

★ Roll Call Number

25-0286

Agenda Item Number

41F

Date February 24, 2025

ABATEMENT OF PUBLIC NUISANCE AT 2825 SE 14<sup>th</sup> STREET, LOT 28

WHEREAS, the property located at 2825 SE 14<sup>th</sup> Street, Lot 28, 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 Titleholder of the land, Glenwood MHP 2, LLC, Titleholder of the mobile home, Miguel Ceballos-Cervantes, and the Mortgage Holder of the land, Fannie Mae c/o Arbor Commercial Funding I, LLC, 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 Lot 28 on the real estate legally described as The South 419 feet (except the East 800 feet and except the West 191 feet of the North 200 feet, and except the South 20 feet for Roadway, Glenwood Drive) and subject to roadway on the West 40 feet thereof, all in the NW ¼ of the SW ¼ of Section 14, Township 78 North, Range 24, West of the 5<sup>th</sup> P.M., now included in and forming a part of the City of Des Moines, Polk County, Iowa, (except that part thereof conveyed to the State of Iowa by Warranty Deed recorded in Book 5014, Page 770), an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 2825 SE 14<sup>th</sup> Street, Lot 28, 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 Voss

FORM APPROVED:  
Reagan Peterson  
Reagan E. Peterson, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
SIMONSON	✓			
VOSS	✓			
COLEMAN	✓			
WESTERGAARD	✓			
MANDELBAUM	✓			
GATTO	✓			
TOTAL	7			

MOTION CARRIED APPROVED  
Connie Boesen 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