

★ Roll Call Number

14-1907

Agenda Item Number

BDH 1(B)

Date December 8, 2014

WHEREAS, the property located at 3309 Sims Drive, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the garage structure and accessory building in their present condition constitutes not only a menace to health and safety but is also a public nuisance; and

WHEREAS, the Titleholder, Craig Hall, was notified via publication more than thirty days ago to repair or demolish the garage structure and accessory 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 garage structure and accessory building on the real estate legally described as The West 72 feet of the East 96 feet (except the south 70 feet thereof) of Lot 13 in SIM PLACE, and the south 70.0 feet of Lot 13 in SIM PLACE, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 3309 Sims Drive, 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 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 Gatto to adopt.

FORM APPROVED:

Vicky Long Hill, Assistant City Attorney

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

T. M. Franklin, Mayor

Diane Rauh, City Clerk