



Roll Call Number

22-1448

Agenda Item Number

61 J

Date September 12, 2022

ABATEMENT OF PUBLIC NUISANCE AT 2335 SE 8TH ST.

WHEREAS, the property located at 2335 SE 8th St., Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the main structure in its present condition constitutes not only a menace to health and safety but is also a public nuisance; and

WHEREAS, the Titleholders, Timothy J. Harmon and Renee L. Harmon, and Mortgage Holders, Select Portfolio Servicing, Inc. and US Bank NA, were notified more than thirty days ago to repair or demolish the main 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 main structure on the real estate legally described as The North Seventy-five feet (N 75 feet) of the West One Hundred Seventy-five feet (S 175 feet) of South Two Hundred feet (S 200 feet) and North Twenty-five feet (N 25 feet) of South One Hundred Twenty-five feet (S 125 feet) of West One Hundred feet (W 100 feet) of Lot Fifteen (15) in TALLMADGES SUBDIVISION of South One-half (S 1/2) of Northeast Quarter (NE 1/4) of Section 15, Township 78 North, Range 24 West of the 5th P.M., now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 2335 SE 8th St., 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,

Second: by Boern

FORM APPROVED:

Kristine Stone

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

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

MOTION CARRIED

APPROVED

J. M. Frankin Cownie
Mayor

CERTIFICATE

I, LAURA BAUMGARTNER, 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