



Roll Call Number

Agenda Item Number

BDH /

Date September 10, 2012

WHEREAS, the property located at 1406 43rd 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 Marilyn K. Markey and Dorothy G. Markey were notified more than thirty days ago to repair or demolish the 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 77 HOLLYWOOD, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 140643rd 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

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

Polk County Assessor

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District/Parcel	GeoParcel	Map	Nbhd	Jurisdiction	Status
100/06873-000-000	7924-32-301-049	0407	DM59/Z	DES MOINES	ACTIVE
School District	Tax Increment Finance District	Bond/Fire/Sewer/Cemetery			
1/Des Moines					
Street Address			City State Zipcode		
1406 43RD ST			DES MOINES IA 50311-2411		

Click on parcel to get new listing

Get Bigger Map
Google Map



Approximate date of photo 02/21/2012

Mailing Address
MARILYN K MARKEY 1406 43RD ST DES MOINES, IA 50311-2411

Legal Description
LOT 77 HOLLYWOOD

Ownership	Name	Recorded	Book/Page	RevStamps
Title Holder #1	MARKEY, MARILYN K	1990-08-22	6275/297	
Life Estate #1	MARKEY, DOROTHY G	1990-08-22	6275/297	

Assessment	Class	Kind	Land	Bldg	AgBd	Total
Current	Residential	Full	26,700	79,800	0	106,500

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



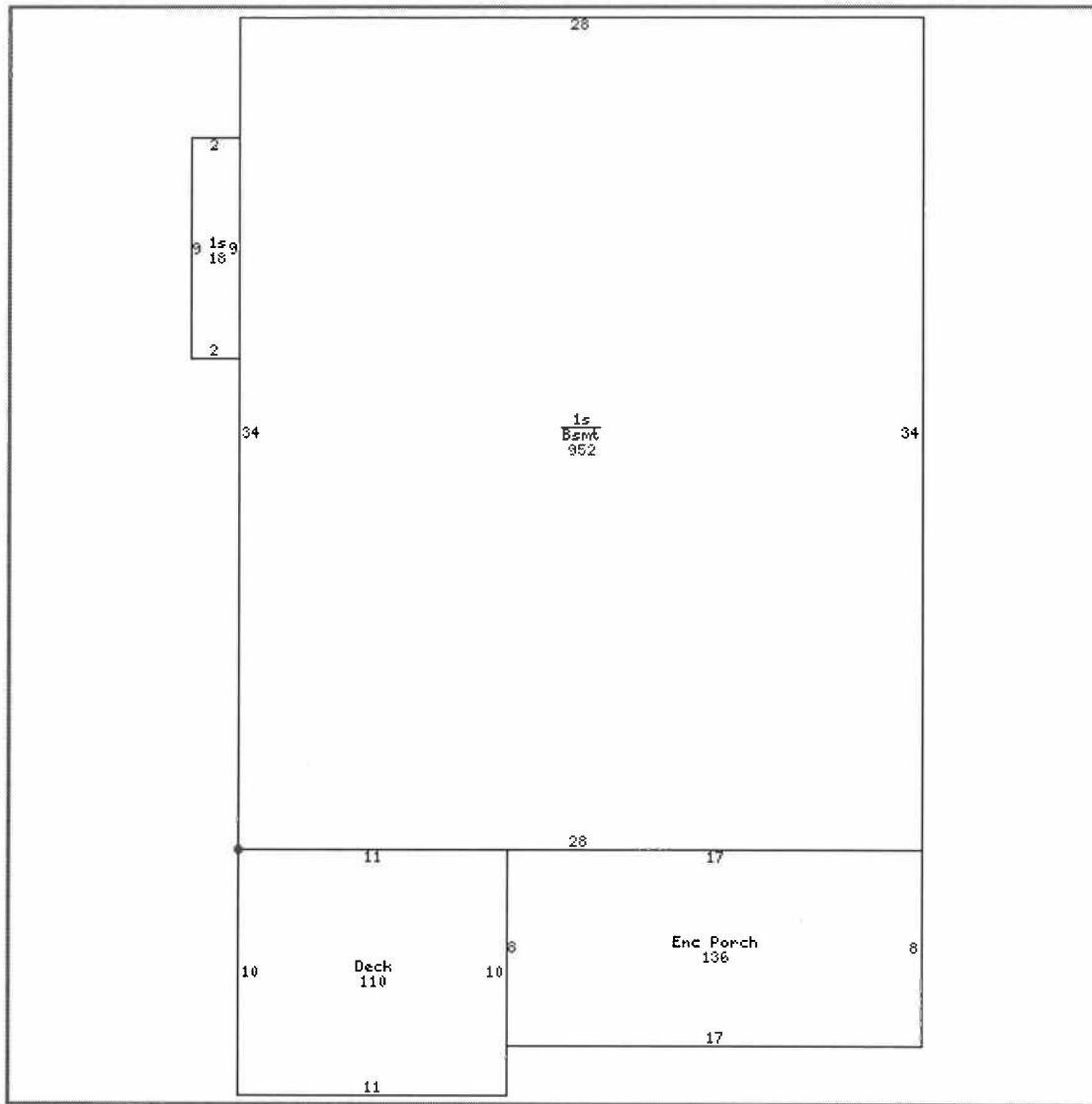
Taxable Value Credit	Name	Number	Info
Homestead	MARKEY, DOROTHY G	61868	
Military	MARKEY, THOMAS B	47846	World War II

