Roll Call	Number
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Agenda It	em N	umber
On	No.	IN
		11

Date November 21, 2011

WHEREAS, the property located at 2811 Payne Road, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the main structure and garage structure in their present conditions constitute not only a menace to health and safety but are also a public nuisance; and

WHEREAS, the Titleholder Tony Moffitt and the Mortgage Holder LaSalle Bank, National Association were notified more than thirty days ago to repair or demolish the main structure and 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 main structure and garage structure on the real estate legally described as SE 1/4 LOT 45 ARNOLD'S PLACE, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 2811 Payne Road, 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 main structure and 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			A	PPROVED

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 Cle	rk
City Citi	LE





[ Home ] [ General Query ] [ Legal Query ] [ HomeOwner Query ] [ Book/Page Query ] [ Commercial Query ] [ Res Sales Query ] [ Help ]

District/Parcel	GeoParcel	Map	Nbhd	Jurisdiction	Status
080/00238-000-000	7924-28-302-027	0613	DM65/Z	DES MOINES	<u>ACTIVE</u>
School District Tax Increment Finance Distric		Bond/Fire/Sewer/Cemetery			
1/Des Moines		washing and a state of the stat	dev		
Street Address			City Stat	te Zipcode	
2811 PAYNE RD			DES MO	DINES IA 50310-	-5645





Approximate date of photo 03/28/2006

#### **Mailing Address**

TONY MOFFITT 2811 PAYNE RD

DES MOINES, IA 50310-5645

### **Legal Description**

SE 1/4 LOT 45 ARNOLD'S PLACE

Ownership	Name	Recorded	Book/Page	RevStamps
Title Holder #1	MOFFITT, TONY	1989-06-19	6113/788	35.75

Assessment	Class	Kind	Land	Bldg	AgBd	Total
Current	Residential	Full	19,300	42,200	0	61,500
Market Adjus	sted Cost Report	Assessment Roll		ate Taxes	Polk County	Treasurer
		Tax Information	on Pay Taxes			

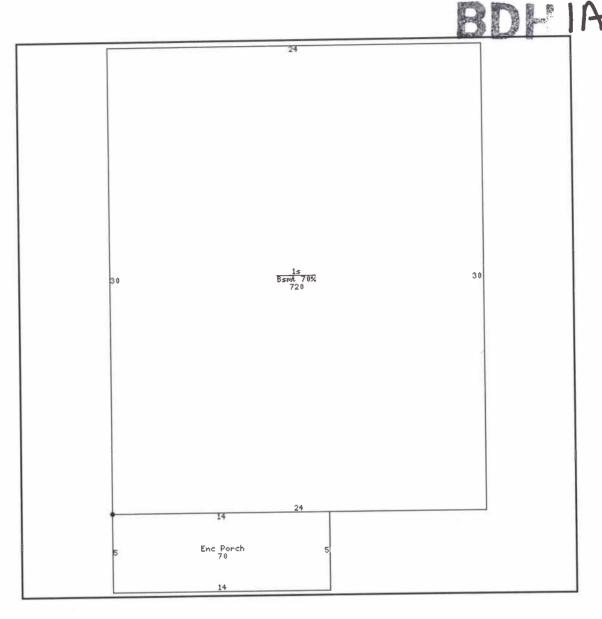
		 ##-	The same of the same of	
Zoning	Description		SF	Assessor Zoning



R1-60	One Family, Low Density Residential District	Residential				
Source:	Source: City of Des Moines Community Development Published: 2011-05-25 Contact: Planning and					
the design of the second of th	Urban Design 515 283-4200					

Land					
SQUARE FEET	8,000	FRONTAGE	50.0	DEPTH	160.0
ACRES	0.184	SHAPE	RC/Rectangle	TOPOGRAPHY	N/Normal

