



Legislation Details (With Text)

File #: 21-0633

Type: Consent **Status:** Agenda Ready

In control: Board of County Commissioners

On agenda: 4/27/2021 **Final action:**

Title: REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF PEGASUS I LLC CASE NUMBER ENF2019060137

Sponsors:

Indexes:

Code sections:

Attachments: 1. SIGNED FINE REDUCTION ENF2019060137.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 PEGASUS I LLC CASE NUMBER ENF2019060137

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 Pegasus I LLC.

DEPARTMENT: Building

PREPARED BY: **Name:** Rachel Spradley
Title: Nuisance Abatement Coordinator

REQUESTED BY: Pegasus I LLC

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Pegasus Fine Reduction Request

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located on an unaddressed vacant lot in Martin County, Florida:

On September 18, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to PEGASUS I LLC, for the following violation(s): 67.201.A Weeds- Nuisance Declared: Weeds, Undergrowth, General Ordinance, Martin County Code.

Compliance was required by October 31, 2019. On February 21, 2021, an Affidavit of Compliance/ Accrued Fines was issued reflecting an outstanding fine of \$ 47,000.00 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 \$5,000.00 to resolve the outstanding fines which have accrued.

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 recommendations that the lien on the property be reduced to \$5,000.00 and accepted as full payment.

ALTERNATIVE RECOMMENDATIONS

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

FISCAL IMPACT:

RECOMMENDATION

None

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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