

**CITY OF DES MOINES, IOWA**  
Office of Legal  
Community Development Department

TO: Mayor and Council Members  
Phil Delafield, Acting Director  
Community Development

DATE: October 17, 2013

FROM: Cheryl Tillinghast  
Legal Assistant

SUBJECT: Board of Health  
October 21, 2013

**AUTHORIZING:**

1. The Legal Department to proceed with court action seeking authority to abate the public nuisance at the following location:

(A) **1212 Fremont Street, main structure, Titleholders: Alfredo DeAvila and Eva DeAvila; Mortgage Holder: Homeside Lending, Inc.**

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|------------|--|
| 08/02/2013 | The main structure was inspected and found to be a public nuisance. Interior pictures were taken at this time.   |
| 08/14/2013 | The Public Nuisance Notice was served on Titleholders Alfredo DeAvila and Eva DeAvila  |
| 09/09/2013 | The Public Nuisance Notice was served on the Mortgage Holder Homeside Lending, Inc.  |
| 10/16/2013 | The property was re-inspected and the structure was found to remain a public nuisance. Inspector reports no permits have been issued in connection with this property. |

(B) **1801 7<sup>th</sup> Street, main structure and garage structure, Titleholder: Tristan Silvey**

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|------------|---|
| 10/10/2012 | The main structure and garage structure were inspected and found to be a public nuisance. Interior pictures were taken at this time. The inspector's camera displayed an incorrect date of 10/10/2011 on these photos.  |
| 01/19/2013 | The Public Nuisance Notice was served on Titleholder Tristan Silvey.  |
| 09/13/2013 | The Public Nuisance Notice was amended to add the garage structure which was not included on the notice which was served on 1/19/2013. The amended notice was served on the Titleholder on this date.   |
| 10/16/2013 | The property was re-inspected and the structures were found to remain a public nuisance. Inspector reports the garage structure remains in disrepair. The main structure has been painted. A mechanical permit issued on 12/11/2012 was finalized on 1/3/2013 and an electrical permit issued on 4/10/2013 was finalized on 4/19/2013. No plumbing permit has been issued nor has a building permit been issued to address the plumbing and foundation violations originally cited. |

cc: Jeff Lester  
Vicky Long Hill  
SuAnn Donovan