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

Source: City of Des Moines Community Development Published: 2012-03-20 Contact: Planning and Urban Design 515 283-4200

Land					
SQUARE FEET	7,500	FRONTAGE	50.0	DEPTH	150.0
ACRES	0.172	SHAPE	RC/Rectangle	TOPOGRAPHY	N/Normal

Residence # 1					
OCCUPANCY	SF/Single Family	RESID TYPE	S1/1 Story	BLDG STYLE	BG/Bungalow
YEAR BUILT	1920	# FAMILIES	1	GRADE	4
GRADE ADJUST	-10	CONDITION	VG/Very Good	TSFLA	970
MAIN LV AREA	970	BSMT AREA	952	ENCL PORCH	136
DECK AREA	110	FOUNDATION	B/Brick	EXT WALL TYP	MT/Metal Siding
ROOF TYPE	GB/Gable	ROOF MATERL	A/Asphalt Shingle	FIREPLACES	1
HEATING	A/Gas Forced Air	AIR COND	0	BATHROOMS	1
BEDROOMS	2	ROOMS	4		



Detached # 101

OCCUPANCY	GAR/Garage	CONSTR TYPE	FR/Frame	MEASCODE	D/Dimensions
MEASURE1	14	MEASURE2	24	STORY HEIGHT	1
GRADE	5	YEAR BUILT	1952	CONDITION	NM/Normal

Year	Type	Status	Application	Permit/Pickup Description
Current	P/Permit	TW/To Work	2011-09-14	RM/Remove GARAGE Sqft 336
2012	P/Permit	PA/Pass	2011-09-14	RM/GARAGE (336 sf)

Year	Type	Class	Kind	Land	Bldg	AgBd	Total
2011	Assessment Roll	Residential	Full	26,700	79,800	0	106,500

2009	<u>Assessment Roll</u>	Residential	Full	29,500	87,100	0	116,600
2007	<u>Assessment Roll</u>	Residential	Full	27,200	80,300	0	107,500
2005	<u>Assessment Roll</u>	Residential	Full	25,200	68,800	0	94,000
2003	<u>Assessment Roll</u>	Residential	Full	23,180	63,420	0	86,600
2001	<u>Assessment Roll</u>	Residential	Full	24,780	59,400	0	84,180
1999	Assessment Roll	Residential	Full	14,030	61,610	0	75,640
1997	Assessment Roll	Residential	Full	13,140	57,690	0	70,830
1995	Assessment Roll	Residential	Full	11,520	50,580	0	62,100
1993	Assessment Roll	Residential	Full	10,190	44,750	0	54,940
1991	Board Action	Residential	Full	10,190	36,370	0	46,560
1991	Assessment Roll	Residential	Full	10,190	36,370	0	46,560
1991	Was Prior Year	Residential	Full	10,190	28,630	0	38,820

[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 |

DATE OF NOTICE: July 28, 2011

DATE OF INSPECTION: July 13, 2011

CASE NUMBER: COD2011-04704

PROPERTY ADDRESS: 1406 43RD ST

LEGAL DESCRIPTION: LOT 77 HOLLYWOOD

MARILYN K MARKEY & DOROTHY G MARKEY
Title Holder
1406 43RD ST
DES MOINES IA 50311-2411

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. 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 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.

Ed Leedom

(515) 283-4183



Nid Inspector

DATE MAILED: 7/28/2011

MAILED BY: KMD

Areas that need attention: 1406 43RD ST

<p><u>Component:</u> Shingles Flashing <u>Requirement:</u> <u>Comments:</u></p>	<p><u>Defect:</u> Deteriorated <u>Location:</u> Garage</p>
<p><u>Component:</u> Roof <u>Requirement:</u> Building Permit <u>Comments:</u></p>	<p><u>Defect:</u> Holes or major defect <u>Location:</u> Garage</p>
<p><u>Component:</u> Exterior Walls <u>Requirement:</u> <u>Comments:</u></p>	<p><u>Defect:</u> Severly peeling paint <u>Location:</u> Garage</p>



South wall & ceiling ↑ 1406-43 8-30-12 ↓ Roof from inside

