



Legislation Details (With Text)

File #: 22-0805

Type: Consent **Status:** Agenda Ready

In control: Board of County Commissioners

On agenda: 5/17/2022 **Final action:**

Title: REQUEST FOR APPROVAL OF FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF LISA A. GALASSI, CASE NUMBER 09-0033404

Sponsors:

Indexes:

Code sections:

Attachments: 1. SIGNED FINE REDUCTION.pdf

Date	Ver.	Action By	Action	Result
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PLACEMENT: Consent

TITLE:

REQUEST FOR APPROVAL OF FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF LISA A. GALASSI, CASE NUMBER 09-0033404

EXECUTIVE SUMMARY:

Pursuant to the provisions of Section 1.98B, General Ordinances, 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 Lisa A. Galassi.

DEPARTMENT: Building

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

REQUESTED BY: Brad G. Michael & Juliet Michael

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Lisa A. Galassi Fine Reduction:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 938 SE Westminster Place, Stuart, FL 34997, Martin County, Florida.

On January 20, 2010, an Order Finding Violation was issued by the Code Enforcement Magistrate to Lisa A. Galassi for the following violation(s): Section 105.1 FBC - Permits When Required Incorporated By Section 21.1 General Ordinances, Martin County Code.

Compliance was required by February 10, 2010. On February 24, 2022, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$ 438,900.00 plus costs in the amount of \$ 575.00.

Brad G. Michael and Juliet Michael are the current owners of the property pursuant to a Warranty Deed recorded in Official Records Book 3303, Page 362, Martin County, Florida Public Records, Lisa A. Galassi has no remaining interest in the property.

Staff has determined that a lien reduction is warranted. The current owners were not responsible for the violation; however, they brought the property into compliance and have offered to pay \$20,576.00 to resolve the outstanding fines which have accrued. In addition, staff has considered the \$205,760.00 assessed value of the property which accounts for the 10 percent fine total.

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 \$20,576.00 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:

- ☐ Budget Transfer / Amendment ☐ Chair Letter ☐ Contract / Agreement
☐ Grant / Application ☐ Notice ☐ Ordinance ☐ Resolution
☐ Other:

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