

MARTIN COUNTY, FLORIDA
CODE ENFORCEMENT MAGISTRATE
CASE NO. ENF2019050432-01

MARTIN COUNTY, FLORIDA,
Petitioner,
vs.

CERNIGLIA ERIC J & SHERILL
Respondent(s),

PCN 403841003000006500

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 April 15, 2020, 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 85 SE NORFOLK BLVD., STUART, FL 34997, Martin County, Florida and further described as:

Easterly one-half of Lot 65 of FISHERMAN COVE, SECTION 2, PHASE 1, according to the Plat thereof recorded in Plat Book 7, page 68, Public Records of Martin County, Florida.

2. On December 18, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to ERIC J & SHERILL CERNIGLIA , for the following violation(s):
 - Section 67.201.B Trash - Nuisance Declared: Trash, Etc General Ordinances, Martin County Code.
 - Section 105.1 FBC- Permits - Permits When Required Incorporated By Sec 21.1 General Ordinances, Martin County Code.
 - Section 91.34.A Generally Inoperable - Generally Inoperable Vehicles General Ordinances, Martin County Code.
 - Section 67.201.A Weeds - Nuisance Declared: Weeds, Undergrowth General Ordinances, Martin County Code.
 - Section 3.201.C.2.H Accessory Uses- RVS - Accessory Uses - Rv's General Ordinances, Martin County Code.

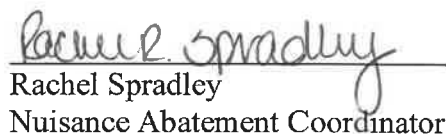
Compliance was required by January 31, 2020. On February 24, 2020, an Affidavit of Compliance/ Accrued Fines was issued reflecting an outstanding fine of \$ 3,600.00 plus costs in the amount of \$ 575.00.

3. Staff has determined that a lien reduction is warranted. The respondents have offered to pay \$1,200.00 to resolve the outstanding fines which have accrued.
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.

RESPONDENTS:

PETITIONER: MARTIN COUNTY, FLORIDA


ERIC J CERNIGLIA


Rachel Spradley
Nuisance Abatement Coordinator


SHERILL CERNIGLIA

Date: 4/7/2020

Date: 4/7/2020

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 ERIC J & SHERILL CERNIGLIA have offered payment in the total amount of \$1,200.00 and Staff's determination that a reduction in the lien amount from \$4,175.00 is warranted, ERIC J & SHERILL CERNIGLIA, should be ordered to pay the amount of \$1,200.00 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 15th day of April, 2020.


Wendy Werb
Code Enforcement Magistrate

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DONE AND ORDERED this 15th day of April, 2020.



Paul Nicoletti
Code Enforcement Magistrate