

MARTIN COUNTY, FLORIDA

CODE ENFORCEMENT MAGISTRATE

CASE NO. 07-0016287

MARTIN COUNTY, FLORIDA,
Petitioner,

vs.

FOX GROVE FARMS LLC
Respondent(s),

PCN 47384100000000407

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 March 20, 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 6155 SW LEIGHTON FARM AVE, PALM CITY, FL 34990, Martin County, Florida and further described in the Attached Deed:
2. On October 25, 2010, an Stipulation and Agreed Final Order was issued by the Code Enforcement Magistrate to Fox Grove Farms, LLC, for the following violation(s):

Section 10.1.c.1 development orders, Land Development Regulations, Martin County Code

Section 10.11.A requirements for developments and plats, Land Development Regulations, Martin County Code

Section 105.1 Florida Building Code- Required, as Incorporated by Section 21.1, General Ordinances, Martin County Code.

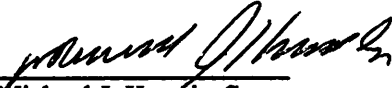
Compliance was required by January 25, 2011. On February 13, 2024, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$1,448,000.00 plus costs in the amount of \$2,902.50.


3. The property owners of 2655 SW Stoneybrook Way Hurricane Real Estate Holdings have offered to pay \$45,000.00 which represents 5 percent of property value for the property located at 6155 SW Leighton Farm Ave. The property owners of 2655 SW Stoneybrook Way have offered to pay the 5 percent of the fine for this lien in order to receive a partial release of the lien that has crossed over to this property.
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.

CURRENT OWNERS:

PETITIONER: MARTIN COUNTY, FLORIDA


Michael J. Kungis, Sr.
Manager for Hurricane Real Estate
Holdings


Rachel Spradley
Nuisance Abatement Coordinator

Date: 3-7-24

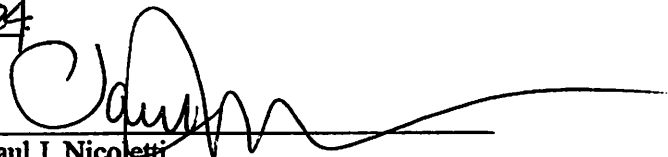
Date: 3/12/24

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 Hurricane Real Estate Holdings has offered payment in the total amount of \$45,000.00 and Staff's determination that a reduction in the lien amount from \$1,450,902.50 is warranted, Hurricane Real Estate Holdings, should be ordered to pay the amount of \$45,000.00 within thirty (30) days of Board of County Commissioners' approval. In return, the County shall execute a partial release of lien as to the 2655 SW Stoneybrook Way property, the legal description of which is Lot 38, Fox Grove, according to the map or plat thereof, as recorded in Plat Book 16, Page 6 of the Public Records of Martin County, Florida. 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 MARCH 20, 2024


Paul J. Nicoletti
Code Enforcement Magistrate

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