

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

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

DATE: October 30, 2013

FROM: Cheryl Tillinghast
Legal Assistant

SUBJECT: Board of Health
November 4, 2013

AUTHORIZING:

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

(A) **802 Lyon Street, fire-damaged main structure, Titleholder: SMS Investments III, LLC**

11/01/2012 The fire-damaged main structure was inspected and found to be a public nuisance. Interior pictures were taken at this time.

01/29/2013 The Public Nuisance Notice was served on Titleholder SMS Investments III, LLC

10/30/2013 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 the renovation or demolition of this structure.

(B) **1130 – 11th Street, fire-damaged garage structure, Titleholder: Branch Banking & Trust Company**

07/02/2013 The fire-damaged garage structure was inspected and found to be a public nuisance.

08/28/2013 The Public Nuisance Notice was served on Titleholder Branch Banking & Trust Company

10/30/2013 The property was re-inspected and the fire-damaged garage structure was found to remain a public nuisance. Inspector reports no permits have been issued in connection with the renovation or demolition of this structure.

cc: Jeff Lester
Vicky Long Hill
SuAnn Donovan