MARTIN COUNTY, FLORIDA CODE ENFORCEMENT MAGISTRATE CASE NO. ENF2019050887

MARTIN COUNTY, FLORIDA,
Petitioner,

vs.

DECKER DAWN MARIE

Respondent(s),

PCN 373841007100000301

FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER

The Petitioner and Respondent hereby freely stipulate and agree to the following:

THIS MATTER having come before the Magistrate on April 16, 2025, and having heard the testimony and other evidence of the parties, and having been fully apprised of the circumstances, and based upon a preponderance of the evidence, does find as follows:

1. This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 3277 SE BIRCH AVE, STUART, FL 34997, Martin County, Florida and further described as:

Lots 3, 4 and 5, in Block 100, Golden Gate, Map Page Number IIG-03, of the Public Records of Palm Beach County, Florida.

- 2. On September 18, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to Dawn Marie Decker, for the following violation(s):
 - 67.201.B Nuisance Declared Trash, Etc.- General Ordinances, Martin County Code

Compliance was required by October 31,2019. On December 13, 2019, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$2,000.00 plus costs in the amount of \$575.00. Pursuant to Section 1.98.B, General Ordinances, Martin County Code, no code enforcement lien shall be reduced to a value less than ten percent of the total fine amount, or ten percent of the value of the property, whichever is less. The portion of the lien attributable to costs shall not be subject to reduction.

3. Staff has determined that a lien reduction is warranted. Respondent was responsible for the violation; they brought the property into compliance and have offered to pay \$200.00 plus costs in the amount of \$575.00 for a total amount of \$775.00 to resolve the outstanding fines and costs which have accrued.

4. The parties represent, under penalty of perjury that that they have read this Stipulation; that they have full authority to enter into this Stipulation; that the facts contained herein are the truth, the whole truth and nothing but the truth; and that they are signing this agreement freely and voluntarily and are under no duress to execute it.

RESPONDENT:

PETITIONER: MARTIN COUNTY, FLORIDA

arie Decker Rachel Spradle

Nuisance Abatement Coordinator

Date: 4.15.25 Date: 4-15.35

AGREED RECOMMENDED ORDER

PURSUANT TO THE STIPULATION OF THE PARTIES SET FORTH ABOVE, IT IS HEREBY RECOMMENDED TO THE BOARD OF COUNTY COMMISSIONERS, as follows:

Given that Dawn Marie Decker has offered payment in the total amount of \$200.00 plus costs in the amount of \$575.00 for a total amount of \$775.00, and said payment totals a value not less than ten percent of the total fine amount, or ten percent of the value of the property, whichever is less, plus costs in the amount of \$575.00, and Staff's determination that a reduction in the lien amount from \$2,575.00 is warranted, Dawn Marie Decker, should be ordered to pay the amount of \$775.00 within thirty (30) days of Board of County Commissioners' approval. In the event said amount is not paid within thirty (30) days, the fine should revert to the accrued amount prior to the reduction.

DONE AND ORDERED this 16th day of April, 2025.

Paul J. Nicoletti

Code Enforcement Magistrate

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