*	Roll	Call	Number
		*******	

Agenda Item Number	
BDH-1B	

Date September 13, 2010

WHEREAS, the property located at 2916 E 36<sup>th</sup> 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 36<sup>th</sup> 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				
MOTION CARRIED			Ā	PPROVED

#### 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.

	2017 201 1
Mayor	City Clerk



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



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 1874 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 COMPONETS 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

BAHIB

## Areas that need attention: 2916 E 36TH ST

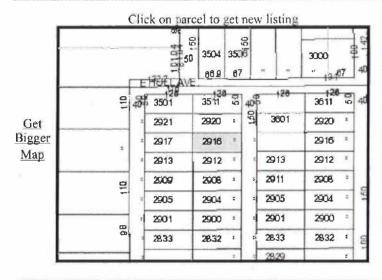
Component: Requirement: Comments:	Roof Building Permit	<u>Defect:</u> Collapsed <u>Location:</u>
Component: Requirement: Comments:	Exterior Walls Building Permit	Defect: In poor repair  Location:
Component: Requirement: Comments:	Exterior Doors/Jams	Defect: Not Supplied  Location:



## 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					essum, amerym, messum-
Street Address			City Stat	e Zipcode	
2916 E 36TH ST			DES MO	INES IA 50317-	6919





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

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

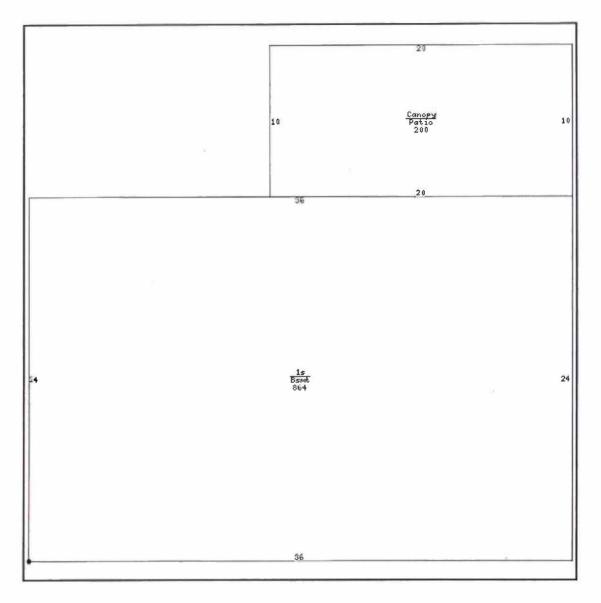
Assessment	Class	Kind	Land	Bldg	AgBd	Total
Current	Residential	Full	16,400	76,800	0	93,200
Market Adj	usted Cost Report			Treasurer Ta	x Information	ı <u>Pay</u>
		Taxe	<u>S</u>			

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 <b>Published</b> Urban Design 515 283-4200		05 Contact: Planning and

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	-		raliments was risk to you	



OCCUPANCY	GAR/Garage	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	17	MEASURE2	22	STORY HEIGHT	1
GRADE	4	WEAR 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	Bearing service manager	AgBd	Total
							8

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

