



Roll Call Number

22-1155

Agenda Item Number

41A

Date July 18, 2022

ABATEMENT OF PUBLIC NUISANCE AT 4325 E. 29th ST. LOT 151

WHEREAS, the property located at 4325 E. 29<sup>th</sup> St., Lot 151., Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the garage structure in its present condition constitutes not only a menace to health and safety but is also public nuisance; and

WHEREAS, the Titleholder, Stover Heights MHC, LLC, Mortgage Holder, Wells Fargo Bank, N.A, and the Lot Tenant, Vicky L. Hofer, were notified more than thirty days ago to repair or demolish the garage structure and as of this date has failed to abate the nuisance.

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

The garage structure on the real estate legally described as Lot 84 LONGACRE, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa and locally known as 4325 E. 29<sup>th</sup> St., Lot 151, has previously been declared a public nuisance;

The City Legal Department, through Special Counsel Ahlers & Cooney, P.C., 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,  
Seconded by Boesen

FORM APPROVED:

Kristine Stone  
Kristine Stone, Special Counsel  
Ahlers & Cooney, P.C.

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

MOION CARRIED

APPROVED

J. M. Frankin Cownie  
Mayor

CERTIFICATE

I, Laura Baumgartner <sup>Acting</sup> 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.

Laura Baumgartner

City Clerk