



Roll Call Number

Agenda Item Number
BDH 1(A)

Date November 3, 2014

WHEREAS, the property located at 5800 SW 9th Street, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the structure (commercial building) in its present condition constitutes not only a menace to health and safety but is also a public nuisance; and

WHEREAS, the Titleholder, Barnes Page IA, LLC, was notified via personal service more than thirty days ago to repair or demolish the structure (commercial building) and as of this date has 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 structure (commercial building) on the real estate legally described as Lots 22, 23, 24 and 25 in DURRIE HEIGHTS, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 5800 SW 9th 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 structure.

Moved by _____ to adopt.

FORM APPROVED:


Vicky Long Hill, Assistant City Attorney

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.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

City Clerk



**PUBLIC NUISANCE
NOTICE OF INSPECTION
PERMIT AND DEVELOPMENT CENTER
COMMUNITY DEVELOPMENT DEPARTMENT
CITY OF DES MOINES, IOWA**

BDH 1(A)

DATE OF NOTICE: August 20, 2014

DATE OF INSPECTION: June 05, 2014

CASE NUMBER: COD2014-03642

LEGAL INTEREST HOLDERS:	
Title Holder	BARNES PAGE IA LLC ATTN: RICKEY L BARNES 18156 HIGHWAY 59 MOUND CITY, MO 64470

PROPERTY ADDRESS: 5800 SW 9TH ST

LEGAL DESCRIPTION: LOTS 22, 23, 24 & 25 DURRIE HEIGHTS

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 structure currently constitutes not only a menace to health and safety, but is also a public nuisance. Accordingly, the structure will be placarded as unsafe to occupy pursuant to the Municipal Code of the City of Des Moines and the Code of Iowa.

If not occupied at the present time, the structure is to remain vacant and unoccupied until occupancy is authorized by this office. If the structure is occupied, it must be vacated immediately. In accordance with Chapter 26-157 (fka 26-277) of Des Moines Municipal code, this structure is deemed unsafe, and creates a public nuisance threatening to the health and safety of the public.

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. Permits must be obtained from this department prior to commencing any repairs or demolition. Inspections must be requested and approved in accordance with the code and our policies.

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. **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 an agreement voluntarily authorizing the City to do so. However, you will be responsible for all costs associated with the abatement of the public nuisance. The City may seek a personal judgment against you for the costs of removal and assess those costs against the property.

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 Permit and Development Center.

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



Robert Mezera
Building Inspector
Permit and Development Center
Ph: 515-237-1410

DATE MAILED: 8/20/2014

MAILED BY: RAM

Areas that need attention: 5800 SW 9TH ST

ID/Entered: 2014/06/05 15:46:12.7510
Component: Exterior Doors/Jams
Requirement: Building Permit
Comments:

Complied:
Defect: Cracked/Broken
Location: Throughout

ID/Entered: 2014/06/05 15:43:23.7900
Component: Exterior Walls
Requirement: Building Permit
Comments:

Complied:
Defect: Deteriorated
Location: Throughout

ID/Entered: 2014/06/05 15:53:39.8850
Component: Interior Walls /Ceiling
Requirement: Building Permit
Comments:

Complied:
Defect: Exposed
Location: Throughout

ID/Entered: 2014/06/05 15:55:21.5950
Component: Roof
Requirement: Building Permit
Comments:

Complied:
Defect: Leaks
Location: Throughout

ID/Entered: 2014/06/05 15:49:29.3070
Component: Soffit/Facia/Trim
Requirement: Building Permit
Comments:

Complied:
Defect: Deteriorated
Location: Throughout

ID/Entered: 2014/06/05 15:52:54.1000
Component: Utilities
Requirement: Building Permit
Comments:

Complied:
Defect: Disconnected Utility Water/Ga
Location: Throughout

ID/Entered: 2014/06/05 15:48:18.0790
Component: Window Glazing/Paint
Requirement: Building Permit
Comments:

