

MARTIN COUNTY, FLORIDA
CODE ENFORCEMENT MAGISTRATE
CASE NO. 16-0102861

MARTIN COUNTY, FLORIDA,
Petitioner,

vs.

MAESEL, SHAWN R

Respondent(s),

PCN 283741002006001500

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 September 18, 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 66 NE 16TH Street, Stuart, Martin County, Florida and further described as:

Lots 15, 16, and 17, Block 6, Northwood Subdivision, according to the Plat thereof, as recorded in Plat Book 1, Page 55 of the Public Records of Martin County, Florida.

2. On July 27, 2016, an Order Finding Violation was issued by the Code Enforcement Magistrate to Shawn R Maesel, for the following violation(s):
 - Section 21.122 - Doors General Ordinances, Martin County Code.
 - Section 21.121.2 - Openable Windows General Ordinances, Martin County Code.
 - 67.201.A - Nuisance Declared: Weeds, Undergrowth General Ordinances, Martin County Code.
 - 67.201.B – Nuisance Declared: Trash, Etc. General Ordinances, Martin County Code

Compliance was required by August 29, 2016. On November 27, 2017, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$ 43,275.00 plus costs in the amount of \$ 575.00.


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3. Staff has determined that a lien reduction is warranted. The Respondent brought the property into compliance and has offered to pay \$1,750.00 to resolve the outstanding fines which have accrued. In addition, staff has considered the \$ 39,190.00 assessed value of the property, plus the surplus payment in the amount of \$5,717.81 that was made to the County upon the sale of another property by the respondent.
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.

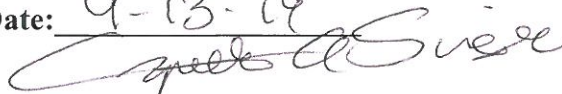
RESPONDENT:

PETITIONER: MARTIN COUNTY, FLORIDA


SHAWN R MAESEL


RACHEL SPRADLEY
NUISANCE ABATEMENT COORDINATOR



Date: 9-13-19


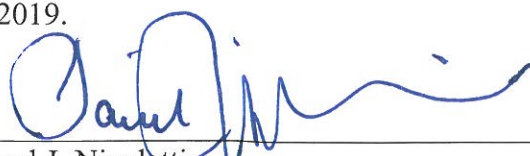
Date: 9-17-19

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 Shawn R Maesel has offered payment in the total amount of \$1,750.00 and Staff's determination that a reduction in the lien amount from \$43,850.00 is warranted, Shawn R Maesel should be ordered to pay the amount of \$ 1,750.00 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 September, 2019.


Paul J. Nicoletti
Code Enforcement Magistrate