

MARTIN COUNTY, FLORIDA  
CODE ENFORCEMENT MAGISTRATE

Case Number: 16-0107262  
Parcel Control Numbers: 3038400000000002400000 and  
3038400000000004000000

MARTIN COUNTY, FLORIDA  
Petitioner,  
v.  
CREATIVE LAND MANAGEMENT LLC  
Respondent.



Inst. # 2745992  
Bk: 3048 Pg: 2871 Pages: 1 of 3  
Recorded on: 3/28/2019 8:17 AM Doc: ORD  
Carolyn Timmann  
Clerk of the Circuit Court & Comptroller  
Martin County, FL  
Rec Fees: \$27.00

### **AMENDED STIPULATION AND AGREED FINAL ORDER**

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

1. On December 14, 2016, the Code Enforcement Magistrate approved a Stipulation and Agreed Final Order in reference to this matter.
2. Pursuant to Paragraph B. 5 of the Stipulation, Respondent has until April 12, 2019, to cease all hauling of fill material to or from the site unless otherwise authorized by an approved development order.
3. Respondent has submitted an application for a development order necessary to continue the operation and that application is currently under review.
4. In recognition of Respondent's compliance efforts, Petitioner is amenable to Respondent's request for an extension of time to April 13, 2020, to receive an approved development order, and to continue the hauling of fill material to or from the site in the interim. If Respondent does not receive approval of the development order necessary to continue the operation by April 13, 2020, all hauling of fill material to or from the site shall cease.
5. If Respondent fails to comply with the deadline established in Paragraph 4, Respondent understands that a Stop Work Order will be issued and agrees to the levy of a fine in the amount of \$200.00 per day thereafter, for each and every day of non-compliance, plus all administrative costs in enforcing the action. Pursuant to Chapter 162, Florida Statutes, no further hearing shall be required for the entry of a fine and costs. In addition, all fines and costs become liens on the property of the Respondent.
6. The parties represent, under penalty of perjury that that they have read this Amended 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; that they agree to abide by its terms; that they are signing this Amended Stipulation freely and voluntarily and are under no duress to execute it; and that Respondent intends to be bound by its terms, and the Agreed Order, below.

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Amended Stipulation and Agreed Order

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RESPONDENT: CREATIVE LAND MANAGEMENT LLC

PETITIONER: MARTIN COUNTY, FLORIDA

By: JP MBR

\_\_\_\_\_  
Jerry Mitchell

Environmental Enforcement Officer

Printed Name: Jason Pepitone

Title: Member

Date: \_\_\_\_\_

Date: 3/20/19

AGREED ORDER

THE ABOVE STIPULATION is found to have been properly executed and otherwise in order.

IT IS HEREBY ORDERED that the parties shall comply with the terms of the Stipulation. If the Respondent fails to comply with the above Amended Stipulation, the County may enforce its terms by filing a copy of this Agreed Order as a lien against the property of the Respondent.

DONE AND ORDERED in Stuart, Martin County, Florida, this 20<sup>th</sup> day of March, 2019.

\_\_\_\_\_  
Wendy Werb

Magistrate

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Amended Stipulation and Agreed Order

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RESPONDENT: CREATIVE LAND MANAGEMENT LLC

PETITIONER: MARTIN COUNTY, FLORIDA

By: \_\_\_\_\_



Jerry Mitchell

Environmental Enforcement Officer

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: March 20, 2019

Date: \_\_\_\_\_

AGREED ORDER

THE ABOVE STIPULATION is found to have been properly executed and otherwise in order.

IT IS HEREBY ORDERED that the parties shall comply with the terms of the Stipulation. If the Respondent fails to comply with the above Amended Stipulation, the County may enforce its terms by filing a copy of this Agreed Order as a lien against the property of the Respondent.

DONE AND ORDERED in Stuart, Martin County, Florida, this 20<sup>th</sup> day of March, 2019.



Wendy Werb

Magistrate