Roll Call Number	
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Agenda Item Number 53H

Date	March 7, 2022	
Date	March /. ZUZZ	

ABATEMENT OF PUBLIC NUISANCE AT 1909 MONDAMIN AVE.

WHEREAS, the property located at 1909 Mondamin Ave., 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 public nuisance; and

WHEREAS, the Titleholder, Beverly J. Helsing, was 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 Lot 6, ARENA ADDITION to the City of Des Moines, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 1909 Mondamin Ave., 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	to adopt,
Seconded by	

FORM APPROVED:

Kristine Stone, Special Counsel

Ahlers & Cooney, P.C.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
SHEUMAKER				
MANDELBAUM				
voss				
WESTERGAARD				
TOTAL				
MOTION CARRIED			AP	PROVED

CERTIFICATE

I, P. Kay Cmelik, 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.

1		
	City	Clerk
Mayor	City	CIGIK



City of Des Moines 400 Robert D. Ray Drive Des Moines, IA 50309

Case Number: NUIS-2021-000058

Notice of Violation Case Type: Public Nuisance
Case Opened: 11/18/2021
Date of Notice: 01/24/2022
Date of Inspection: 11/18/2021

BEVERLY HELSING 1909 MONDAMIN AVE DES MOINES IA 50314

Address of Property:

1909 MONDAMIN AVE, DES MOINES IA 50314

Parcel Number:

792433278034

Legal Description:

LOT 6 ARENA ADDITION

Upon inspection of the property located at and locally knows as the Address of Property shown above, located in Des Moines, Iowa, ("Property"), there was/were found to be violation(s) of the Municipal Code of the City of Des Moines, Iowa. It has been determined from that inspection that the dwelling currently constitutes a danger to health and safety to the public and is a public nuisance.

We are notifying you that you have the time set out in this notice (below under "Compliance Due Date") to abate the following violation(s) and complete the required remedial action.

VIOLATION(S)

Violation	Corrective Action	Compliance Due Date
60-191 - Vacation and Abatement	MAIN STRUCTURE THROUGHOUT Vacate the structure until nuisance has been abated and is no longer declared a public nuisance.	02/16/2022
60-192(12) - Dangerous Structure or Premise - Abandoned	MAIN STRUCTURE THROUGHOUT Demolish the abandoned structure or premises, OR, repair, replace, or renovate the abandoned building or structure to a state such that it is no longer a nuisance or hazard to the public.	02/16/2022

60-192(3) - Dangerous Structure or Premise - Damaged

MAIN STRUCTURE THROUGHOUT

Repair or replace any portion of a building, structure or appurtenance that has been damaged by fire, earthquake, wind, flood, deterioration, neglect, abandonment, vandalism or by any other cause to such an extent that it is likely to partially or completely collapse, or to become detached or dislodged.

*ALL ELECTRICAL, MECHANICAL, PLUMBING AND STUCTURAL COMPONENTS THROUGHOUT THE STRUCTRETHAT ARE IN NEED OF REPLACEMENT OR REPAIR ARE TO BE BROUGHT TO MINIMUM CODE REQUIREMENTS WITH NECESSARY PERMITS AS REQUIRED TO MEET THE CITY CODES.

*FOUNDATION NEEDS ENGINEERS REPORT. REPAIR PER ENGINEER'S REPORT. BUILDING PERMIT MAY BE REQUIRED.

*UNABLE TO GAIN ACCESS INTO STRUCTURE, POSSIBLE MORE VIOLATIONS.
*REPAIR OR REPLACE ALL DAMAGED OR MISSING WINDOWS AS NEEDED. PERMIT REQUIRED IF CHANGING OPENING SIZE.

60-192(4) - Dangerous Structure or Premise - Insufficient Strength or Stability

MAIN STRUCTURE THROUGHOUT
Repair or replace any portion of a building, or any member, appurtenance, or ornamentation on the exterior of the structure that is not of sufficient strength or stability, or is not so anchored, attached or fastened in place so as to be capable of resisting natural or artificial loads of one and one-half the original designed value.

