Roll Call Number		Agen
		-

Agenda Item Number

ABATEMENT OF PUBLIC NUISANCE AT 4201 HICKMAN RD.

WHEREAS, the property located at 4201 Hickman Rd., 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, Safe Harbor Properties LLC, and the Mortgage Holders, GreenState Credit Union and Florida Growth One Trust, 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 Lot 7 in Block "B" in MARYLAND PARK, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 4201 Hickman Rd., 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
Second by	

FORM APPROVED:

Date October 2, 2023

Kristine Stone, Special Counsel Ahlers & Cooney, P.C.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
VOSS		To Charles		
WESTERGAARD				
TOTAL				
MOTION CARRIED		*	API	ROVED

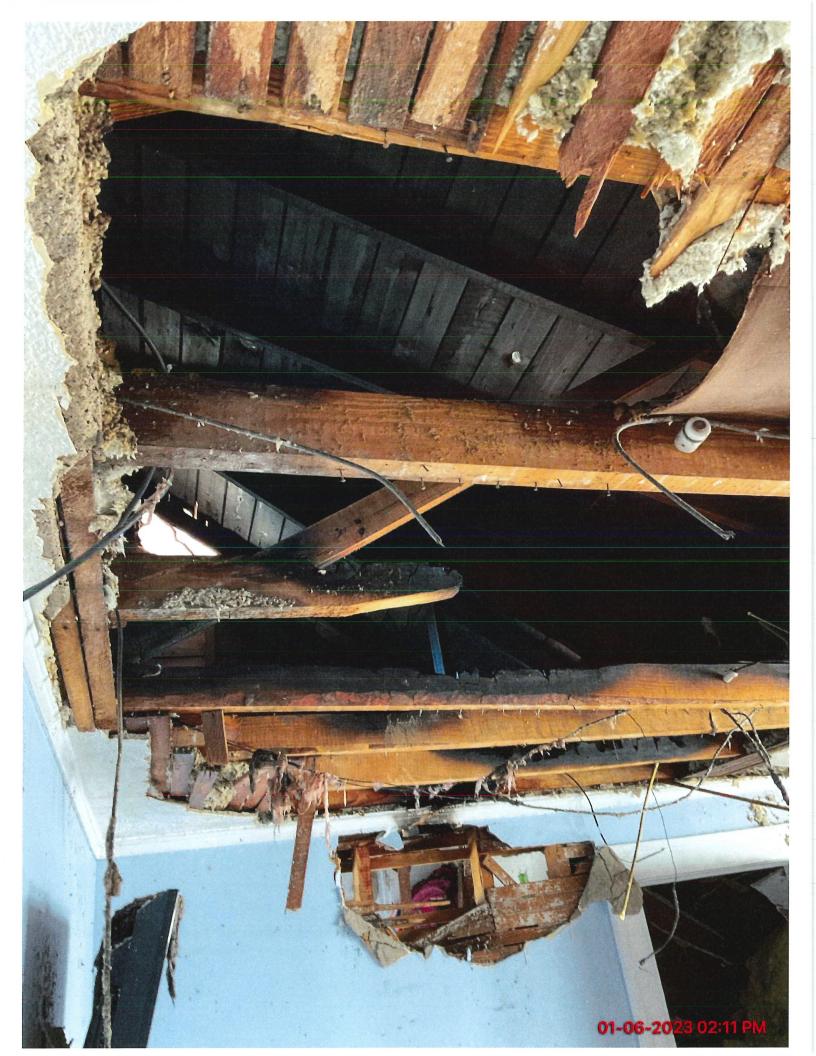
CERTIFICATE

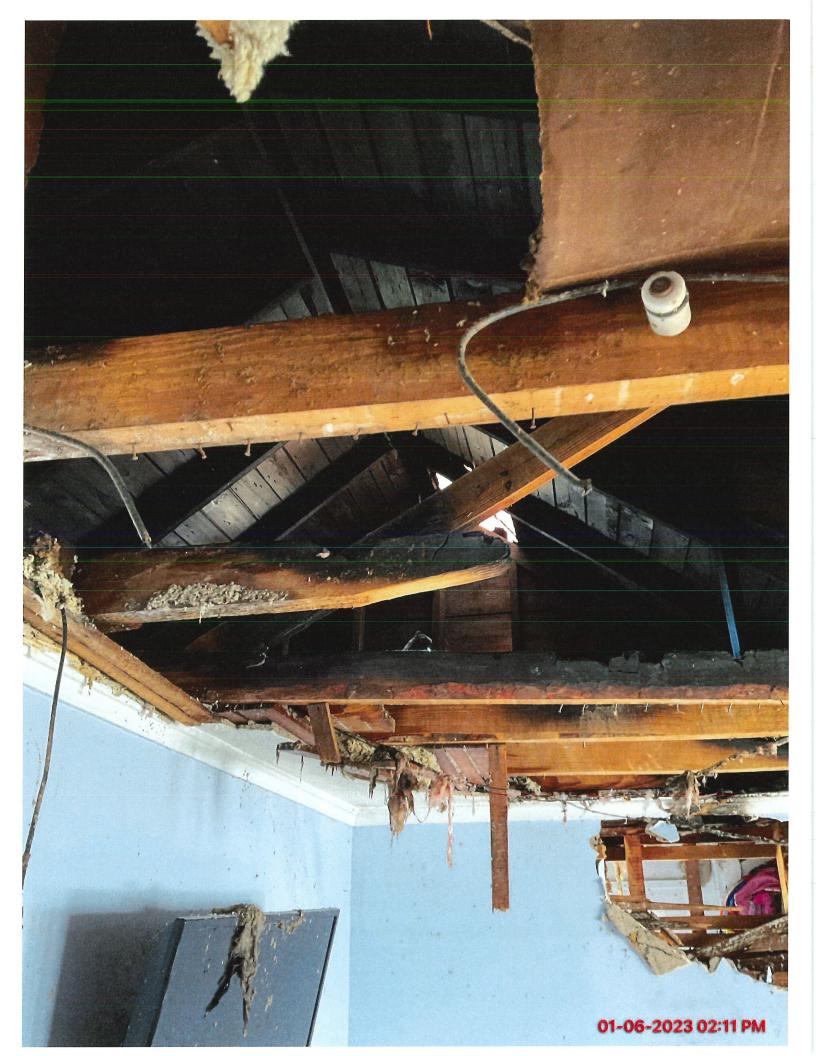
I, LAURA BAUMGARTNER, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

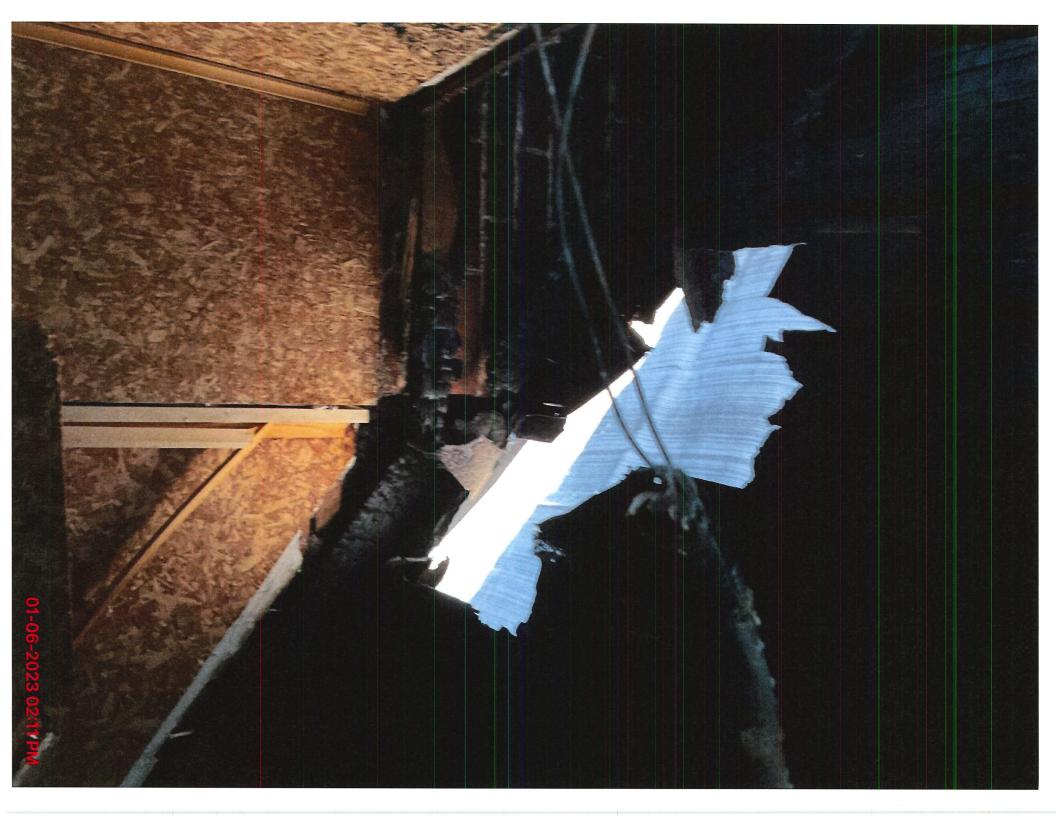
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

