



Roll Call Number

19-0724

Agenda Item Number

279

Date May 6, 2019

ABATEMENT OF PUBLIC NUISANCE AT 1601 ARMY POST ROAD #14

WHEREAS, the property located at 1601 Army Post Road #14, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the main structure (mobile home) in its present condition constitutes not only a menace to health and safety but is also a public nuisance; and

WHEREAS, the Titleholders, Gene U. Rosendahl and Shirley D. Rosendahl, as Trustees to the Gene U. Rosendahl and Shirley D. Rosendahl Revocable Trust; and Gene U. Rosendahl as Titleholder of the mobile home, were notified more than thirty days ago to repair or demolish the main structure (mobile home) 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 (mobile home) on the real estate legally described as Lot 43 (except the South 10 feet thereof) and Lot 41 (except the South 104.24 feet pf the West 12/5 feet and except the South 10 feet of the East 12.5 feet thereof) and Lot 42 (except the West 105.5 feet and except the North 10 feet of the East 45 feet and except the South 10 feet thereof) in GEIL PLACE, PLAT #3, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 1601 Army Post Road #14, 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:

Luke DeSmet, Assistant City Attorney

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.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED APPROVED J. M. Frankh Cownie Mayor

Diane Rauh City Clerk