

MARTIN COUNTY, FLORIDA
CODE ENFORCEMENT MAGISTRATE
CASE NO. 12-0058721

MARTIN COUNTY, FLORIDA,
Petitioner,

vs.

KENT, DANIEL & BRANDY

Respondents.

PCN 30-38-42-004-047-0005.0-50000

FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER

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

THIS MATTER having come before the Magistrate on January 16, 2019, 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 5826 SE Inez Ave, Stuart, Martin County, Florida and further described as:

Lots 5, 6, 7, and 8, Block 47, Dixie park Addition No. 4, according to the Plat thereof, recorded in Plat Book 12, Page 22 of the Public Records of Martin County, Florida.

2. On July 18, 2012, the Code Enforcement Magistrate entered into an Order Finding Violation against Daniel & Brandy Kent for violation of Section 67.201.A Nuisance Declared: Weeds, Undergrowth, under General Ordinances, Martin County. An Affidavit of Compliance with Fines was recorded on December 5, 2018 in Official Records book 3030 page 135 with a total amount of \$229,675.00 in fines.

3. Deakin Investments LLC is the Current Owners. Pursuant to a Quitclaim Deed recorded in Official Records Book 2725, Page 1003, Martin County, Florida Public Records, Respondents have no remaining interest in the property.

4. Staff has determined that a lien reduction is warranted. Current Owners were not responsible for the violation, but have offered to pay \$1,000.00 to resolve the outstanding fine which has accrued. The current owners are also the ones that brought the property into compliance, and have also paid the outstanding hard cost lien for the demolition of the structure on the property in the amount of \$8,673.57. The current value of the property is listed at \$27,000.00 per the Martin County Property Appraiser's website.

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:

DEAKIN INVESTMENTS LLC:

MYRA W. BEAMS AS POWER OF

ATTORNEY FOR DEAKIN

INVESTMENTS LLC

PETITIONER: MARTIN COUNTY, FLORIDA

*Myra Beams as
POA for Deakin
Investments*

Rachel Spradley

Rachel Spradley

Nuisance Abatement Coordinator

Date:

1/16/19

Date:

1-16-19

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 Deakin Investments, LLC has offered payment in the total amount of \$1,000.00 and Staff's determination that a reduction in the lien amount from \$229,675.00 is warranted, Deakin Investment LLC should be ordered to pay the amount of \$1,000.00 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 16 day of January, 2019.

Paul Nicoletti

Paul Nicoletti

Code Enforcement Magistrate

This Instrument Prepared By
Holden Title of Stuart
Suzanne Seguso
850 NW Federal Highway
Suite 183
Stuart, FL 34994

POWER OF ATTORNEY

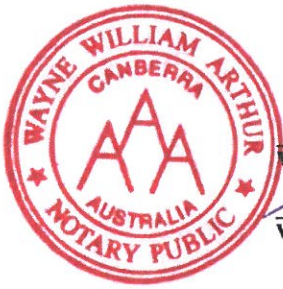
KNOW ALL MEN BY THESE PRESENTS, That I/We, **MARK HOGAN AND ROBYN HOGAN**, as Managing Members of **DEAKIN INVESTMENTS, LLC.**, a Utah Limited Liability Company, have made, constituted and appointed, and by these presents do make, constitute and appoint **MYRA BEAMS**, as our true and lawful attorney for me and in my name, place and stead, with the power and authority to: negotiate a short sale with any and all lien holders/lenders/servicers, sell and convey and effectuate real property; and the power to execute and deliver any and all documents necessary for said purpose, including but not limited to: contracts for sale, addenda to contract, deeds, bills of sale, closing statements, affidavits, or any other documents necessary to effectuate the sale and conveyance in my behalf and effectuate the closing on the following described property:

Lots 5, 6, 7 and 8, Block 47, DIXIE PARK ADDITION NO. 4, according to the Plat thereof, as recorded in Plat Book 12, Page 22, Public Records of Palm Beach (now Martin) County, Florida.

a/k/a ADDRESS : 5826 SE Inez Avenue, Stuart, Florida 34997

Giving and granting unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises as fully, to all intents and purposes as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said attorney or his substitute shall lawfully do or cause to be done by virtue hereof.

IN WITNESS WHEREOF, I/we have hereunto set my hand and seal this 21 day of DECEMBER 2018



Witness Name: WAYNE ARTHUR

Witness Name: SONIA HATHAWAY

Deakin Investments LLC., a Utah Limited Liability Company

By: Mark Hogan
Mark Hogan, Managing Member

By: Robyn Hogan
Robyn Hogan, Managing Member

AUSTRALIAN CAPITAL TERRITORY
State of
County of AUSTRALIA

The foregoing instrument was acknowledged before me this 21 day of December, 2018 by **MARK HOGAN AND ROBYN HOGAN**, as Managing Members of **DEAKIN INVESTMENTS, LLC.**, a Utah Limited Liability Company who ~~personally known or~~ produced driver's license as MARK ROBERT HOGAN 8634 RM

ROBYN ANNE HOGAN 1013 TT

Printed Name: WAYNE ARTHUR

My Commission Expires: IS NOT LIMITED BY TIME