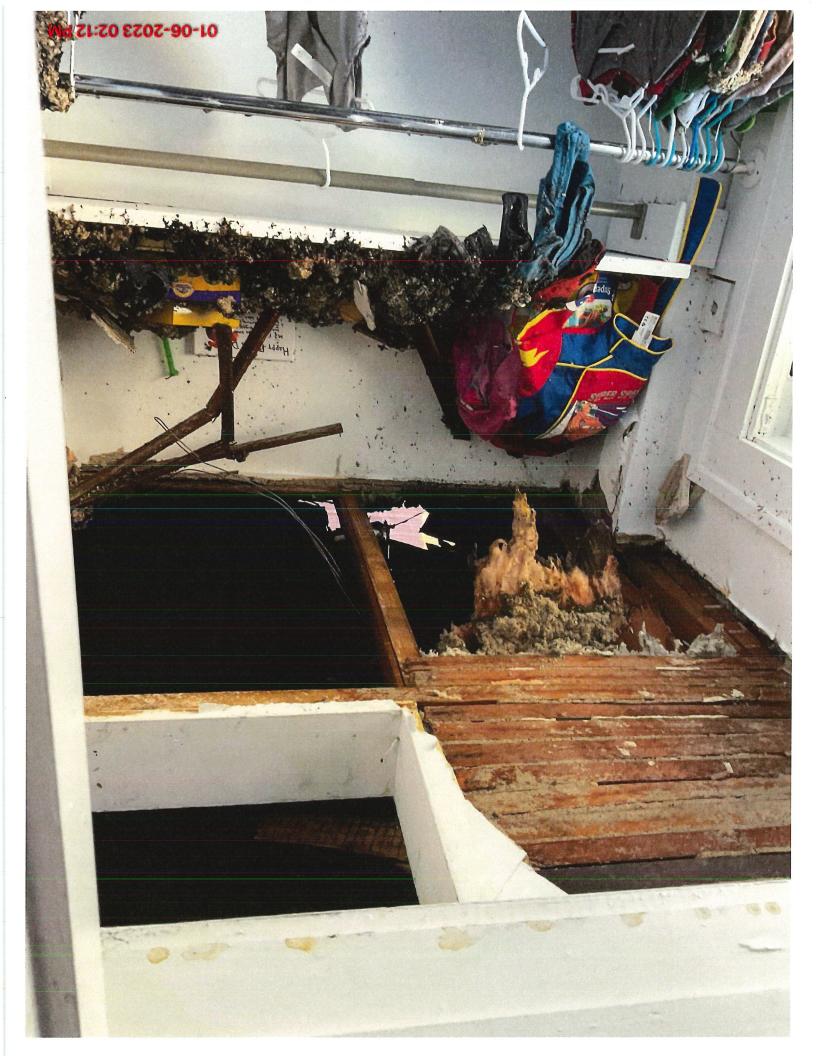
	City Cle	rl
Mayor	City Cie	111





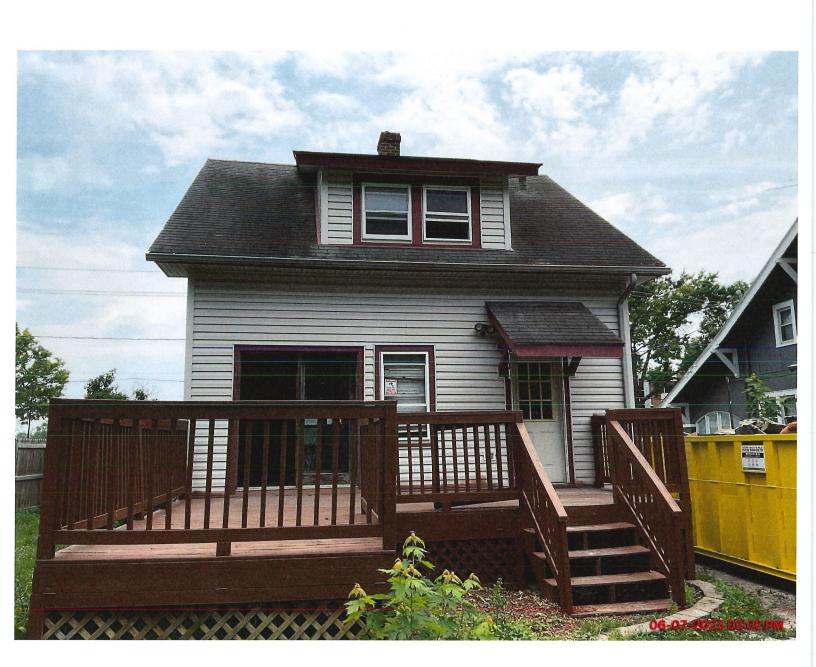












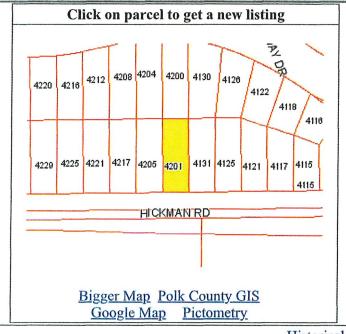


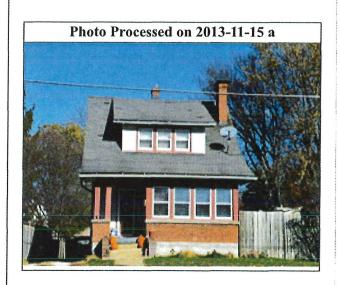
Polk County Assessor

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

Location					
Address	4201 HICKMAN RD				
City	DES MOINES	Zip	50310	Jurisdiction	Des Moines
District/Parcel	100/09087-000-000	Geoparcel	7924-29-355-031	Status	<u>Active</u>
School	Des Moines	Nbhd/Pocket	DM58/Z	Tax Authority Group	DEM-C-DEM- 77131
Submarket	Northwest Des Moines	Appraiser	Todd Griffith 515-286- 2213		

Map and Current Photos - 1 Record





