



Roll Call Number

20-0244

Agenda Item Number

32A

Date February 10, 2020

ABATEMENT OF PUBLIC NUISANCE AT 3720 ML KING JR PKWY

WHEREAS, the property located at 3720 ML King Jr Pkwy, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the commercial structure in its present condition constitutes not only a menace to health and safety but is also a public nuisance; and

WHEREAS, the Titleholder, Summer Woods Apts, LLC, and the Mortgage Holder, Community Business Lenders, LLC, were notified more than thirty days ago to repair or demolish the commercial 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 commercial structure on the real estate legally described as The North 276 feet of Lot 3 in EUCLID HEIGHTS, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 3720 ML King Jr Pkwy, 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:

Megan Norberg, Assistant City Attorney

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

CERTIFICATE

I, P. Kay Cmelik, 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. Frankhu Cownie Mayor

P. Kay Cmelik City Clerk