



Roll Call Number

08-267

Agenda Item Number

BDH 1A

Date

February 11, 2008

WHEREAS, the property located at 3512/3522 6<sup>th</sup> Avenue, was inspected by representatives of the City of Des Moines who determined that two of the three structures (duplex and carriage house) in their present condition constitute not only a menace to health and safety but are also a public nuisance; and

WHEREAS, the titleholders, Frank Steinbach and Marilyn Steinbach were notified by personal service more than thirty days ago to repair or demolish the two structures 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, CONVENING AS THE LOCAL BOARD OF HEALTH:

The two structures on the real estate legally described as LOT 1 & E 40 F LOT 2 BLK 3 OAK PARK now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 3512/3522 6<sup>th</sup> Avenue have 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 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 structures.

Moved by Maheffey to defer action for sixty (60) days.

FORM APPROVED:

*Vicky Long Hill*

Vicky Long Hill, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLISSIS	✓			
TOTAL	7			

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.

J. M. Franklin Course Mayor

Diane Rauh City Clerk