Historical Photos

Ownership - 1 Record						
Ownership	Num	Name	Recorded	Book/Page		
Title Holder	1	SAFE HARBOR PROPERTIES LLC	2023-06-02	19495/165		

Legal Description and Mailing Address

LOT 7 BLK B MARYLAND PARK

SAFE HARBOR PROPERTIES LLC 1300 NE 56TH ST UNIT 57051 DES MOINES, IA 50317-9003

Current Values

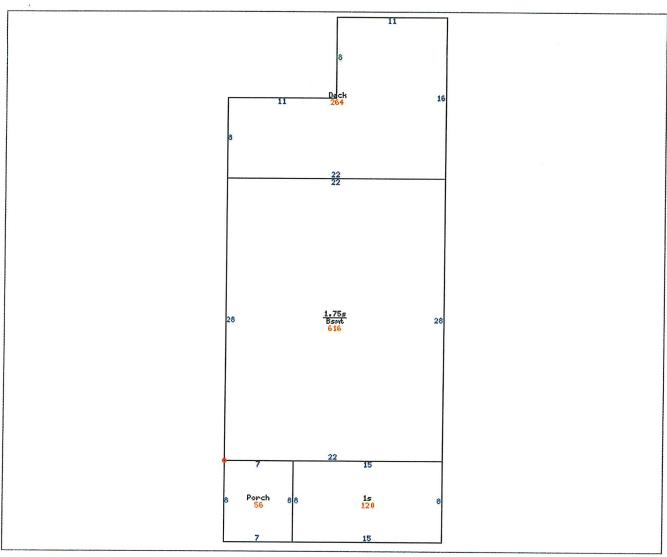
Type	Class	Kind	Land	Bldg	Total
2023 Value	Residential	Full	\$38,900	\$129,500	\$168,400

Assessment Roll Notice Market Adjusted Cost Report

Auditor Adjustments to Value

Category	Name	Information
2022 Homestead Credit	BYRUM, KIERA J	Application <u>#405831</u>

