



Date July 15, 2019

**ABATEMENT OF PUBLIC NUISANCE AT 1300 E 38<sup>th</sup> STREET**

WHEREAS, the property located at 1300 E 38<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, Wesley E. Betts and Lori J. Betts, and Mortgage Holder, Community Bank n/k/a TruBank, were notified by personal service 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:

The garage structure on the real estate legally described as Lot 99, BROADACRE, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 1300 E 38<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 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 garage structure.

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:

  
\_\_\_\_\_  
Luke DeSmet, 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

# Polk County Assessor

111 Court Avenue #195  
Des Moines, IA 50309-0904

(515) 286-3014 Fax (515) 286-3386  
[polkweb@assess.co.polk.ia.us](mailto:polkweb@assess.co.polk.ia.us)

Location					
Address	1300 E 38TH ST				
City	DES MOINES	Zip	50317	Jurisdiction	Des Moines
District/Parcel	060/00664-000-000	Geoparcel	7923-33-351-005	Status	Active
School	Des Moines	Nbhd/Pocket	DM13/Z	Tax Authority Group	DEM-C-DEM-77131
Submarket	Northeast Des Moines	Appraiser	Victor Scaglione 515-286-3898		

## Map and Current Photos - 1 Record

**Click on parcel to get a new listing**

[Bigger Map](#) [Polk County GIS](#)  
[Google Map](#) [Pictometry](#)

**Photo Processed on 2014-04-18 a**

## Historical Photos

## Ownership - 2 Records

Ownership	Num	Name	Recorded	Book/Page
Title Holder	1	BETTS, WESLEY E	1995-07-07	<u>7222/852</u>
Title Holder	2	BETTS, LORI J		

## Legal Description and Mailing Address

LOT 99 BROADACRE	WESLEY E BETTS 1300 E 38TH ST DES MOINES, IA 50317-6730
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## Current Values

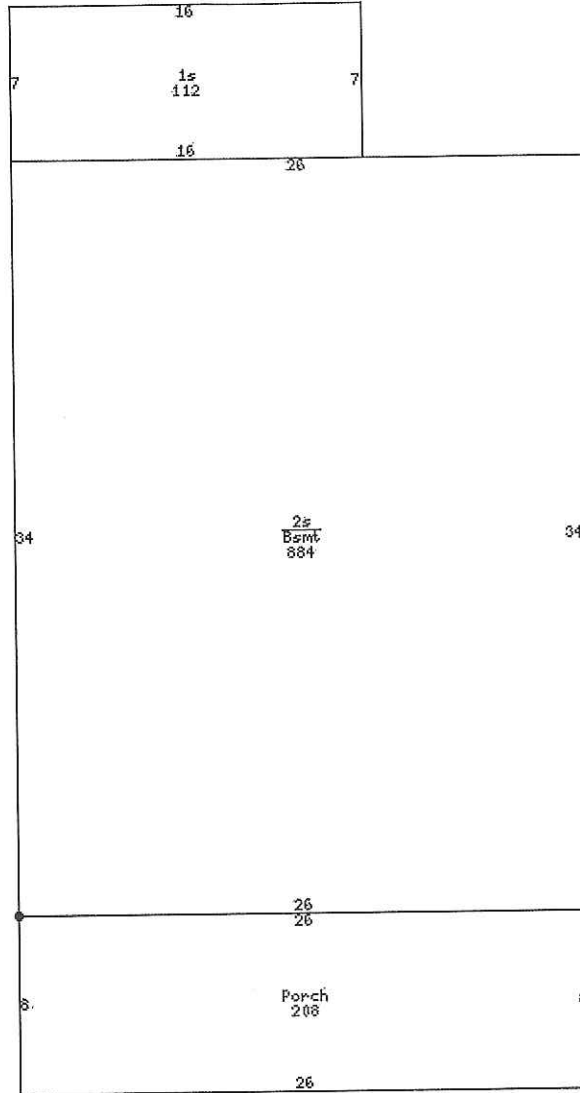
Type	Class	Kind	Land	Bldg	Total
2019 Assessment Roll	Residential	Full	\$28,500	\$118,300	\$146,800
2018 Value	Residential	Full	\$24,800	\$105,100	\$129,900

[Assessment Roll Notice](#) [Market Adjusted Cost Report](#)