Complied:
Defect: Cracked/Broken
Location: Throughout

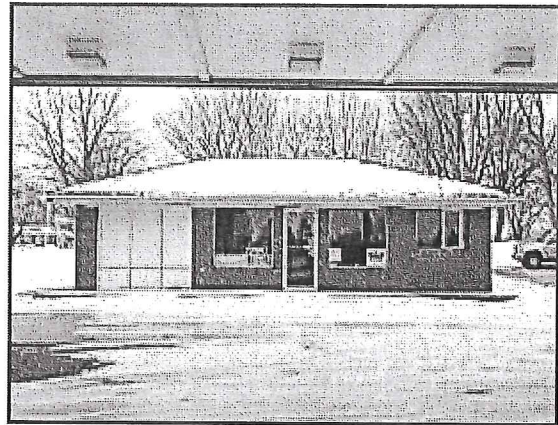
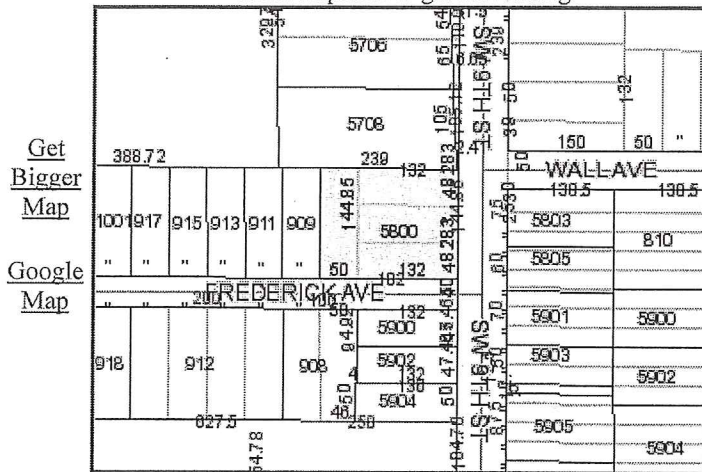
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Polk County Assessor 
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District/Parcel	GeoParcel	Map	Nbhd	Jurisdiction	Status
120/01296-004-000	7824-28-326-012	B146	DM42/B	DES MOINES	ACTIVE
School District	Tax Increment Finance District	Bond/Fire/Sewer/Cemetery			
1/Des Moines					
Street Address			City State Zipcode		
5800 SW 9TH ST			DES MOINES IA 50315		

Click on parcel to get new listing



Approximate date of photo 03/05/2008

Mailing Address

RICKEY BARNES
 18156 59 HWY
 MOUND CITY, MO 64470

Legal Description

LOTS 22, 23, 24 & 25 DURRIE HEIGHTS

Ownership	Name	Recorded	Book/Page	RevStamps
Title Holder #1	BARNES PAGE IA LLC	2014-05-06	15176/814	122.40

Assessment	Class	Kind	Land	Bldg	AgBd	Total
Current	Commercial	Full	106,000	71,000	0	177,000
Estimate Taxes Polk County Treasurer Tax Information Pay Taxes						

