



Roll Call Number

22-0713

Agenda Item Number

446

Date May 9, 2022

ABATEMENT OF PUBLIC NUISANCE AT 1315 12<sup>TH</sup> ST.

WHEREAS, the property located at 1315 12<sup>th</sup> 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 public nuisance; and

WHEREAS, the Titleholder, Virginia Johnson, 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 the North 36.5 feet of Lot Seventeen (17) and the South Eight (8) inches of Lot Eighteen (18) of Subdivision of Block "4", SUMMIT PARK, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa AND Lot 16 and South 13 1/2 feet of Lot 17 Subdivision Block 4 SUMMIT PARK, known as Fields Subdivision of Lot 19 of the Official Plat of the Southwest Quarter of Section 34, Township 79 North, Range 24 West of the 5<sup>th</sup> P.M., Polk County, Iowa, and locally known as 1315 12<sup>th</sup> 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 Boesen to adopt,  
Second by Gatto

FORM APPROVED:

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

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
BOESEN	✓			
GATTO	✓			
SHEUMAKER	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			1
MOTION CARRIED			APPROVED	

MAYOR PRO TEM

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.

City Clerk