



Roll Call Number

Agenda Item Number

33A

Date April 8, 2019

ABATEMENT OF PUBLIC NUISANCE AT 1536 30th STREET

WHEREAS, the property located at 1536 30th Street, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the main structure in its present condition constitutes not only a menace to health and safety but is also a public nuisance; and

WHEREAS, the Titleholder, Gary Oeth, and Mortgage Holder, Suzanne Oeth, were notified more than thirty days ago to repair or demolish the main structure and as of this date have failed to abate the nuisance.

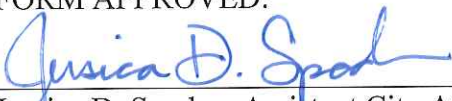
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA:

The main structure on the real estate legally described as Lot 4 in Block 1 in MERRITT AND FISCHER'S PARK, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 1536 30th 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 owner(s) 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:



Jessica D. Spoden, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
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

33A



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District/Parcel	GeoParcel	Map	Nbhd	Jurisdiction	Status
100/09505-000-000	7924-32-429-016	0199	DM55/A	DES MOINES	ACTIVE
School District	Tax Increment Finance District	Bond/Fire/Sewer/Cemetery			
1/Des Moines					
Street Address			City State Zipcode		
1536 30TH ST			DES MOINES IA 50311		

Click on parcel to get new listing

Get Bigger Map

Google Map

1605	1600	1605	1604
1601	149	1601	1602
1548	1548	1545	1548
1544	1547	1544	1541
1540	1541	1542	1539
1538	1537	1536	1535
1534	1535	1534	1531
1530	1531	1530	1525
1526	1525	1525	1519
1518	1521	1522	1517
1516	1517	1518	1515
1514	1515	1514	1514



Approximate date of photo 03/06/2012

Mailing Address
GARY OETH 2245 CAPITOL AVE DES MOINES, IA 50317-2233

Legal Description
LOT 4 BLK 1 MERRITT & FISCHERS PARK

Ownership	Name	Recorded	Book/Page	RevStamps
Title Holder #1	OETH, GARY	2006-11-02	11930/346	63.20

Assessment	Class	Kind	Land	Bldg	AgBd	Total
Current	Residential	Full	17,500	120,300	0	137,800

[Estimate Taxes](#) [Polk County Treasurer Tax Information](#) [Pay Taxes](#)

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 515 283-4182

Land					
SQUARE FEET	7,150	FRONTAGE	50.0	DEPTH	143.0
ACRES	0.164	SHAPE	RC/Rectangle	TOPOGRAPHY	N/Normal

Residence # 1					
OCCUPANCY	CV/Conversion	RESID TYPE	SP/Over 2 Stories	BLDG STYLE	ET/Early 20s
YEAR BUILT	1898	# FAMILIES	2	GRADE	4
GRADE ADJUST	+05	CONDITION	NM/Normal	TSFLA	2,816
MAIN LV AREA	1,432	UPPR LV AREA	1,384	ATTIC UNFIN	433
BSMT AREA	1,089	OPEN PORCH	256	ENCL PORCH	133
FOUNDATION	C/Concrete Block	EXT WALL TYP	AS/Asbestos	ROOF TYPE	GB/Gable
ROOF MATERL	A/Asphalt Shingle	HEATING	A/Gas Forced Air	AIR COND	0
BATHROOMS	2	XTRA FIXTURE	1	BEDROOMS	7
ROOMS	12				

Year	Type	Class	Kind	Land	Bldg	AgBd	Total
2017	<u>Assessment Roll</u>	Residential	Full	17,500	120,300	0	137,800
2015	<u>Assessment Roll</u>	Residential	Full	16,200	111,400	0	127,600
2013	<u>Assessment Roll</u>	Residential	Full	15,000	103,500	0	118,500
2011	<u>Assessment Roll</u>	Residential	Full	15,000	103,300	0	118,300
2009	<u>Assessment Roll</u>	Residential	Full	14,500	95,500	0	110,000
2008	<u>Assessment Roll</u>	Residential	Full	14,500	95,500	0	110,000
2007	<u>Assessment Roll</u>	Residential	Full	14,500	25,600	0	40,100
2005	<u>Assessment Roll</u>	Residential	Full	13,900	81,900	0	95,800
2003	<u>Assessment Roll</u>	Residential	Full	11,980	70,340	0	82,320
2001	<u>Assessment Roll</u>	Residential	Full	13,180	47,200	0	60,380
1999	Assessment Roll	Residential	Full	6,880	32,770	0	39,650
1997	Assessment Roll	Residential	Full	5,970	28,420	0	34,390
1995	Assessment Roll	Residential	Full	5,270	25,190	0	30,460
1993	Board Action	Residential	Full	4,610	23,760	0	28,370
1993	Assessment Roll	Residential	Full	4,610	23,760	0	28,370
1993	Was Prior Year	Residential	Full	4,610	10,890	0	15,500

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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**

33A

DATE OF NOTICE: January 8, 2019

DATE OF INSPECTION: September 25, 2018

CASE NUMBER: COD2018-07103

PROPERTY ADDRESS: 1536 30TH ST

LEGAL DESCRIPTION: LOT 4 BLK 1 MERRITT & FISCHERS PARK

GARY OETH
Title Holder
2245 CAPITOL AVE
DES MOINES IA 50317-2233

SUZANNE OETH
Mortgage Holder
6501 MADISON AVE
DES MOINES IA 50322-2735

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 60-192 and 60-191 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. The violations noted must be corrected within 30 days from date of notice. Failure to correct these violations will result in a request to the City Council 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 (515) 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 (515) 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.

