



Roll Call Number

24-0428

Agenda Item Number

33 C

Date March 18, 2024

ABATEMENT OF PUBLIC NUISANCE AT 913 E 23rd STREET

WHEREAS, the property located at 913 E 23rd Street, 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, All Known & Unknown Heirs of Virginia L. Walker, 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 10 feet of Lot 49, all of Lot 50 and the South 5 feet of Lot 51 in Block 5 in YORKS CHOICE, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, EXCEPT that part conveyed to the City of Des Moines filed September 12, 1984 and recorded in Book 5385 Page 638 in the Office of the Polk County Recorder and locally known as 913 E 23rd Street, 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.
Second by Mandelbaum

FORM APPROVED:

Molly E. Tracy, Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, VOSS, COLEMAN, WESTERGAARD, MANDELBAUM, GATTO, and TOTAL.

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.

Connie Boesen Mayor

Laura Baumgartner City Clerk