition constitutes not only a menace to health and safety but is also a public nuisance; and

WHEREAS, the Titleholders Steve Paxston and Brenda Trude were notified more than thirty days ago to repair or demolish the garage 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 garage structure on the real estate legally described as LOT 666 FOUR MILE, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 2916 E 36th 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 owners 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 garage 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				

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.

MOTION CARRIED

APPROVED

Mayor

City Clerk



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

BDH1B

DATE OF NOTICE: April 29, 2010

DATE OF INSPECTION: April 23, 2010

CASE NUMBER: COD2010-02775

PROPERTY ADDRESS: 2916 E 36TH ST

LEGAL DESCRIPTION: LOT 666 FOUR MILE

~~CHRISTINE E BURCH
Title Holder
404 18TH ST
WEST DES MOINES IA 50265~~

STEVE PAXSTON
Life Estate
2916 E 36TH ST
DES MOINES IA 50317

BRENDA L TRUDE
Title Holder
2050 LYON ST
DES MOINES IA 50317

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.

Jim Nelson

(515) 283-4197


Mid Inspector


DATE MAILED: 4/29/2010

MAILED BY: JDH

Areas that need attention: 2916 E 36TH ST

Component: Roof Requirement: Building Permit Comments:	Defect: Collapsed Location:
Component: Exterior Walls Requirement: Building Permit Comments:	Defect: In poor repair Location:
Component: Exterior Doors/Jams Requirement: Comments:	Defect: Not Supplied Location:

BDH1B

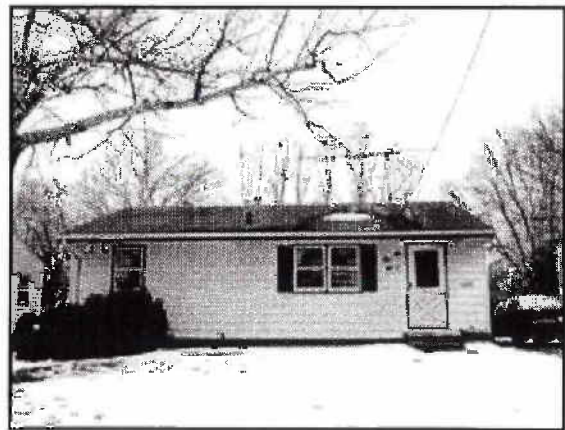
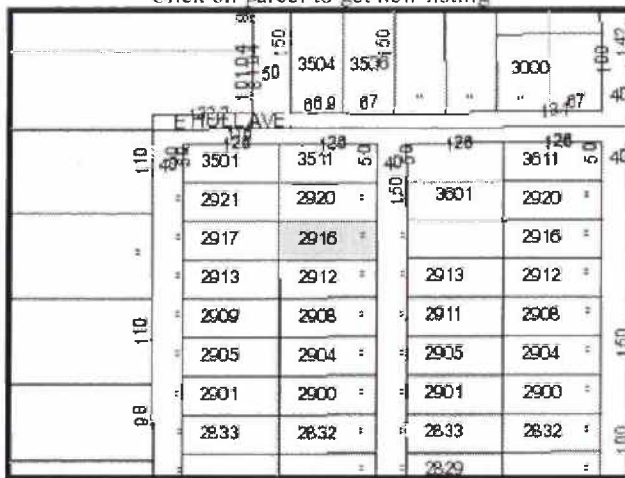
Polk County Assessor 

[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
060/04359-000-000	7923-29-426-025	0813	DM12/D	DES MOINES	ACTIVE
School District	Tax Increment Finance District	Bond/Fire/Sewer/Cemetery			
1/Des Moines					
Street Address			City State Zipcode		
2916 E 36TH ST			DES MOINES IA 50317-6919		

Click on parcel to get new listing

Get Bigger Map



Approximate date of photo 01/31/2005

Mailing Address
PAXSTON STEVEN L 2916 E 36TH ST DES MOINES, IA 50317-6919

Legal Description
LOT 666 FOUR MILE

Ownership	Name	Recorded	Book/Page	RevStamps
Title Holder #1	TRUDE, BRENDA L	2010-05-13	13442/121	
Title Holder #2	PAXSTON, STEVEN L			

Assessment	Class	Kind	Land	Bldg	AgBd	Total
Current	Residential	Full	16,400	76,800	0	93,200

