



Roll Call Number

21-0470

Agenda Item Number

27B

Date March 22, 2021

ABATEMENT OF PUBLIC NUISANCE AT 255 E. 18TH ST.

WHEREAS, the property located at 255 E. 18th St., 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, L & R Real Estate LLC, was notified more than thirty days ago to repair or demolish the main structure and as of this date has 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 One (1) in Block "C" in EAST PARK PLACE, now included in and forming a part of the City of Des Moines, except the East 50 feet thereof; and the North 70 feet of Lot Five (5), of the Official Plat of the Northeast 1/4 of Section 2, Township 78, Range 24, West of the 5th P.M., Iowa, now included in and forming a part of the City of Des Moines, Polk County, Iowa except the East 50 feet thereof, and locally known as 255 E. 18th St., 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 Gatto to adopt.

FORM APPROVED:

Kristine Stone, Special Counsel

Ahlers & Cooney, P.C.

COUNCIL ACTION	YEAS	NAYS	PASS	AUSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

J.M. Franklin Cownie Mayor

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.

P. Kay Cmelik

City Clerk