60-192(5) - Dangerous Structure or Premise - Dilapidated or Deteriorated

MAIN STRUCTURE THROUGHOUT
Repair or replace the building or structure, or part of a structure which is likely to partially or completely collapse because of dilapidation, deterioration, decay, faulty construction, the removal of movement of some portion of the ground necessary for the support, or for any other reason, or some portion of the foundation or underpinning of the building or structure is likely to fail or give way.

02/16/2022

02/16/2022

02/16/2022

60-192(6) - Dangerous Structure or Premise - Unsafe	MAIN STRUCTURE THROUGHOUT Vacate and secure any structure that is clearly unsafe for its use and occupancy, OR, demolish the structure after obtaining required permit, OR repair or replace the building or structure, or any portion thereof, that is clearly unsafe for its use and occupancy.	02/16/2022
60-192(7) - Dangerous Structure or Premise - Attractive Nuisance, Harbor for Vagrants	MAIN STRUCTURE THROUGHOUT Vacate and secure the structure, OR, repair or replace the building or structure that is neglected, damaged, dilapidated, unsecured or abandoned so as to become an attractive nuisance to children, becomes a harbor for vagrants, criminals or immoral persons, or enables persons to resort to the building or structure for committing a nuisance or an unlawful act.	02/16/2022
60-192(9) - Dangerous Structure or Premise - Unsanitary, Unfit for Habitation	MAIN STRUCTURE THROUGHOUT Vacate and secure the structure or premises, OR, repair, replace, and/or sanitize any building or structure determined to be unsanitary, unfit for human habitation, or in such a condition that it is likely to cause sickness or disease.	02/16/2022
60-194 - Defacing and Removing Placard	Replace or restore defaced or removed placard.	02/16/2022
60-195 - Emergency Measures to Vacate	MAIN STRUCTURE THROUGHOUT Immediately vacate the building or structure.	02/16/2022

If not occupied, the structure is to remain vacant and unoccupied until occupancy is authorized by this office.

If the structure is occupied, it must be **vacated immediately**. If procedures to vacate the premises are not undertaken immediately upon receipt of this notice, and in no case later than seven (7) days, the City may seek a court order directing you to vacate the structure, pursuant to Section 60-191 and 60-192 of the Municipal Code of the City of Des Moines, Iowa.

ALL ELECTRICAL, MECHANICAL, PLUMBING, AND STRUCTURAL COMPONENTS IN NEED OF REPLACEMENT OR REPAIR, ARE TO BE BROUGHT TO MINIMUM CODE REQUIREMENTS WITH NECESSARY PERMITS AS REQUIRED TO MEET CITY CODES. Should you have any questions regarding permits, contact the Permit and Development Center at (515) 283-4200. All work performed by a contractor or you must be completed in a workmanlike manner.

If you plan to renovate the structure and it has been vacant for over a year, there may be zoning issues, which may affect the renovation plans. Please contact the Development Zoning Division at (515) 283-4207 to determine if there is anything you should be aware of.

NUIS-2021-000058 Page 3 of 4

If you decide to demolish the building or take the structure down, you will need a demolition permit.

If you cannot renovate or demolish the structure, contact me to discuss allowing the City to remove the structure. There will be costs billed out to you and possibly a judgment. It may be cheaper for you to remove the structure yourself.

If you no longer own this property, please let us know.

Unpaid costs may be collected by personal judgment, collection, or assessment to be collected as a property tax.

Should you have any questions, feel free to call. I can usually be reached between 8:00 a.m. and 9:00 a.m., Monday through Friday.

