

MARTIN COUNTY, FLORIDA
CODE ENFORCEMENT MAGISTRATE
CASE NO. 17-0116761

MARTIN COUNTY, FLORIDA,
Petitioner,
vs.

2121 PELICAN TERRACE LAND TRUST
JONATHAN DAVID GEORGE TTEE

Respondents.

PCN 22-37-41-001-000-0022.0-3

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 August 15, 2018 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 2121 NE Pelican Terr, Jensen Beach, Martin County, Florida and further described as:

SEE ATTACHMENT "A"

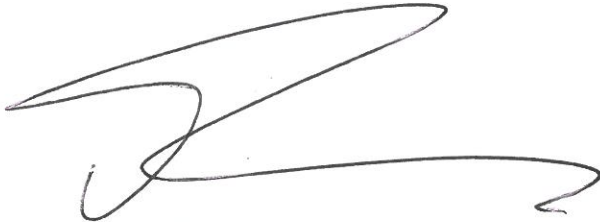
2. On January 17th, 2018, an Order Finding Violation was issued by the Code Enforcement Magistrate to 2121 NE Pelican Terrace Land Trust, Jonathan David George TTEE, for the following violations: Section 105.1 Florida Building Code (FBC) - Required, as incorporated by Section 21.1. Compliance was required by February 28, 2018. On August 1, 2018, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$15,875.00.
3. On March 29, 2018 a Quit- Claim Deed was recorded transferring ownership of the property to Nick Victor Stoyshich. The violation was minor in nature as it was a fence installed without a permit.
4. Nick Victor Stoyshich has agreed to pay \$1,587.50 to correct the outstanding fine on the property.
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.

PETITIONER:
MARTIN COUNTY, FLORIDA


RACHEL SPRADLEY

NUISANCE ABATEMENT COORDINATOR

Date: 8-8-18



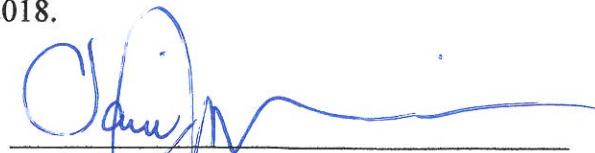
NICK VICTOR STOYSHICH
Respondent 8-6-18

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 the Respondents offer of payment in the total amount of \$1,587.50 and staff's determination that a reduction in the lien amount from \$15,875.00 is warranted, The respondent, should be ordered to pay a total amount of \$1,587.50 within thirty (30) days of County Commissioners' approval and in the event said amount is not paid within thirty (30) days, the fine should revert back to the accrued amount prior to the reduction.

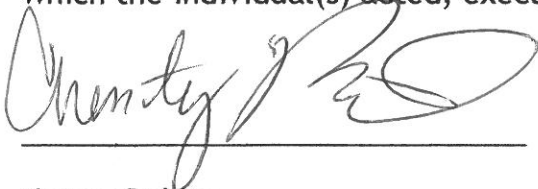
DONE AND ORDERED this 15th day of August, 2018.



Paul Nicoletti
Code Enforcement Magistrate

State of FL, County of Leon, ss:

On the 6 day of August in the year 2018, before me, the undersigned, personally appeared NICK VICTOR Stoyshich, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signatures(s) on the instrument, the individuals(s), or the person upon behalf of which the individual(s) acted, executed the instrument.



Notary Public

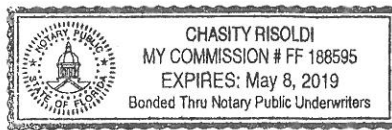


EXHIBIT "A"

LOT 22 AND THAT PORTION OF PELICAN AVENUE ADJACENT THERETO AS SHOWN ON THE SKETCH OF THE UNRECORDED PLAT OF COCONUT WAY, BEING A SUBDIVISION OF A PORTION OF THE NORTH HALF (N ½) OF GOVERNMENT LOTS 2 AND 3, SECTION 22, TOWNSHIP 37 SOUTH, RANGE 41 EAST, WHICH PROPERTY HEREBY CONVEYED IS SHOWN ON THE AFORESAID SKETCH SHADED IN RED, ATTACHED TO THAT CERTAIN DEED FROM JOHN S. MICHAELSON, A WIDOWER, TO ROBERT K. THURSTONE AND MARGRET THURSTON, HIS WIFE RECORDED IN DEED BOOK 88, PAGE 111, MARTIN COUNTY, FLORIDA.

TOGETHER WITH EASEMENT FOR THE PURPOSE OF INGRESS AND EGRESS, IN COMMON WITH OTHERS, OVER AND ACROSS PELICAN AVENUE, AS SHOWN ON THE AFORESAID SKETCH, AND ALSO AN EASEMENT FOR THE PURPOSE OF INGRESS AND EGRESS, AND ACCESS TO THE INDIAN RIVER IN COMMON WITH OTHERS, OVER AND ACROSS LOT 39, AS SHOWN ON THE AFORESAID SKETCH.

SUBJECT TO A RIGHT OF WAY FOR ROAD PURPOSES FOR THE BENEFIT OF OTHER PROPERTY OWNERS OVER AND ACROSS THE NORTH 15 FEET APPROXIMATELY OF PELICAN AVENUE, WHICH NORTH 15 FEET OF PELICAN AVENUE IS THE PORTION OF PELICAN AVENUE ADJACENT TO SAID LOT 22, UNRECORDED PLAT OF COCONUT WAY.