TotalBrokerage e-signature identifier: 86b207ab-0bd2-4024-ab06-d535cbded213

**MARTIN COUNTY, FLORIDA**
**CODE ENFORCEMENT MAGISTRATE**
**CASE NO. 09-0030046**

**MARTIN COUNTY, FLORIDA,**
**Petitioner,**

**vs.**

**PHYLLIS M KALBACH**
Respondent(s),

PCN 153741014000003504

## FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER

The Petitioner and Current Owner hereby freely stipulate and agree to the following:

THIS MATTER having come before the Magistrate on December 18, 2024, 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 4211 NE CHERI DR, JENSEN BEACH, FL 34957, Martin County, Florida and further described as:

   **Lot 35, of SKYLINE PARK SECOND ADDITION, according to the plat thereof, recorded in Pla Book 3, Page 109, Public Records of Martin County, Florida.**

2. On October 21, 2009, a Stipulation and Agreed Final Order was issued by the Code Enforcement Magistrate to Phyllis M. Kalbach, for the following violation(s):

   - Section 105.1 FBC - Permits When Required Incor. By Sec 21.1 General Ordinances, Martin County Code

   Compliance was required by April 21, 2010. On December 2, 2024, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of $ 532,600.00.

3. Janet Calvert is the Current Owners of the property. Pursuant to a Trustee's Deed recorded in Official Records Book 3432, Page 2110, Martin County, Florida Public Records, Respondent has no remaining interest in the property.

4. Staff has determined that a lien reduction is warranted. Current Owners were not responsible for the violation; however, they brought the property into compliance and have offered to pay $ 25,798.00 to resolve the outstanding fines which have accrued. In addition, staff has considered the $ 257,980.00 assessed value of the property.

TotalBrokerage e-signature identifier: 86b207ab-0bd2-4024-ab06-d535cbded213



5. 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.

**CURRENT OWNERS:**

12/05/2024 9:50 AM EST

Janet Calvert

**Date:** 12/05/2024

**PETITIONER: MARTIN COUNTY, FLORIDA**

Rachel R. Spradley

Rachel Spradley
Nuisance Abatement Coordinator

**Date:** 12/16/24

**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 Janet Calvert has offered payment in the total amount of $25,798.00 and Staff's determination that a reduction in the lien amount from $ 532,600.00 is warranted, Janet Calvert, should be ordered to pay the amount of $ 25,798.00 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 18th day of December, 2024.

Paul J. Nicoletti
Code Enforcement Magistrate

**This document may be reproduced upon request in an alternative format by contacting the County ADA Coordinator (772)320-3131, the County Administration office (772)288-5400, Florida Relay 711, or by completing our accessibility feedback form at www.martin.fl.us/accessibility-feedback.**