

★ Roll Call Number

15-2027

Agenda Item Number

60 B

Date November 23, 2015

ABATEMENT OF PUBLIC NUISANCES AT 629 SE 30th Street

WHEREAS, the property located at 629 SE 30th Street, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the foundation in its present condition constitutes not only a menace to health and safety but is also public nuisances; and

WHEREAS, the Titleholder, EMC Mortgage Corporation dba LaSalle Bank, NA, was notified more than thirty days ago to remove or demolish the foundation 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 foundation on the real estate legally described as the North 75 feet of the West 175 feet of Lot 15 in FISHER FIELD, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 629 SE 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 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 foundation.

Moved by Gatto to adopt.

FORM APPROVED:

Luke Desmet
Luke Desmet, Assistant City Attorney

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| COLEMAN | | | | ✓ |
| GATTO | ✓ | | | |
| GRAY | ✓ | | | |
| HENSLEY | ✓ | | | |
| MAHAFFEY | ✓ | | | |
| MOORE | ✓ | | | |
| TOTAL | 6 | | | 1 |

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.

Y. M. Franklin Council Mayor

Diane Rauh City Clerk