		Zoning - 1 R	ecord		
Zoning		Description	SF	Assesso	or Zoning
N4	N4 Neighborh				dential
City of Des Moin	nes Community I	Development Planning	and Urban Des	ign 515 283-4182	(2012-03-20)
		Land			
Square Feet	7,000	Acres	0.161	Frontage	50.
Depth	140.0	Topography	Normal	Shape	Rectangl
Vacancy	No	Unbuildable	No	•	
		Residences -	1 Record		
		Residence	#1		
Occupancy	Single	Residence Type	1.5	Buildin	
	Family		Stories	Styl	
Year Built	1924	Number Families	1	Grad	e 4-0:
Condition	Normal	Total Square Foot Living Area	1290	Main Livin	1 13
Upper Living Area	554	Basement Area	616	Open Porcl Are	1
Deck Area	264	Foundation	Brick	Exterior Wal	
Roof Type	Gable	Roof Material	Asphalt Shingle	Number Fireplace	-
Heating	Gas Forced Air	Air Conditioning	100	Number Bathrooms	- 1
Number Toilet Rooms	1	Number Extra Fixtures	1	Bedrooms	S 2
Rooms	5				



Sales - 7 Records

Seller	Buyer	Sale Date	Sale Price	Instrument	Book/Page
SASSATELLI, DYLAN R	SAFE HARBOR PROPERTIES LLC	2023-05-26	\$15,000	Deed	<u>19495/165</u>
JARNAGIN, DANIEL	BYRUM, KIERA J	2019-04-05	\$132,000	Deed	17290/122
SERGIO, ANTHONY	JARNAGIN, DANIEL	2008-04-14	\$110,700	Deed	12618/892
GONZALEZ, ALEX	SERGIO, ANTHONY	1997-10-31	\$73,000	Deed	7759/575
PUTBRESE, KEVIN	GONZALEZ, ALEX	1994-06-10	\$56,900	Deed	7035/62
MARTELL, LAWRENCE A	PUTBRESE, KEVIN	1993-04-02	\$49,000	Deed	<u>6749/325</u>
MARTELL, LAWRENCE A	PUTBRESE, KEVIN	1992-10-30	\$49,000	Contract	6671/162

Recent Ownership Transfers

Grantor Grantee	Instrument Recording Date Date	ng Instrument Book/Pg
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Grantor	Grantee	Instrument Date	Recording Date	Instrument Type	Book/Pg
SASSATELLI, DYLAN R BYRUM, KIERA J	SAFE HARBOR PROPERTIES LLC	2023-05-26	2023-06-02	Warranty Deed	<u>19495/165</u>
JARNAGIN, DANIEL JARNAGIN, DANIELLE	BYRUM, KIERA J SASSATELLI, DYLAN R	2019-04-05	2019-04-15	Warranty Deed	17290/122

Permits - 3 Records					
Year	Туре	Permit Status	Application	Reason	Reason1
Current	Permit	To Work	2023-08-02	Fix Damage	FIRE
2020	Pickup	Complete	2019-07-29	Review Value	PER SALE
2003	Permit	No Add	2002-05-24	Addition	FENCE

Historical Values

Yr	Туре	Class	Kind	Land	Bldg	Total
2023	Assessment Roll	Residential	Full	\$38,900	\$129,500	\$168,400
2021	Assessment Roll	Residential	Full	\$34,400	\$110,200	\$144,600
2020	Assessment Roll	Residential	Full	\$31,500	\$100,300	\$131,800
2019	Assessment Roll	Residential	Full	\$31,500	\$119,100	\$150,600
2017	Assessment Roll	Residential	Full	\$28,000	\$106,700	\$134,700
2015	Assessment Roll	Residential	Full	\$24,600	\$94,300	\$118,900
2013	Assessment Roll	Residential	Full	\$23,000	\$88,800	\$111,800
2011	Assessment Roll	Residential	Full	\$23,000	\$89,700	\$112,700
2009	Assessment Roll	Residential	Full	\$24,900	\$95,900	\$120,800
2007	Assessment Roll	Residential	Full	\$23,800	\$91,700	\$115,500
2005	Assessment Roll	Residential	Full	\$23,400	\$80,600	\$104,000
2003	Assessment Roll	Residential	Full	\$21,660	\$75,630	\$97,290
2001	Assessment Roll	Residential	Full	\$19,020	\$64,980	\$84,000
1999	Assessment Roll	Residential	Full	\$13,860	\$52,700	\$66,560
1997	Assessment Roll	Residential	Full	\$12,610	\$47,950	\$60,560
1995	Assessment Roll	Residential	Full	\$11,700	\$44,490	\$56,190
1993	Assessment Roll	Residential	Full	\$10,150	\$38,590	\$48,740
1991	Assessment Roll	Residential	Full	\$9,150	\$34,800	\$43,950
1991	Was Prior Year	Residential	Full	\$9,150	\$29,140	\$38,290