Thank you for your help,

Respectfully

Charles McClaran

Vehicle Impound Clerk Neighborhood Services

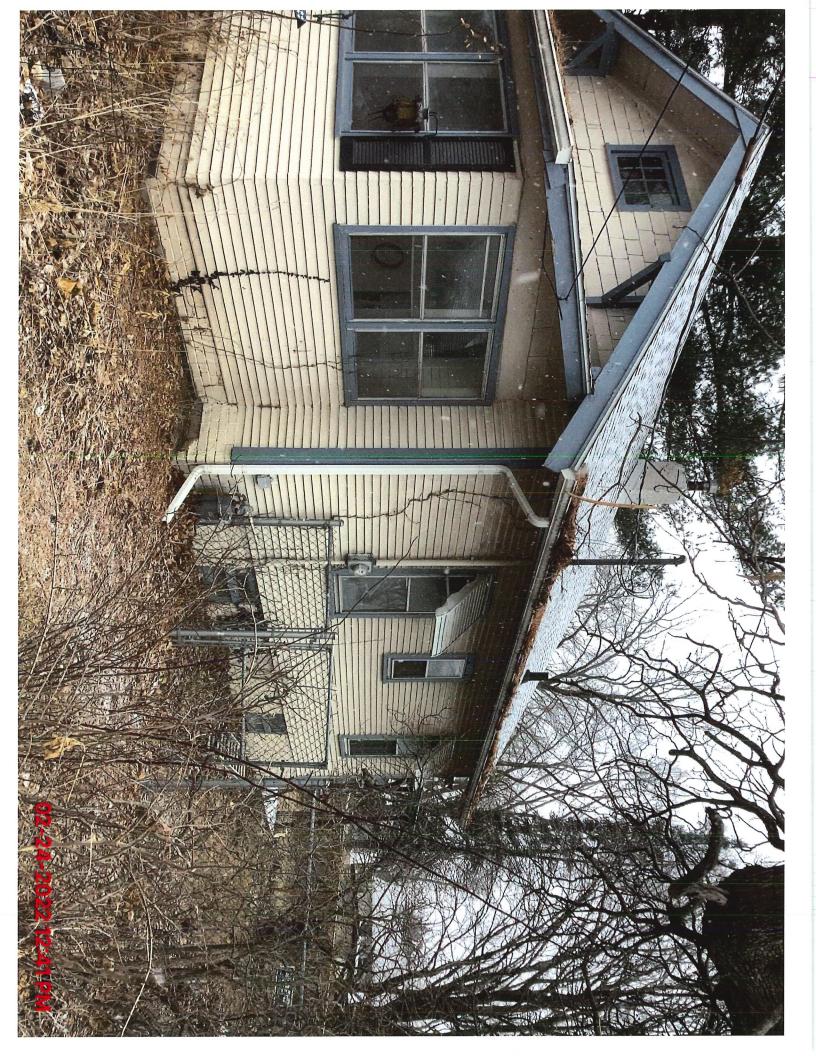
602 Robert D. Ray Drive, Des Moines, IA 50309

