

RESOLUTION NO. 50-25

A RESOLUTION APPROVING APPLICATION FOR EMINENT DOMAIN FOR PROPERTY  
LOCATED AT 703 2ND AVE SW IN THE CITY OF DYERSVILLE

WHEREAS, by Resolution No. 77-24 adopted on or about December 16, 2024, this Council found the property located at 703 2nd Ave SW in the City of Dyersville (referred to herein as the “Property”) to be a Dangerous Building as defined by Chapter 145 of the Code of Ordinances of the City and a public nuisance as defined by Chapter 50 of the Code of Ordinances and further found it to be in the best interest of the City to condemn the property pursuant to Iowa Code §364.12a in order to abate the nuisance, either by rehabilitation of the structure if possible or by demolition if rehabilitation is not feasible; and,

WHEREAS, at the City’s expense, the Property was appraised by Kane Appraisal Services of Dubuque, Iowa, which appraisal provided an appraised value of \$49,000 for the property; and,

WHEREAS, the City engaged in a good faith negotiation to purchase the property by making an offer to purchase the property for 130% of its appraised value, pursuant to § 6B.2B, Code of Iowa, which offer was rejected by the owner of the Property; and,

WHEREAS, the Council wishes to continue the eminent domain procedure pursuant to §364.12, Code of Iowa; and,

NOW, THEREFORE, IT IS RESOLVED by the Mayor and City Council of the City of Dyersville, Iowa,

The City Administrator is directed to make an application to the Chief Judge of the Iowa District Court in and for Dubuque County in the form attached hereto and incorporated herein by reference for the appointment of a commission to address eminent domain proceedings.

PASSED AND APPROVED this 21<sup>st</sup> day of April, 2025.

\_\_\_\_\_  
Jeff Jacque, Mayor

\_\_\_\_\_  
Tricia Maiers, City Clerk