



Roll Call Number

22-1443

Agenda Item Number

610

Date September 12, 2022

ABATEMENT OF PUBLIC NUISANCE AT 6214 SW 3rd St.

WHEREAS, the property located at 6214 SW 3rd 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 Titleholders, Janet L. Reynolds, K. Pat Reynolds and H. Kemp Reynolds, 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 14 in CORRECTED PLAT OF FIRST ADDITION TO THOMAS HEIGHTS, and that part of the following described property lying West of and adjacent to said Lot 7, described as follows: A strip of ground 50 feet wide through the SE 1/4 of the SE 1/4 of Section 28, Township 78 North, Range 24 West of the 5th P.M., Iowa, formerly the right-of-way of the Inter-Urban Railway Company, lying between the South line of Section 28, Township 78 North, Range 24, all now included in and forming a part of the City of Des Moines, Polk County, Iowa, and locally known as 6214 SW 3rd 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.

Second by Boesen

FORM APPROVED:

Kristine Stone

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

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, SHEUMAKER, VOSS, WESTERGAARD, and TOTAL (7 yeas).

MOTION CARRIED

APPROVED

J.M. Frankin Cooney Mayor

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.

Laura Baumgartner

City Clerk