



Roll Call Number

16-1544

Agenda Item Number

63 E

Date September 12, 2016

ABATEMENT OF PUBLIC NUISANCE AT 1941 SOUTH UNION STREET

WHEREAS, the property located at 1941 South Union 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, Quiktrip Corporation, was notified more than thirty days ago to repair or demolish the main structure 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:

The main structure on the real estate legally described as Lot 13 in FIRST PLAT OF CLIFTON HEIGHTS (except that part deeded to the City of Des Moines by Quit Claim Deed recorded in book 852 at Page 52) and that part of Lot 4 lying south of and abutting Indianola Avenue of the Official Plat of the West 1/2 Section 10, Township 78 North, Range 24 all now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 1941 South Union 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 Gatto to continue to 9-26-16 to allow the property owner time to present a rehabilitation or demolition plan.

FORM APPROVED:

Jessica D. Spoden, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
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 Council Mayor

Diane Rauh City Clerk