Residence # 1					
OCCUPANCY	SF/Single Family	RESID TYPE	S1/1 Story	BLDG STYLE	RN/Ranch
YEAR BUILT	1916	# FAMILIES	1	GRADE	5
GRADE ADJUST	+05	CONDITION	BN/Below Normal	TSFLA	720
MAIN LV AREA	720	BSMT AREA	504	ENCL PORCH	70
FOUNDATION	M/Masonry	EXT WALL TYP	MT/Metal Siding	ROOF TYPE	GB/Gable
ROOF MATERL	A/Asphalt Shingle	HEATING	A/Gas Forced Air		100
BATHROOMS	1	BEDROOMS	2	ROOMS	4



Detached # 101					
OCCUPANCY	GAR/Garage	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	24	MEASURE2	30	STORY HEIGHT	1
GRADE	4	YEAR BUILT	1984	CONDITION	BN/Below Normal

Seller	Buyer	Sale Date	Sale Price	Instrument	Book/Page
UNKNOWN	MOFFITT, TONY L.	1988-06-22	33,000	D/Deed	6113/788

Year	<u>Type</u>	Class	Kind	Land	Bldg	AgBd	Total
2011	Assessment Roll	Residential	Full	19,300	42,200	0	61,500

						Ur	
2009	Assessment Roll	Residential	Full	19,600	42,000	0	61,600
2007	Assessment Roll	Residential	Full	19,400	41,600	0	61,000
2005	Assessment Roll	Residential	Full	17,800	44,300	0	62,100
2003	Assessment Roll	Residential	Full	15,500	41,550	0	57,050
2001	Assessment Roll	Residential	Full	15,390	40,010	0	55,400
1999	Assessment Roll	Residential	Full	9,980	40,080	0	50,060
1997	Assessment Roll	Residential	Full	9,400	37,740	0	47,140
1995	Assessment Roll	Residential	Full	8,040	32,290	0	40,330
1993	Assessment Roll	Residential	Full	7,660	30,750	0	38,410
1991	Assessment Roll	Residential	Full	7,660	27,970	0	35,630
1991	Was Prior Year	Residential	Full	7,660	24,090	0	31,750

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



April 18, 2011

**DATE OF NOTICE: August 18, 2011** 

DATE OF INSPECTION:

**CASE NUMBER:** 

COD2011-02755

**PROPERTY ADDRESS:** 

2811 PAYNE RD

**LEGAL DESCRIPTION:** 

SE 1/4 LOT 45 ARNOLD'S PLACE

TONY MOFFITT
Title Holder
2811 PAYNE RD
DES MOINES IA 50310-5645

LASALLE BANK NATIONAL ASSOCATION Mortgage Holder CYNTHIA REIS-VICE PRESIDENT 135 S. LASALLE ST SUITE 1625 CHICAGO IL 60603

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 or 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 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 Piday.

Gene Rife

(515) 283-4018

Nid Inspector

DATE MAILED: 8/18/2011

MAILED BY: TSY

### BDHA

#### Areas that need attention: 2811 PAYNE RD

Component: Roof **Defect:** In poor repair **Requirement: Location:** Main Structure **Comments:** Roof structure Component: Shingles Flashing Defect: Deteriorated **Requirement: Location:** Main Structure **Comments:** Roof Component: Soffit/Facia/Trim Defect: In poor repair **Requirement: Location:** Main Structure **Comments:** And paint **Component:** Exterior Doors/Jams Defect: In poor repair **Requirement: Location:** Main Structure **Comments:** East door Component: Exterior Doors/Jams **Defect:** Improperly Installed Requirement: **Location:** Main Structure **Comments:** South entry door- not attached to structure **Component:** Foundation **Defect:** In poor repair **Requirement:** Location: Porch **Comments:** South Component: Flooring Defect: See Comments **Requirement: Location:** Throughout **Comments:** Cover- unsanitary Component: Floor Joists/Beams **Defect:** In poor repair **Requirement: Location:** Kitchen **Comments:** Subfloor