Zoning	Description	SF	Assessor Zoning
C-2		21030	Highway Commercial

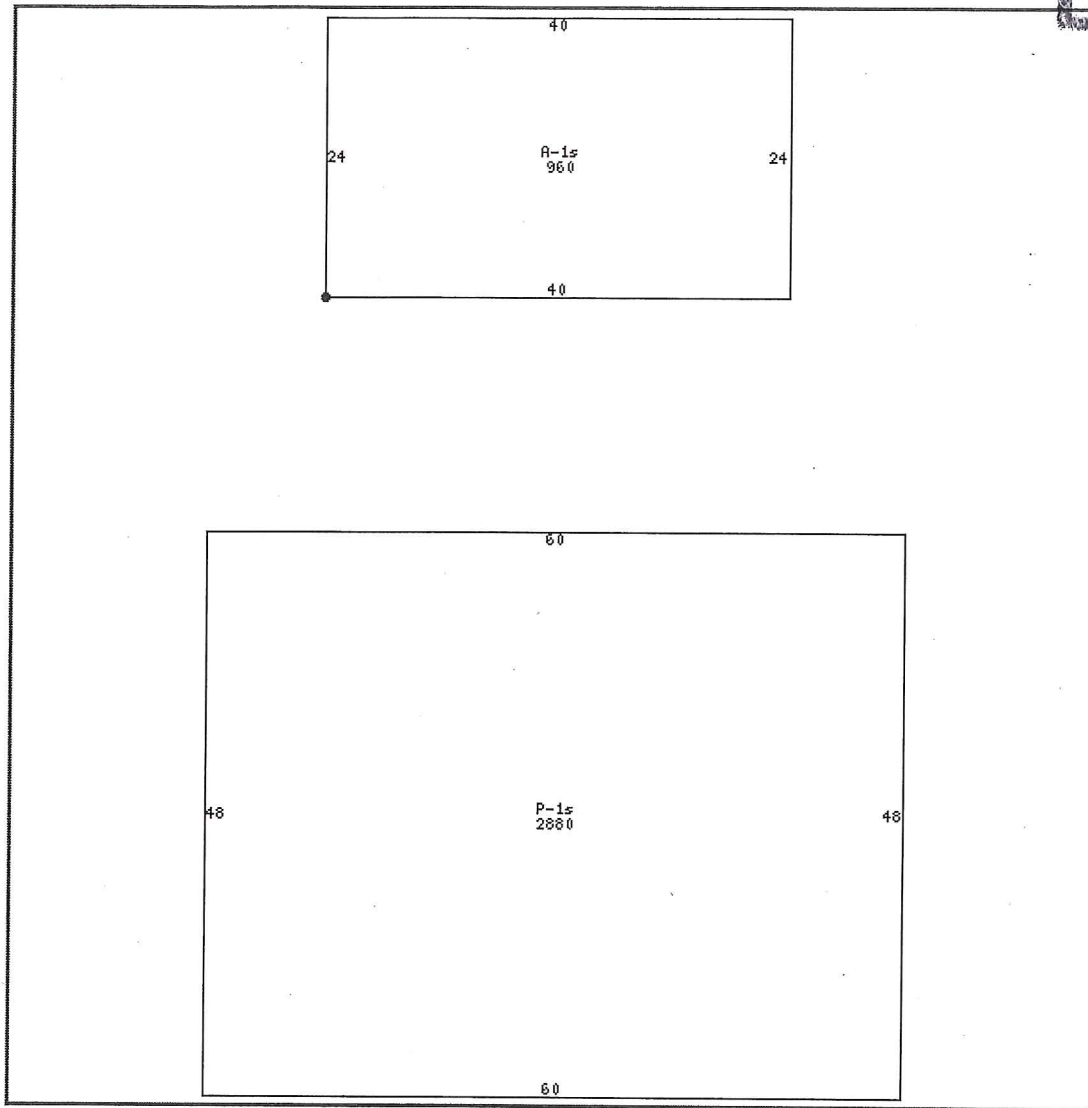
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	General Retail and Highway Oriented Commercial District		
R1-60	One Family, Low Density Residential District	5322	Residential
Source: City of Des Moines Community Development Published: 2012-03-20 Contact: Planning and Urban Design 515 283-4182			

Land					
SQUARE FEET	26,353	FRONTAGE	144.0	DEPTH	182.0
ACRES	0.605	SHAPE	RC/Rectangle	TOPOGRAPHY	B/Blank

Commercial Summary					
OCCUPANCY	8/Retail Convenience	WEIGHTED AGE	1972	STORY HEIGHT	1
LAND AREA	26,353	GROSS AREA	960	FINISH AREA	960
BSMT UNFIN	0	BSMT FINISH	0	NUMBER UNITS	0

