

MARTIN COUNTY, FLORIDA
CODE ENFORCEMENT MAGISTRATE
CASE NO. ENF2018070372

MARTIN COUNTY, FLORIDA,
Petitioner,

vs.

KLIER KEVIN M
Respondent(s),

PCN 543841001001002202

FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER

The Petitioner and Current Owner 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 3101 SE Orange Tree, Stuart, FL, Martin County, Florida and further described as:

Lot 22, Block 1, Section 1, HIBISCUS PARK, according to the plat thereof as recorded in Plat Book 3, Page 4, of the Public Records of Martin County, Florida.

2. On January 16, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to KLIER KEVIN M, for the following violation(s):

- Section 67.201.A. - Nuisance Declared: Weeds, Undergrowth General Ordinances, Martin County Code.
- Section 67.201.B - Nuisance Declared: Trash, Etc General Ordinances, Martin County Code.
- Section 21.115 - Roofs And Drainage General Ordinances, Martin County Code.
- Section 105.1 FBC - Permits When Required Incorporated By Sec 21.1 General Ordinances, Martin County Code.

Compliance was required by February 28, 2019. On April 26, 2019, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$ 10,800.00 plus costs in the amount of \$ 575.00.

3. Staff has determined that a lien reduction is warranted. The respondent brought the property into compliance and have offered to pay \$1,655.00 to resolve the outstanding fines which have accrued.

FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER

3. Staff has determined that a lien reduction is warranted. The respondent brought the property into compliance and have offered to pay \$1,655.00 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.

RESPONDENT:

PETITIONER: MARTIN COUNTY, FLORIDA

Kevin M Klier

Rachel E. Spradley
Rachel Spradley
Nuisance Abatement Coordinator

Date: 4/9/20

Date: 4-14-2020

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 KEVIN M Klier has offered payment in the total amount of \$1,655.00 and Staff's determination that a reduction in the lien amount from \$11,375.00 is warranted, Klier Kevin M, should be ordered to pay the amount of \$1,655.00 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 April, 2020.

Paul J. Nicoletti
Code Enforcement Magistrate

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

Rachel Spradley
Nuisance Abatement Coordinator

Date: _____


Date: _____

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 KEVIN M KLIER has offered payment in the total amount of \$1,655.00 and Staff's determination that a reduction in the lien amount from \$11,375.00 is warranted, KLIER KEVIN M, should be ordered to pay the amount of \$1,655.00 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 April, 2020.



Paul J. Nicoletti
Code Enforcement Magistrate

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