Component: Requirement:	Interior Walls /Ceiling	Defect:	In poor repair
		Location:	Kitchen
Comments:			BOLIA
Component:	Interior Walls /Ceiling	Defect:	In poor repair
Requirement:	media valla jediling		
Comments:		<u>Location:</u>	Throughout
	And paint		
Component:	Interior Walls /Ceiling	Defect:	See Comments
Requirement:		Location:	Throughout
Comments:	Incomplete- junk/debris against wall		
ly		D. C.	C
Component: Requirement:	Interior Walls /Ceiling	<u>Defect:</u>	Severly peeling paint
		<b>Location:</b>	Throughout
Comments:	Unsanitary- incomplete- junk/debris agair	st wall	
Component:	See Comments	Defect:	Not Supplied
Requirement:		Locations	Basement
Comments:	Panel cover	Location:	basement
	Panel Cover		
		77	
Component: Requirement:	Flooring	Defect:	See Comments
Requirement		<b>Location:</b>	Basement
Comments:	Unsanitary		
Component:	See Comments	Defect:	In poor repair
Requirement:	See Comments		·
Comments:		Location:	Kitchen
	Cooking range & unsanitary		
Component:	See Comments	Defect:	In poor repair
Requirement:		Location:	Kitchen
Comments:	Range		
	· · · · · ·		
Commercial	Con Comments	Dofost	In noor ropair
Component: Requirement:	See Comments	<u>Defect:</u>	In poor repair
		Location:	Kitchen
Comments:	Wall oven unsanitary		

Defect: In poor repair Component: Kitchen Sink Requirement: **Location:** Kitchen BDHIA **Comments:** Unsanitary Defect: In poor repair Component: See Comments **Requirement:** Location: Kitchen **Comments:** Refridgerator & unsanitary Defect: In poor repair Component: See Comments Requirement: **Location:** Throughout **Comments:** Interior doors & unsanitary In poor repair **Defect:** Component: See Comments **Requirement: Location:** Bathroom **Comments:** Door trim/facing **Defect:** In poor repair **Electrical Lighting Fixtures** Component: Requirement: **Location:** Living Room **Comments:** Defect: In poor repair Component: **Furnace** Requirement: Mechanical Permit **Location:** Basement **Comments: Defect:** In poor repair Component: **Furnace Requirement:** Mechanical Permit **Location:** Basement **Comments:** Vent disconnected Improperly Installed **Defect:** See Comments Component: **Requirement: Location:** Basement **Comments:** Drop cords- unsafe **Defect:** See Comments Component: See Comments **Requirement: Location:** Bathroom Comments: All plumbing fixtures unsanitary

Not Supplied Defect: Hand Rails Component: Requirement: Location: Basement BDHIA Comments: Stairway See Comments Defect: **Interior Stairway** Component: Requirement: Location: Basement Comments: Unsanitary In poor repair **Defect: Exterior Walls** Component: Requirement: **Location:** Main Structure Comments: And paint In poor repair Defect: Soffit/Facia/Trim Component: Requirement: **Location:** Main Structure Comments: And paint In poor repair Defect: Windows/Window Frames Component: **Requirement:** Location: Main Structure **Comments:** And paint In poor repair **Defect: Exterior Walls** Component: Requirement: **Location:** Garage **Comments:** And paint In poor repair Defect: Component: Roof Requirement: Location: Garage Comments: Cover In poor repair **Defect:** Exterior Doors/Jams Component: Requirement: **Location:** Garage **Comments:** And paint See Comments Defect: See Comments Component: Requirement: **Location:** Garage **Comments:** Junk/debris

Component: Requirement: See Comments

**Electrical Permit** 

**Location:** Main Structure

**Comments:** 

Have electric system checked

BDHIA

Component:

See Comments

Requirement:

Mechanical Permit

Defect:

Defect:

**Location:** Main Structure

**Comments:** 

Have mechanical system checked

Defect:

Component:

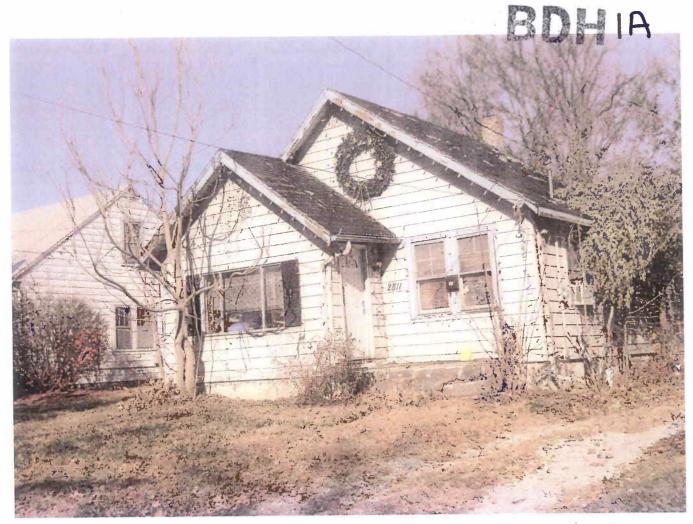
See Comments Plumbing Permit

Requirement:

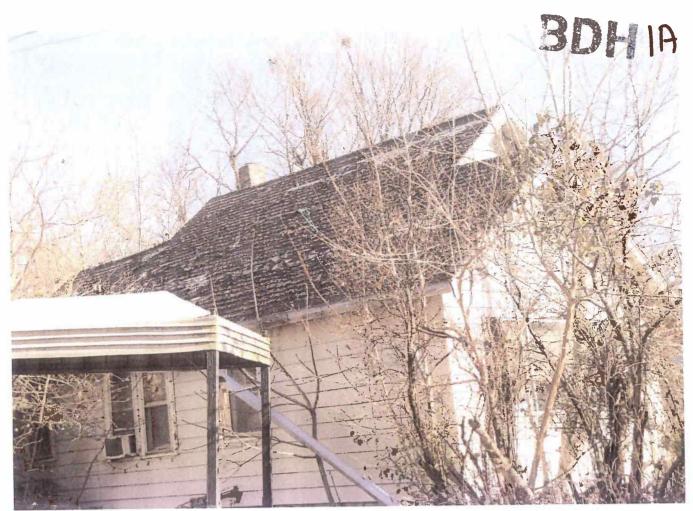
**Location:** Main Structure

**Comments:** 

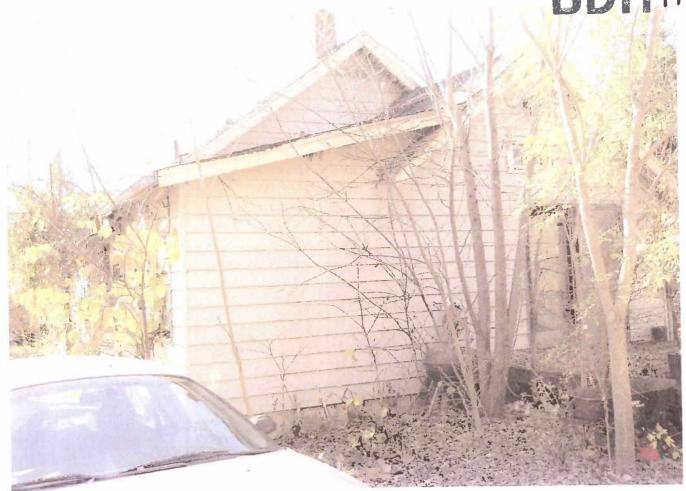
Have plumbing system checked



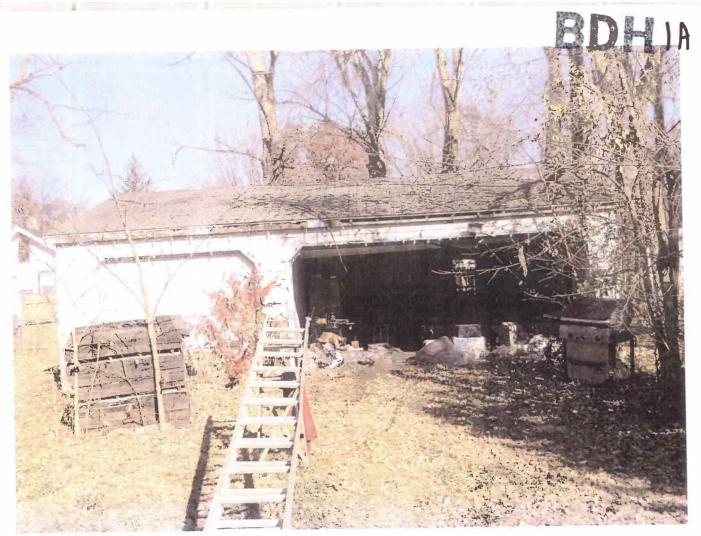
11/16/11 7811 PayreRd



11/16/11 2811 Payre Rd.