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

59C



Case Number: NUIS-2023-000003

Notice of Violation

Case Type: Public Nuisance
Case Opened: 01/06/2023
Date of Notice: 06/08/2023
Date of Inspection: 06/02/2023

SAFE HARBOR PROPERTIES LLC JAMES JOHNSON, REG. AGENT 2600 WESTOWN PKWY STE 230 WEST DES MOINES IA 50266

Address of Property:

4201 HICKMAN RD, DES MOINES IA 50310

Parcel Number:

792429355031

Legal Description:

LOT 7 BLK B MARYLAND PARK

Upon inspection of the property located at and locally knows as the Address of Property shown above, located in Des Moines, lowa, ("Property"), there was/were found to be violation(s) of the Municipal Code of the City of Des Moines, lowa. 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

Page 1 of 4

Violation	Corrective Action	Compliance Due Date
60-191 - Vacation and Abatement Any structure, dwelling, mobile home, equipment, or premise declared to be a public nuisance and unfit for human habitation or use, and so designated by the administrator, shall immediately be vacated and the nuisance shall be abated by repair, rehabilitation, demolition, or any other City-approved corrective action. The owner(s) shall be responsible for the vacation and abatement of the nuisance at such owner(s), then the nuisance may be such owner(s), then the nuisance may be abated by the city at the owner's expense. As indicated by section 60-19, the owner of land upon which a mobile home sits is a responsible owner in the event that mobile home is declared to be a public nuisance. Both the owner of the mobile home and the owner of the land upon which the mobile home sits shall be responsible for vacation and abatement of the public nuisance.	Vacate the structure.	07/10/2023
60-192(1) - Unsafe and Dangerous Structure or Premise 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.	Repair or replace all building components damaged to the point to effectively create a nuisance or a violation. All work must be done in a workmanlike manner with all required permits. MAIN STRUCTURE: 1 1/2 STORY SINGLE FAMILY DWELLING.	07/10/2023
60-192(13) - Unsafe and Dangerous Structure or Premise Structural members that have evidence of deterioration or that are not capable of safely supporting all nominal loads and load affects.	Repair or replace all structural members, floors, walls, partitions, projections, and appurtenances to be properly anchored, plumb, and of sound construction. All work must be done in a workmanlike manner with all required permits. * 2ND LEVEL: ALL AREAS AFFECTED BY FIRE DAMAGE	07/10/2023

		Compliance Due Date
	Corrective Action	07/10/2023
- 402/17\ - Unsafe and Dang	Repair or replace all deficient roof components to provide a sound, weathertight condition that provides positive drainage. All work must be done in a workmanlike manner with all required permits. FIRE DAMAGED RAFTERS, SHEATHING, PURLINS AND CEILING JOIST	V ///
supporting all nominal loads of the control of the	Repair or replace all stairs, decks, porches, landings and similar elements of building egress, including guards and handralls to a sound and properly anchored condition. All work must be done in a workmanlike manner with all required permits.	07/10/2023
all load effects. 60-192(26) - Unsafe and Dangerous Structure or Premise Where it is found that electrica system in a structure constitutes a hazard to the occupants or the structure by reasor of inadequate service, improper fusing insufficient receptacle and lightin outlets, improper wiring or installation deterioration, or damage, or for similit deterioration, or damage, or for similit	electrical systems and order all deficient elements and replace all deficient elements and equipment. All work must be done in a workmanlike manner with all required permits.	07/10/202
defects to be corrected to be hazard. 60-194 - Defacing and Removing Placard No person shall deface or remove to placard, except as authorized by the second secon	Replace or restore defaced or remove the placard.	
administrator.	and unoccupied until occupancy is autho	rized by this off

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, lowa.

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 workmanille 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.