McClara

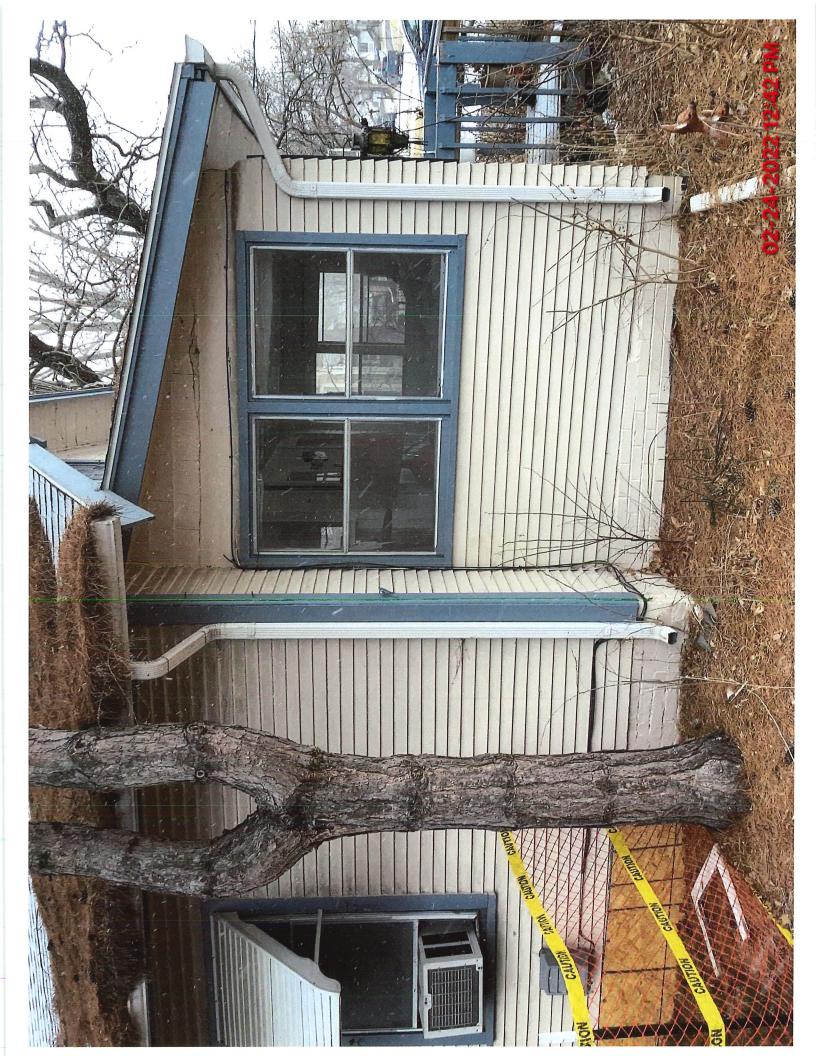
(515) 283-4722

CWMcClaran@dmgov.org







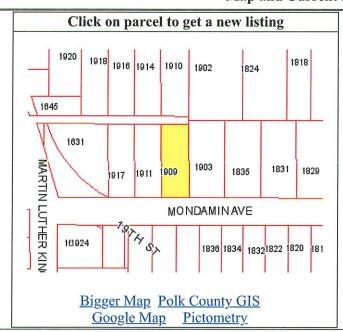


Polk County Assessor

111 Court Avenue #195 Des Moines, IA 50309-0904 (515) 286-3014 Fax (515) 286-3386 polkweb@assess.co.polk.ia.us

	Location						
Address	dress 1909 MONDAMIN AVE						
City	DES MOINES	DES MOINES Zip 50314 Jurisdiction Des Moines					
District/Parcel	080/00131-000-000	Geoparcel	7924-33-278-034	Status	Active		
School	Des Moines	Nbhd/Pocket	DM76/Z	Tax Authority Group	DEM-C-DEM- 77131		
Submarket	Northwest Des Moines	Appraiser	Joseph Peterson 515- 286-3011				

Map and Current Photos - 1 Record





Historical Photos

Ownership - 1 Record					
Ownership	Num	Name	Recorded	Book/Page	
Title Holder	1	HELSING, BEVERLY J	1998-03-06	<u>7845/329</u>	

Legal Description and Mailing Address

LOT 6 ARENA ADDITION

BEVERLY J HELSING 1909 MONDAMIN AVE DES MOINES, IA 50314-1459

Current Values

Type	Class	Kind	Land	Bldg	Total	
2021 Value	Residential	Full	\$9,000	\$12,700	\$21,700	
1 101 101 101 101 101						

Assessment Roll Notice Market Adjusted Cost Report

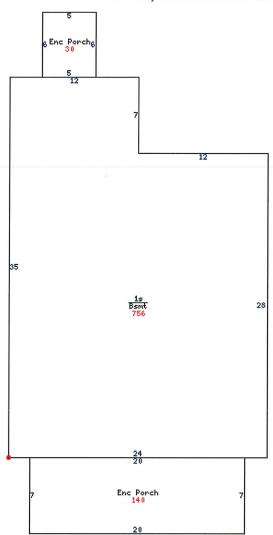
Auditor Adjustments to Value

Category	Name	Information
2021 Homestead Credit	HELSING, BEVERLY J	Application #66253

Zoning - 1 Record



Zoning	Description			SF	Assess	or Zoning
N5	N5 N5 Neighborh		5 Neighborhood District		Res	idential
City of Des Moi	nes Community I	Development Plannin	g and l	Urban Des	sign 515 283-4182	(2012-03-20)
		Land	L			
Square Feet	t 6,800	Acres		0.156	Frontage	50.0
Depth	136.0	Topography	N	Vormal	Shape	Rectangle
Vacancy	7 No	Unbuildable		No		
		Residences -	- 1 Rec	ord		
		Residenc	e #1			
Occupancy	Single Family	Residence T	уре	1 Story	Building Style	Rimogiow
Year Built	1914	Number Families		1	Grade	5+05
Condition	Poor	Total Square Foot Living Area		756	Main Living Area	/20
Basement Area	756	Enclosed Porch A	rea	170	Foundation	Brick
Exterior Wall Type	Wood Siding	Roof T	уре	Gable	Roof Material	1
Heating	Gas Forced Air	Air Condition	iing	0	Number Bathrooms	1 1
Bedrooms	2	Roc	oms	5		



