

**MARTIN COUNTY, FLORIDA  
CODE ENFORCEMENT MAGISTRATE  
CASE NO. 08-0022501**

**MARTIN COUNTY, FLORIDA,  
Petitioner,  
vs.**

**CLEAVELAND DAVID S & CARLA V  
Respondent(s),**

PCN 423841002000007800

**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 15, 2021, 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 3836 SW SAVOY DR, PALM CITY, FL 34990, Martin County, Florida and further described as:

**Lot 78, of ST. LUCIE SHORES, SECTION 1, according to the Plat thereof, as recorded in Plat Book 3, Page 58, of the Public Records of Martin County, Florida.**

2. On March 18, 2009, an Order Finding Violation was issued by the Code Enforcement Magistrate to CLEAVELAND DAVID S & CARLA V, for the following violation(s):

**SECTION 105.1 FLORIDA BUILDING CODE (FBC), - REQUIRED, AS  
INCORPORATED BY SECTION 21.1, GENERAL ORDINANCES, MARTIN COUNTY  
CODE.**


Compliance was required by September 18, 2009. On November 24, 2009, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$5,900.

3. Staff has determined that a lien reduction is warranted. The respondents have offered to pay \$1,500.00 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**

  
David Cleaveland

  
Rachel Spradley  
Nuisance Abatement Coordinator

  
Carla Cleaveland

Date: 09/12/21

Date: 9/16/21


**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 CLEAVELAND DAVID S & CARLA V has offered payment in the total amount of \$1,500.00 and Staff's determination that a reduction in the lien amount from \$5,900.00 is warranted, CLEAVELAND DAVID S & CARLA V, should be ordered to pay the amount of \$1,500 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 15<sup>th</sup> day of September, 2021

2135

  
Paul J. Nicoletti  
Code Enforcement Magistrate