Csection # 101					
SECT MULTIPL	1	OCCUPANCY	8/Retail Convenience	FOUNDATION	CN/Concrete
EXT WALL	BV/Brick Veneer	INSULATION	Y/Yes	ROOF	H/Hip
ROOF MATERL	S/Shingle	WIRING	A/Adequate	PLUMBING	A/Adequate
TOTAL ST HT	1	FRAME TYPE	FR/Frame	FIREPRF CNST	N/No
BLDG CLASS	3/Brick Veneer	TOT SCT AREA	960	GRND FL AREA	960
PERIMETER	128	GRADE	4	GRADE ADJUST	+00
YEAR BUILT	1972	CONDITION	NM/Normal		
COMMENT	P=MTL CNPY-20 LIGHTS				
COMMENT	WOOD SHINGLE ROOF				

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Cgroup # 101 1					
USE CODE	250/Retail Convenience	BASE STORY	1	NUM STORIES	1
TOT GRP AREA	960	BASE FL AREA	960	HEATING	C/Central
AIR COND	Y	EXHAUST SYS	N/No		
COMMENT	COOLER 10X16				

Detached # 101					
OCCUPANCY	LYD/Yard Lighting	MEASCODE	Q/Quantity	MEASURE1	4
GRADE	3	YEAR BUILT	1972	CONDITION	NM/Normal
COMMENT	4-SINGLE POLES				

BDH 1(A)**Detached # 201**

OCCUPANCY	PVA/Asphalt Paving	MEASCODE	S/Square Feet	MEASURE1	10,800
GRADE	4	YEAR BUILT	1972	CONDITION	NM/Normal

Detached # 301

OCCUPANCY	PVC/Concrete Paving	MEASCODE	S/Square Feet	MEASURE1	4,600
GRADE	4	YEAR BUILT	1972	CONDITION	NM/Normal

Detached # 401

OCCUPANCY	CNC/Canopy Commercial	CONSTR TYPE	ST/Steel	MEASURE1	2,880
STORY HEIGHT	1	GRADE	4	YEAR BUILT	1972
CONDITION	NM/Normal				

<u>Seller</u>	<u>Buyer</u>	<u>Sale Date</u>	<u>Sale Price</u>	<u>Instrument</u>	<u>Book/Page</u>
DELL OIL CO	BARNES PAGE IA LLC	2014-04-30	77,000	D/Deed	15176/814

<u>Year</u>	<u>Type</u>	<u>Class</u>	<u>Kind</u>	<u>Land</u>	<u>Bldg</u>	<u>AgBd</u>	<u>Total</u>
2013	<u>Assessment Roll</u>	Commercial	Full	106,000	71,000	0	177,000
2011	<u>Board Action</u>	Commercial	Full	106,000	71,000	0	177,000
2011	<u>Assessment Roll</u>	Commercial	Full	106,000	151,000	0	257,000
2009	<u>Assessment Roll</u>	Commercial	Full	106,000	164,500	0	270,500
2007	<u>Assessment Roll</u>	Commercial	Full	106,000	164,500	0	270,500
2005	<u>Assessment Roll</u>	Commercial	Full	96,500	159,500	0	256,000
2003	<u>Assessment Roll</u>	Commercial	Full	84,000	149,000	0	233,000
2001	<u>Assessment Roll</u>	Commercial	Full	79,060	140,500	0	219,560
1999	Assessment Roll	Commercial	Full	63,500	140,500	0	204,000
1995	Assessment Roll	Commercial	Full	61,500	136,500	0	198,000
1994	Assessment Roll	Commercial	Full	58,600	130,000	0	188,600
1994	Was Prior Year	Commercial	Full	58,600	130,000	0	188,600

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

5800 SW 9th Street



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09/24/2014 13:31

5800 SW 9th Street



09/24/2014 13:32

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