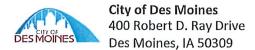
Permits - 2 Records **Type Application** Year **Permit Status** Reason Reason1 2002 Permit No Add 2001-11-13 Alterations **FOUNDATION** 1999 Permit No Add 1998-04-14 Addition FENCE (Cost \$750)

Historical Values

Yr	Type	Class	Kind	Land	Bldg	Total
2021	Assessment Roll	Residential	Full	\$9,000	\$12,700	\$21,700
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2003	Assessment Roll	Residential	Full	\$5,940	\$24,350	\$30,290
2001	Board Action	Residential	Full	\$4,430	\$19,670	\$24,100
2001	Assessment Roll	Residential	Full	\$4,430	\$19,670	\$24,100
1999	Assessment Roll	Residential	Full	\$4,970	\$15,930	\$20,900
1997	Assessment Roll	Residential	Full	\$4,070	\$13,040	\$17,110
1995	Assessment Roll	Residential	Full	\$3,790	\$12,160	\$15,950
1989	Assessment Roll	Residential	Full	\$3,280	\$10,520	\$13,800

This template was last modified on Thu Jun 3 19:39:49 2021 .



Case Number: NUIS-2021-000058

Notice of Violation

Case Type: Public Nuisance
Case Opened: 11/18/2021
Date of Notice: 01/24/2022
Date of Inspection: 11/18/2021

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NUIS-2021-000058 Page 1 of 4

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Page 3 of 4

53H

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Thank you for your help,

Respectfully

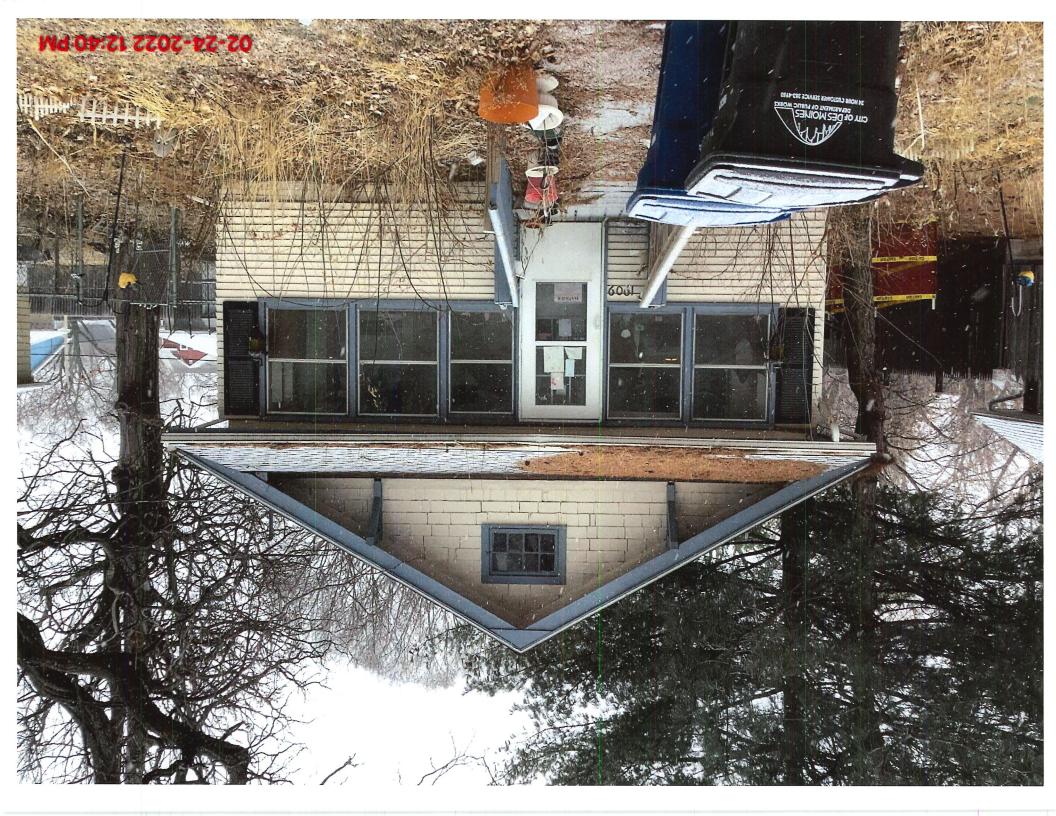
Charles McClaran Vehicle Impound Clerk Neighborhood Services

