



Roll Call Number

19-1016

Agenda Item Number

41 A

Date June 24, 2019

ABATEMENT OF PUBLIC NUISANCES AT 2229 ELIZABETH AVENUE

WHEREAS, the property located at 2229 Elizabeth Avenue, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the main structure and accessory structure in their present conditions constitutes not only a menace to health and safety but are also public nuisances; and

WHEREAS, the Titleholder, Wells Fargo Bank, N.A, was notified more than thirty days ago to repair or demolish the main structure and accessory structure and as of this date has failed to abate the nuisances.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA:

The main structure and accessory structure on the real estate legally described as Lots 33 and 34 in COLSON'S ADDITION to East Des Moines, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 2229 Elizabeth Avenue, have previously been declared public nuisances;

The City Legal Department is hereby authorized to file an action in district court to obtain a decree ordering the abatement of the public nuisances, and should the owner(s) fail to abate the nuisances, as ordered, that the matter may be referred to the Department of Engineering which will take all necessary action to demolish and remove said structures.

Moved by Boesen to adopt.

FORM APPROVED:

[Signature of Luke DeSmet]
Luke DeSmet, Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, TOTAL. Includes MOTION CARRIED and APPROVED labels.

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.

[Signature of Bice Gray]
MAYOR PRO TEM

[Signature of Diane Rauh]
City Clerk