

MARTIN COUNTY, FLORIDA  
CODE ENFORCEMENT MAGISTRATE

Case No. 15-0095293

MARTIN COUNTY, FLORIDA  
Petitioner,

v.

FOUNTAIN PROPERTY MANAGEMENT  
INC

**CERTIFIED COPY**

  
MARTIN COUNTY BUILDING DEPARTMENT

Respondent(s).

PCN #: 30-37-41-011-028-0016.0-70000

ORDER FINDING VIOLATION

THIS MATTER having come before the Code Enforcement Magistrate on August 17, 2016, and having heard the testimony of the parties, and having considered the evidence presented by the parties; and having been fully apprised of the circumstances, does find as follows:

FINDINGS OF FACT

1. The above Respondent(s), are the owners or occupants of the property located at: 871 NW SUNSET DR STUART, FL 34994-7629 and further described as North River Shores Sec 6, Lot 16, Blk 28.
2. On June 30, 2016, an inspection of the property was performed by a Martin County Code Compliance Investigator, and at that time, and continuing until August 17, 2016 the Respondent(s) did maintain conditions on the property as cited in the Notice of Violation, issued in this case.

CONCLUSIONS OF LAW

3. The Findings of Fact support, by a preponderance of the evidence, that Respondent(s) has violated: Section 105.1. Florida Building Code(FBC), - Required, as incorporated by Section 21.1, General Ordinances, Martin County Code.

COMPLIANCE

4. IT IS HEREBY ORDERED, that Respondent(s) shall comply with the above Section(s) of the Martin County Code as follows:

a. The following must be corrected by September 19, 2016 .  
Section 67.201.B - Nuisance Declared: Trash, Etc.  
TRASH AROUND DUMPSTER AREA.  
Remove all trash and debris from your property.

The following must be corrected by September 19, 2016.  
Section 105.1. Florida Building Code(FBC), - Required, as incorporated by Section 21.1, General Ordinances, Martin County Code.  
AC UNIT INSTALLED WITHOUT A PERMIT  
Apply for and receive a building permit and pass a final inspection by the Martin County Building Department or remove all unpermitted structures.

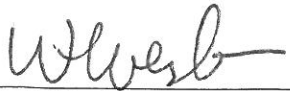
b. Respondent(s) are assessed the costs of this action in the amount of \$575.00 , as provided by law, and shall pay the same to the County at 900 SE Ruhnke St, Stuart, FL 34994, at the conclusion of today's hearing.

c. If Respondent(s) fail to comply with the requirements of this subsection, there is hereby levied a fine in the amount of \$100.00 per violation per day thereafter, for each and every day of non-compliance, and administrative costs in enforcing the action. Pursuant to Chapter 162, Florida Statutes, no further hearing shall be required for the entry of such fine and costs. In addition, all fines and costs constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent. After three months from the filing of any such lien which remains unpaid, the County Attorney is hereby authorized to foreclose on the lien or sue to recover a money judgment for the amount of the lien plus accrued interest.

d. Upon compliance the Respondent(s) shall request an inspection by contacting the County's Building Department, Code Enforcement Division at (772) 288-5505. A request for inspection must be made at least 1 day prior to the requested inspection.

5. Should the Respondent(s) come into compliance in accordance with this Order Finding Violation, and subsequently violate the same code section(s), such recurrence shall subject the Respondent(s) to an administrative fine of up to \$5,000.00 per day for every day of violation.

DONE AND ORDERED this 17<sup>th</sup> day of August, 2016.

  
Wendy Werb  
Magistrate

Copies furnished to the Parties, BY \_\_\_\_\_