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

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,

C Mc Clavan Charles McClaran

Neighborhood Inspector Neighborhood Services 602 Robert D. Ray Drive, Des Moines, IA 50309

(515) 283-4143 CWMcClaran@dmgov.org



Case Number: NUIS-2023-000003

Notice of Violation

Case Type: Public Nulsance
Case Opened: 01/06/2023
Date of Notice: 06/26/2023
Date of inspection: 06/02/2023

GREENSTATE CREDIT UNION 2355 LANDON RD NORTH LIBERTY IA 52317

Address of Property: Parcel Number:

4201 HICKMAN RD, DES MOINES IA 50310 792429355031

Legal Description:

LOT 7 BLK B MARYLAND PARK

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VIOLATION(S)

Compliance Due Date Corrective Action Violation

		Compliance
Violation	Corrective Action	Due Date
60-191 - Vacation and Abatement Any structure, dwelling, mobile home, equipment, or premise declared to be a public nuisance and unfit for human habitation or use, and so designated by the administrator, shall immediately be vacated and the nuisance shall be abated by repair, rehabilitation, demolition, or any other City-approved corrective action. The owner(s) shall be responsible for the vacation and abatement of the nuisance at such owner(s), then the nuisance may be abated by the city at the owner's expense. As indicated by section 60-19, the owner fol land upon which a mobile home sits is a responsible owner in the event that mobile home is declared to be a public nuisance. Both the owner of the mobile home and the owner of the land upon which the mobile home sits shall be responsible for vacation and abatement of the public nuisance.	Vacate the structure.	07/10/2023
60-192(1) - Unsafe and Dangerous Structure or Premise 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.	Repair or replace all building components damaged to the point to effectively create a nuisance or a violation. All work must be done in a workmanlike manner with all required permits. MAIN STRUCTURE: 1 1/2 STORY SINGLE FAMILY DWELLING.	07/10/2023
60-192(13) - Unsafe and Dangerous Structure or Premise Structural members that have evidence of deterioration or that are not capable of safely supporting all nominal loads and load affects.	Repair or replace all structural members, floors, walls, partitions, projections, and appurtenances to be properly anchored, plumb, and of sound construction. All work must be done in a workmanlike manner with all required permits. * 2ND LEVEL: ALL AREAS AFFECTED BY FIRE DAMAGE	07/10/2023

Violation	Corrective Action	Compliance Due Date
60-192(17) - Unsafe and Dangerous Structure or Premise Roof or roofing components that have defects that admit rain, roof surfaces with inadequate drainage, or any portion of the roof framing that is fatigued or without proper anchorage and incapable of supporting all nominal loads and resisting all load effects.	Repair or replace all deficient roof components to provide a sound, weathertight condition that provides positive drainage. All work must be done in a workmanlike manner with all required permits. FIRE DAMAGED RAFTERS, SHEATHING, PURLINS AND CEILING JOIST	07/10/2023
60-192(21) - Unsafe and Dangerous Structure or Premise Stairs, decks, porches, balconies, walking systems, landings, and all similar appurtenances attached thereto, including guards and handrails are not structurally sound, not properly anchored or that anchored with connections not capable of supporting all nominal loads and resisting all load effects.	Repair or replace all stairs, decks, porches, landings and similar elements of building egress, including guards and handrails to a sound and properly anchored condition. All work must be done in a workmanlike manner with all required permits.	07/10/2023
60-192(26) - Unsafe and Dangerous Structure or Premise Where It is found that the electrical system in a structure constitutes a hazard to the occupants or the structure by reason of inadequate service, improper fusing, insufficient receptacle and lighting outlets, improper wiring or installation, or damage, or for similar reasons, the code official shall require the defects to be corrected to eliminate the hazard.	Provide an inspection report from a licensed electrical contractor for all electrical systems and devices. Repair or replace all deficient elements and equipment. All work must be done in a workmanlike manner with all required permits.	07/10/2023
60-194 - Defacing and Removing Placard No person shall deface or remove the placard, except as authorized by the administrator.	Replace or restore defaced or removed placard.	07/10/2023

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

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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.

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.

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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, (Mc Clavan

Charles McClaran Neighborhood Inspector Neighborhood Services

602 Robert D. Ray Drive, Des Moines, IA 50309 (515) 283-4143 CWMcClaran@dmgov.org



Case Number: NUIS-2023-000003

Notice of Violation

Case Type: Public Nuisance Case Opened: 01/06/2023 Date of Notice: 06/26/2023 Date of inspection: 06/02/2023

FLORIDA GROWTH ONE TRUST 328 5TH ST WEST DES MOINES IA 50265

Address of Property: Parcel Number:

4201 HICKMAN RD, DES MOINES IA 50310 792429355031

Legal Description:

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Violation Corrective Action

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NUIS-2023-000003