602 Robert D. Ray Drive, Des Moines, IA 50309

McClara

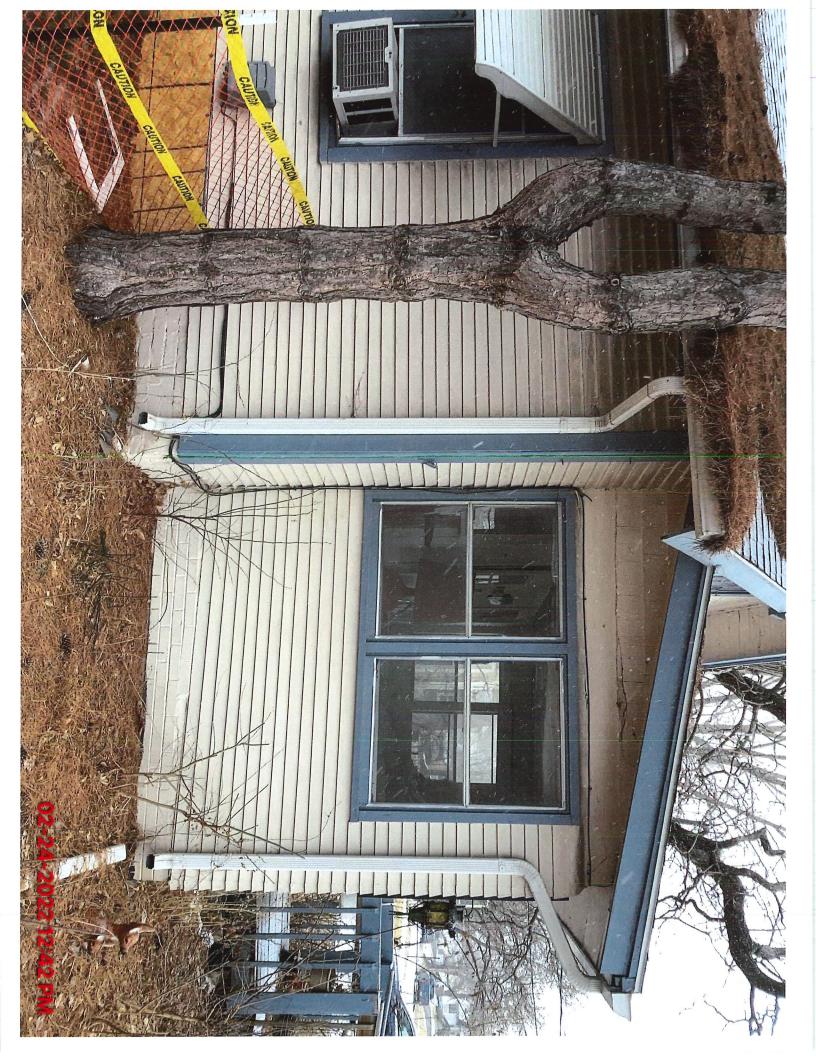
(515) 283-4722

CWMcClaran@dmgov.org







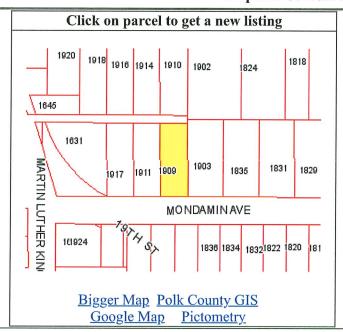


Polk County Assessor

111 Court Avenue #195 Des Moines, IA 50309-0904 (515) 286-3014 Fax (515) 286-3386 polkweb@assess.co.polk.ia.us

Location								
Address	1909 MONDAMIN	909 MONDAMIN AVE						
City	DES MOINES	Zip	50314	Jurisdiction	Des Moines			
District/Parcel	080/00131-000-000	Geoparcel	7924-33-278-034	Status	Active			
School	Des Moines	Nbhd/Pocket	DM76/Z	Tax Authority Group	DEM-C-DEM- 77131			
Submarket	Northwest Des Moines	Appraiser	Joseph Peterson 515- 286-3011					

