



Roll Call Number

20-1051

Agenda Item Number

64F

Date June 22, 2020

ABATEMENT OF PUBLIC NUISANCES AT 3605 FOREST AVENUE

WHEREAS, the property located at 3605 Forest Avenue, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the main structure, garage structure, summer house, gazebo, shed and play house in their present condition constitute not only a menace to health and safety but are also public nuisances; and

WHEREAS, the Titleholder, Deutsche Bank National Trust Company, as Trustee for Ameriquet Mortgage Securities Inc., was notified more than thirty days ago to repair or demolish the main structure, garage structure, summer house, gazebo, shed and play house 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, garage structure, summer house, gazebo, shed and play house on the real estate legally described as The West 40 feet of Lot 7, Lot 10 (except 10 feet of the South 31 feet) all of Lots 8, 9, 11 and 12, vacated Lot B (except the south 42 feet of Lot B, measured on the west line) and the West 1/2 of the vacated Lot A lying west of and adjoining Lots 15 and 16, and lying west of the south 5 feet of Lot 14 all in VAN SLYKE'S OAKDALE, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, EXCEPT the parcels of property described in Exhibit "A" attached hereto and locally known as 3605 Forest 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 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 Gatto to adopt.

FORM APPROVED:

/s/ Megan Norberg
Megan Norberg, Assistant City Attorney

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

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.

J. M. Frankin Cownie Mayor

P. Kay Cmelik City Clerk