

★ Roll Call Number

18-1762

Agenda Item Number

33 C

Date October 22, 2018

ABATEMENT OF PUBLIC NUISANCE AT 1550 DEAN AVENUE

WHEREAS, the property located at 1550 Dean Avenue, 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, Jack Clark; Mortgage Holder, Mortgage Electronic Registration Systems, Inc.; and Mortgage Holder, Kenny's Bail Bonds, LLC, were notified more than thirty days ago to repair or demolish the main 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 main structure on the real estate legally described as Commencing at the Southeast corner of Lot 14 in Block 43 in STEWART'S ADDITION to the City of Des Moines, thence West 50 feet to the Southwest corner of said Lot; thence Northerly along the West line of said Lot, 109 feet; thence East 50 feet to the East line of said Lot; thence South 124 feet to the place of beginning, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 1550 Dean Avenue, 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 adopt.

FORM APPROVED:

Jessica D. Spoden, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
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.

J. M. Franklin Cownie Mayor

Diane Rauh City Clerk