Map and Current Photos - 1 Record





Historical Photos

Ownership - 1 Record							
Ownership	Num	Name	Recorded	Book/Page			
Title Holder	1	HELSING, BEVERLY J	1998-03-06	<u>7845/329</u>			

Legal Description and Mailing Address

LOT 6 ARENA ADDITION

BEVERLY J HELSING 1909 MONDAMIN AVE DES MOINES, IA 50314-1459

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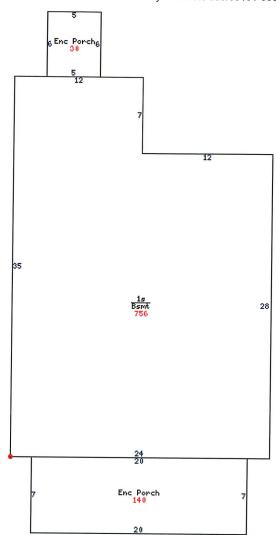
Assessment Roll Notice Market Adjusted Cost Report

Auditor Adjustments to Value

Category	Name	Information
2021 Homestead Credit	HELSING, BEVERLY J	Application #66253

Zoning - 1 Record

Zoning		Description			Assesso	or Zoning
N5	N5 Neighborh	ood District			Resi	dential
City of Des Moi	nes Community I	Development Plannin	g and l	Irban Desi	ign 515 283-4182	(2012-03-20)
		Land				
Square Feet	t 6,800	Acres		0.156	Frontage	50.0
Depth	136.0	Topography	N	Vormal	Shape	Rectangle
Vacancy	No	Unbuildable		No		
Residences - 1 Record						
		Residenc	e #1			
Occupancy	Single Family	Residence T	уре	1 Story	Building Style	Bungalow
Year Built	1914	Number Fami	ilies	1	Grade	5+05
Condition	Poor	Total Square F Living A	- 1	756	Main Living Area	756
Basement Area	756	Enclosed Porch A	rea	170	Foundation	Brick
Exterior Wall Type	Wood Siding	Roof T	ype	Gable	Roof Material	Asphalt Shingle
Heating	Gas Forced Air	Air Condition	ing	0	Number Bathrooms	1
Bedrooms	2	Roo	oms	5		



Permits - 2 Records Year Type **Permit Status Application** Reason Reason1 2002 Permit No Add 2001-11-13 Alterations FOUNDATION 1999 Permit No Add 1998-04-14 Addition FENCE (Cost \$750)

Historical Values

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Assessment Roll	Residential	Full	\$4,070		\$17,110
Assessment Roll	Residential	Full	\$3,790		\$15,950
Assessment Roll	Residential	Full	\$3,280		\$13,800
	Board Action Assessment Roll Board Action Assessment Roll Assessment Roll Assessment Roll Assessment Roll Assessment Roll	Board ActionResidentialAssessment RollResidentialBoard ActionResidentialAssessment RollResidentialAssessment RollResidentialAssessment RollResidentialAssessment RollResidentialAssessment RollResidential	Board ActionResidentialFullAssessment RollResidentialFullBoard ActionResidentialFullAssessment RollResidentialFullAssessment RollResidentialFullAssessment RollResidentialFullAssessment RollResidentialFullAssessment RollResidentialFull	Board ActionResidentialFull\$5,350Assessment RollResidentialFull\$5,940Board ActionResidentialFull\$4,430Assessment RollResidentialFull\$4,430Assessment RollResidentialFull\$4,970Assessment RollResidentialFull\$4,070Assessment RollResidentialFull\$3,790	Board Action Residential Full \$5,350 \$19,970 Assessment Roll Residential Full \$5,940 \$24,350 Board Action Residential Full \$4,430 \$19,670 Assessment Roll Residential Full \$4,430 \$19,670 Assessment Roll Residential Full \$4,970 \$15,930 Assessment Roll Residential Full \$4,070 \$13,040 Assessment Roll Residential Full \$3,790 \$12,160

This template was last modified on Thu Jun 3 19:39:49 2021.