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

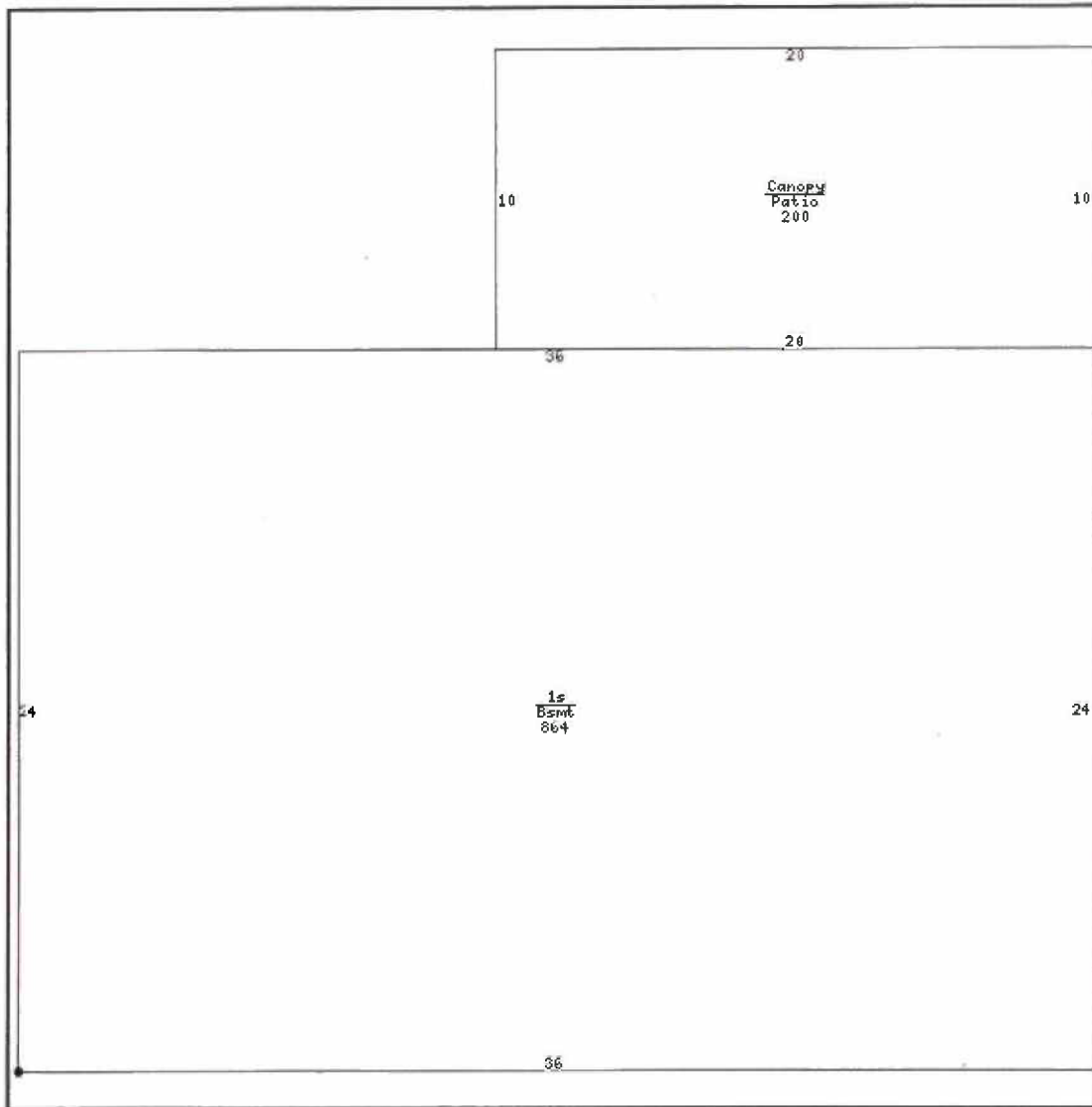
Taxable Value Credit	Name	Number	Info
Homestead	PAXSTON, STEVEN L	43591	

Zoning	Description	SF	Assessor Zoning
R1-60	One Family, Low Density Residential District		Residential

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

Land					
SQUARE FEET	6,300	FRONTAGE	50.0	DEPTH	126.0
ACRES	0.145	SHAPE	RC/Rectangle	TOPOGRAPHY	N/Normal

Residence # 1					
OCCUPANCY	SF/Single Family	RESID TYPE	S1/1 Story	BLDG STYLE	RN/Ranch
YEAR BUILT	1962	# FAMILIES	1	GRADE	4
GRADE ADJUST	+00	CONDITION	NM/Normal	TSFLA	864
MAIN LV AREA	864	BSMT AREA	864	PATIO AREA	200
CANOPY AREA	200	FOUNDATION	P/Poured Concrete	EXT WALL TYP	MT/Metal Siding
ROOF TYPE	GB/Gable	ROOF MATERL	A/Asphalt Shingle	HEATING	A/Gas Forced Air
AIR COND	100	BATHROOMS	1	BEDROOMS	3
ROOMS	5				



Detached # 101

OCCUPANCY	GAR/Garage	CONSTR TYPE		FR/Frame		MEASCODE		D/Dimensions	
MEASURE1	17	MEASURE2		22	STORY HEIGHT			1	
GRADE	4	YEAR BUILT		1977	CONDITION			NM/Normal	

Seller		Buyer		Sale Date		Sale Price		Instrument		Book/Page	
CLEGHORN, ROSEMARY		PAXSTON, NANCY L		1991-08-28		48,500		D/Deed		6426/269	

Year	Type	Class	Kind	Land	Bldg	AgBd	Total

2009	Assessment Roll	Residential	Full	16,400	76,800	0	93,200
2007	Assessment Roll	Residential	Full	16,900	79,200	0	96,100
2005	Assessment Roll	Residential	Full	16,100	71,100	0	87,200
2003	Assessment Roll	Residential	Full	14,790	65,510	0	80,300
2001	Assessment Roll	Residential	Full	14,410	61,660	0	76,070
1999	Assessment Roll	Residential	Full	6,420	51,230	0	57,650
1997	Assessment Roll	Residential	Full	5,660	45,180	0	50,840
1995	Assessment Roll	Residential	Full	5,360	42,800	0	48,160
1993	Assessment Roll	Residential	Full	4,740	46,010	0	50,750
1991	Assessment Roll	Residential	Full	4,390	42,600	0	46,990
1991	Was Prior Year	Residential	Full	4,390	37,950	0	42,340

[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

