



Roll Call Number

19-0372

Agenda Item Number

32A

Date March 11, 2019

ABATEMENT OF PUBLIC NUISANCE AT 143 E SENECA AVENUE

WHEREAS, the property located at 143 E Seneca 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, All Known and Unknown Heirs to Jane Graves and Mortgage Holder, Wilmington Savings Fund Society, FSB, as Trustee of Stanwich Mortgage Loan Trust, 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 Lot 3, an Official Plat, West Half of the SE Quarter of the SW Quarter of the SW Quarter, Section 23, Township 79, Range 24, West 5th P.M., now in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 143 E Seneca 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:	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.

J. M. Frankh Cownie Mayor

Diane Rauh

City Clerk