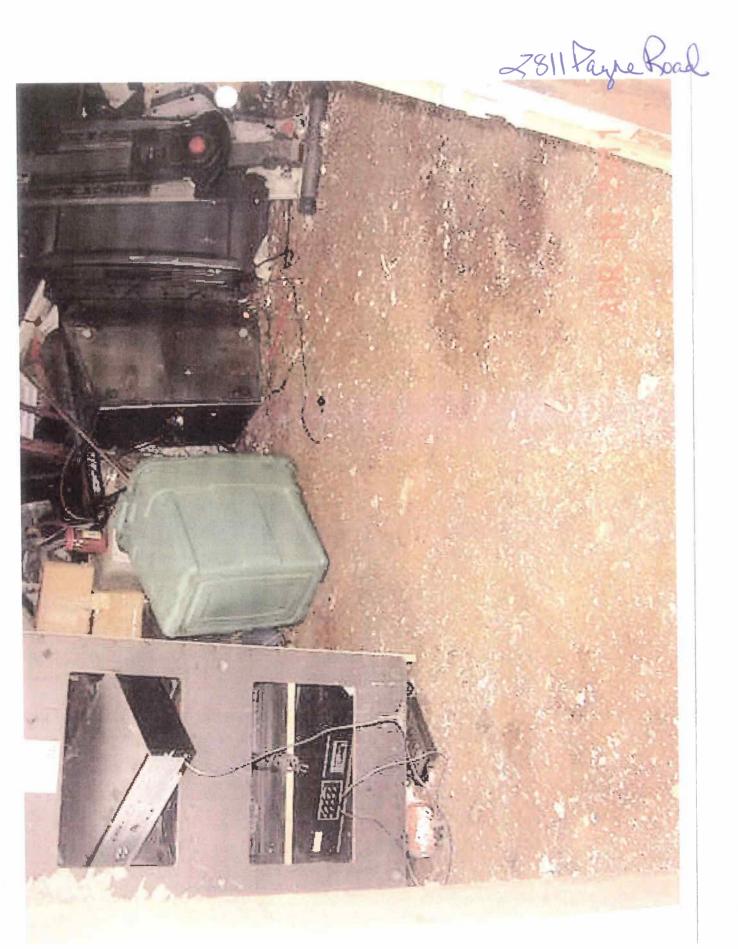


11/16/11 28/1 Payre Road

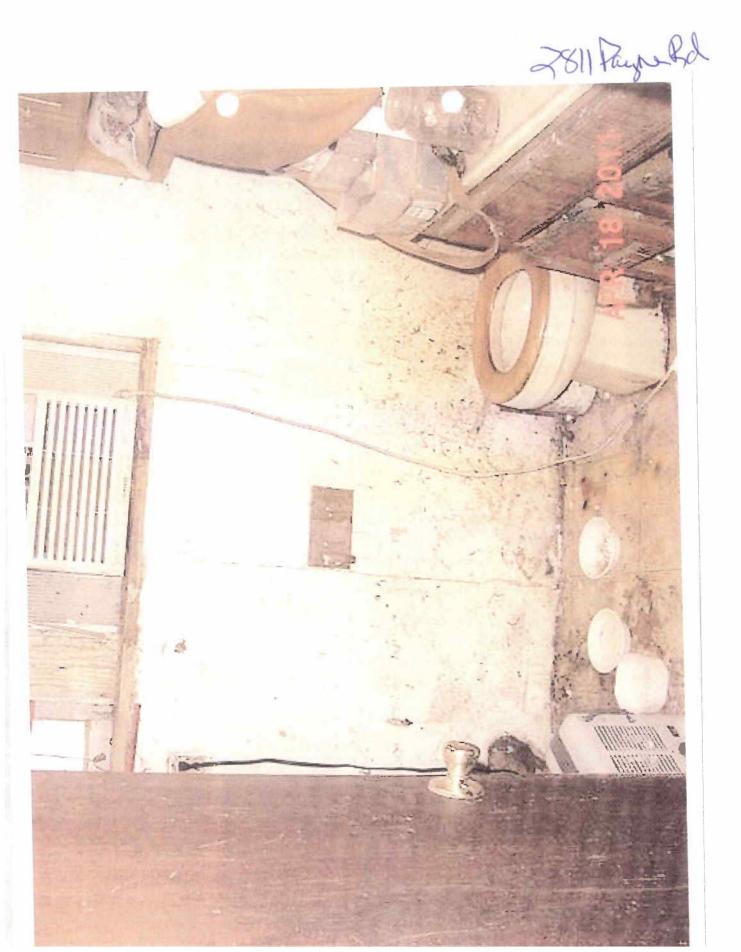