## Auditor Adjustments to Value

Category	Name	Information
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Category		Name		Information	
2018 Homestead Credit		BETTS, WESLEY E		Application #62304	
<b>Zoning - 1 Record</b>					
Zoning	Description			SF	Assessor Zoning
R1-60	One Family, Low Density Residential District				Residential
<i>City of Des Moines Community Development Planning and Urban Design 515 283-4182 (2012-03-20)</i>					
<b>Land</b>					
Square Feet	38,130	Acres	0.875	Frontage	123.0
Depth	310.0	Topography	Normal	Shape	Rectangle
Vacancy	No	Unbuildable	No		
<b>Residences - 1 Record</b>					
<b>Residence #1</b>					
Occupancy	Single Family	Residence Type	2 Stories	Building Style	Early 20s
Year Built	1919	Number Families	1	Grade	4+05
Condition	Above Normal	Total Square Foot Living Area	1880	Main Living Area	996
Upper Living Area	884	Basement Area	884	Open Porch Area	208
Foundation	Concrete Block	Exterior Wall Type	Metal Siding	Roof Type	Gable
Roof Material	Asphalt Shingle	Heating	Gas Forced Air	Air Conditioning	100
Number Bathrooms	1	Bedrooms	3	Rooms	7



**Detached Structures - 2 Records**

**Detached Structure #101**

Occupancy	Garage	Construction Type	Frame	Measurement Code	Dimensions
Measure 1	26	Measure 2	26	Story Height	1
Grade	4	Year Built	1969	Condition	Normal

**Detached Structure #201**

Occupancy	Shed	Measurement Code	Dimensions	Measure 1	14
Measure 2	20	Grade	4	Year Built	1960
Condition	Normal				

**Sales - 1 Record**

Seller	Buyer	Sale Date	Sale Price	Instrument	Book/Page
BETTS, REED E	BETTS, WESLEY E	1989-11-24	\$90,000	Contract	6230/400 Multiple Parcels

**Historical Values**

Yr	Type	Class	Kind	Land	Bldg	Total
2017	Assessment Roll	Residential	Full	\$24,800	\$105,100	\$129,900
2015	Assessment Roll	Residential	Full	\$23,300	\$98,900	\$122,200

Yr	Type	Class	Kind	Land	Bldg	Total
2013	<u>Assessment Roll</u>	Residential	Full	\$21,800	\$93,900	\$115,700
2011	<u>Assessment Roll</u>	Residential	Full	\$21,700	\$93,100	\$114,800
2009	<u>Assessment Roll</u>	Residential	Full	\$24,200	\$98,500	\$122,700
2007	<u>Assessment Roll</u>	Residential	Full	\$23,300	\$95,100	\$118,400
2005	<u>Assessment Roll</u>	Residential	Full	\$20,400	\$79,300	\$99,700
2003	<u>Assessment Roll</u>	Residential	Full	\$17,910	\$71,740	\$89,650
2001	<u>Assessment Roll</u>	Residential	Full	\$17,010	\$59,020	\$76,030
1999	Assessment Roll	Residential	Full	\$4,140	\$56,930	\$61,070
1997	Assessment Roll	Residential	Full	\$3,750	\$51,570	\$55,320
1995	Assessment Roll	Residential	Full	\$3,250	\$44,700	\$47,950
1993	Assessment Roll	Residential	Full	\$3,060	\$42,150	\$45,210
1992	Board Action	Residential	Full	\$3,060	\$38,040	\$41,100
1990	Assessment Roll	Residential	Full	\$3,060	\$38,040	\$41,100

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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.

Casey Doran  
(515) 283-4183

Nid Inspector



DATE MAILED: 3/25/2019

MAILED BY: JDH

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**Areas that need attention:** 1300 E 38TH ST

<b>Component:</b> Exterior Walls <b>Requirement:</b> Compliance with Int. Exiting Building Code <b>Comments:</b> Sidings needs fixed and painted to match.	<b>Defect:</b> Deteriorated <b>Location:</b> Garage
<b>Component:</b> Roof <b>Requirement:</b> Building Permit <b>Comments:</b>	<b>Defect:</b> Collapsed <b>Location:</b> Garage
<b>Component:</b> Trusses <b>Requirement:</b> Building Permit <b>Comments:</b>	<b>Defect:</b> In disrepair <b>Location:</b> Garage
<b>Component:</b> Accessory Buildings <b>Requirement:</b> Permit Required <b>Comments:</b> If torn down, demo permit required.	<b>Defect:</b> Deteriorated <b>Location:</b> Garage



07/08/2019 11:27



1300 E 38th St

top

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top

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07/08/2019 11:27