



Legislation Details (With Text)

File #: 20-0835

Type: Consent

Status: Agenda Ready

In control: Board of County Commissioners

On agenda: 7/28/2020

Final action:

Title: REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF JBI 2400, LLC, CASE NO. ENF2019030085-01

Sponsors:

Indexes:

Code sections:

Attachments: 1. SIGNED FINE REDUCTION ENF2019030085.pdf

Date	Ver.	Action By	Action	Result
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PLACEMENT: Consent

TITLE:

REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF JBI 2400, LLC, CASE NO. ENF2019030085-01

EXECUTIVE SUMMARY:

Pursuant to the provisions of Section 1.98B, General Ordinance, Martin County Code, the Board of County Commissioners is asked to consider approval of a Fine Reduction Stipulation and Agreed Recommended Order regarding the Code Enforcement case of JBI 2400, LLC.

DEPARTMENT: Building

PREPARED BY: **Name:** Dawn Matias
Title: Business Operations Manager

REQUESTED BY:

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

JBI 2400, LLC Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 2400 NE Indian River Drive, Jensen Beach, Martin County, Florida.

On June 17, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to JBI 2400, LLC, for the following violation(s): Section 67.201 - Nuisance Declared: Trash Etc. , Section 21.99 - Accessory Structures, Section 67.323 A - Notice of Defacement, Section 3.201.C.2.I - Accessory Uses - Commercial Equipment, Section 123.2 Tax - Local Business Taxes, General Ordinances, Martin County Code.

Compliance was required by July 31, 2019. On November 5, 2019, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$46,100.00 plus costs in the amount of \$575.00

Staff has determined that a lien reduction is warranted. The respondent brought the property into compliance and has offered to pay \$4,667.50 to resolve the outstanding fines which have accrued, which represents ten percent of the total fine due.

ISSUES:

None

LEGAL SUFFICIENCY REVIEW:

This item has been reviewed for legal sufficiency to determine whether it is consistent with applicable law, has identified and addressed legal risks, and has developed strategies for legal defensibility.

RECOMMENDED ACTION:

RECOMMENDATION

Move that the Board accept the Magistrate's recommendation that the lien on the property be reduced to \$4,667.50 and accepted as full payment.

ALTERNATIVE RECOMMENDATIONS

Pull this item from the Consent Agenda and provide staff with further direction.

FISCAL IMPACT:

RECOMMENDATION

None

Funding Source	County Funds	Non-County Funds
Subtotal		
Project Total		

ALTERNATIVE RECOMMENDATIONS

None

DOCUMENT(S) REQUIRING ACTION:

- | | | |
|--|---------------------------------------|---|
| <input type="checkbox"/> Budget Transfer / Amendment | <input type="checkbox"/> Chair Letter | <input type="checkbox"/> Contract / Agreement |
| <input type="checkbox"/> Grant / Application | <input type="checkbox"/> Notice | <input type="checkbox"/> Ordinance |
| <input type="checkbox"/> Resolution | | |
| <input type="checkbox"/> Other: | | |

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