11/6/11 2811 Payre Road

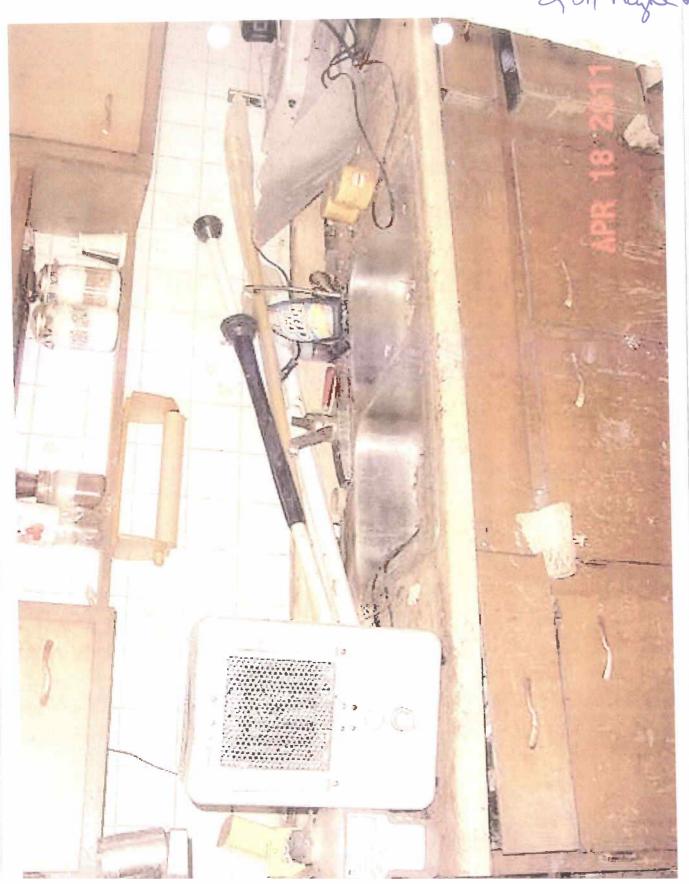
## BOHIA



2811 Payne Rd



2811 Payre Rd.



2811 Payne Road

