

MARTIN COUNTY, FLORIDA
CODE ENFORCEMENT MAGISTRATE
CASE NO. 15-0095293

MARTIN COUNTY, FLORIDA,
Petitioner,
vs.
FOUNTAIN PROPERTY MANAGEMENT, INC
Respondent(s),

PCN 303741011028001607

FINE REDUCTION REQUEST AND RECOMMENDATION AGAINST REDUCTION

THIS MATTER having come before the Magistrate on July 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 Request involves a parcel located at 871 NW Sunset Drive, Martin County, Florida and further described as:

LOT 16 & 17, BLOCK 28, NORTH RIVER SHORES SECT 6 ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 3 PAGE 88, OF THE PUBLIC RECORDS OF MARTIN COUNTY, FLORIDA.

2. On August 17, 2016, an Order Finding Violation was issued by the Code Enforcement Magistrate to Fountain Property Management, Inc. , for the following violation(s):
 - Section 105.1 FBC - Permits When Required Incor. By Sec 21.1 General Ordinances, Martin County Code.
 - Section 67.201.B- Nuisance Declared: Trash, Etc., General Ordinances, Martin County Code

Compliance was required by September 19, 2016. On March 25, 2020, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$39,400.00 plus costs in the amount of \$575.00.

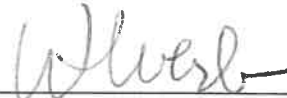
3. Staff had offered to reduce the lien amount to \$3,997.50, representing ten percent of the fine amount due plus costs. Respondent has requested all fines be waived, and has offered to pay costs in the amount of \$575.00.
4. Staff has determined that a lien reduction to \$575.00 is not warranted. The violation remained on the property for 337 days after the compliance date set in the Order. In addition, staff took into consideration the \$420,000.00 assessed value of the property.

RECOMMENDED ORDER

IT IS HEREBY RECOMMENDED TO THE BOARD OF COUNTY COMMISSIONERS, as follows:

Given that Fountain Property Management, Inc. has offered payment in the total amount of \$575.00 and Staff's determination that a reduction in the lien amount from \$39,975.00 is not warranted, Fountain Property Management, Inc.'s request for a fine reduction should be denied.

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



Wendy Werb
Code Enforcement Magistrate

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