Neighborhood Inspection Division

(515) 283-4980 Eric Barker

Nid Inspector

DATE MAILED: 1/8/2019

MAILED BY: EJB

Areas that need attention: 1536 30TH ST

Component: Electrical System Requirement: Electrical Permit Comments: finalized, permit for fire damaged ele. system	Defect: Fire damaged Location: Main Structure
Component: Floor Joists/Beams Requirement: Building Permit Comments: finalized permit for fire damaged framing	Defect: Fire damaged Location: Main Structure
Component: Plumbing System Requirement: Plumbing Permit Comments: finalized permit for fire damaged plm. system	Defect: Fire damaged Location: Main Structure

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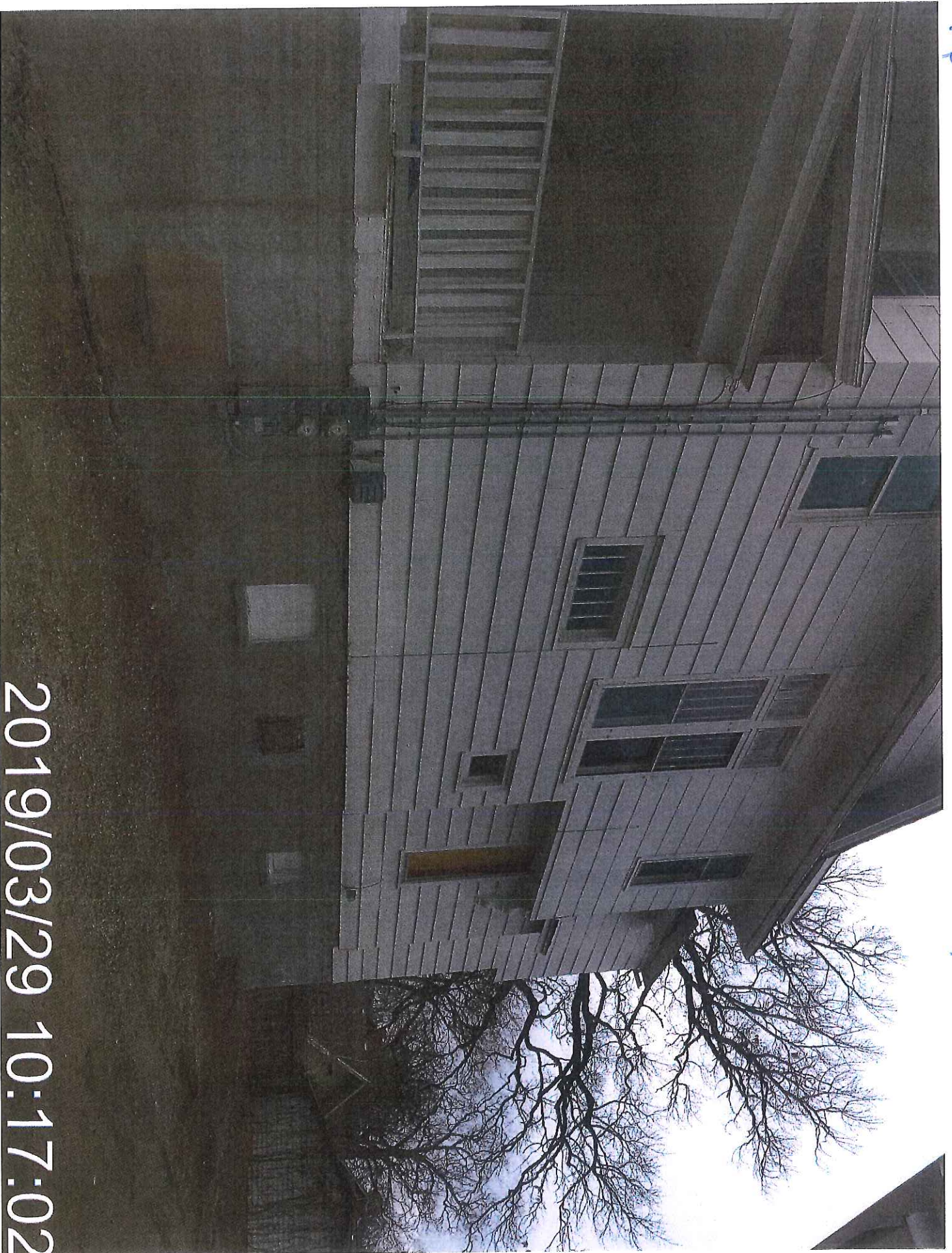
1536 30th St



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1536 30th St



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