



Agenda Item Summary

File ID: 19-0442

CNST-8

Meeting Date: 4/23/2019

PLACEMENT: Consent

TITLE:

REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF STEVEN E BECKETT ESTATE

EXECUTIVE SUMMARY:

Pursuant to the provisions of Section 1.98.B, General Ordinance, Martin County Code, the Board of County Commissioners is asked to consider approval of a Fine Reduction and Agreed Recommended Order regarding the Code Enforcement case of Steven E. Beckett Estate

DEPARTMENT: Building

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

REQUESTED BY: Charmar Holding, LLC and ALJEN, INC

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Charmar Holding, LLC Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 4735 SE Teri Place, Stuart, Martin County, Florida.

On January 17, 2018, an Order Finding Violation was issued by the Code Enforcement Magistrate to Steven E. Beckett Estate, for the following violation(s): Section 105.1 FBC - Permit When Required Incorporated, by Section 21.1 General Ordinances, Martin County Code.

Compliance was required by February 28, 2018. On February 4, 2019, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$33,600.00 plus costs in the amount of \$575.00.

Charmar Holding, LLC is the Current Owner of the property. Pursuant to a Certificate of Title recorded in Official Records Book 3029, Page 2075, Martin County, Florida Public Records, Respondent has no remaining interest in the property. On March 11, 2019 a Special Warranty Deed was recorded in Official Records Book 3045, Page 2340 changing ownership to Charmar Holding,

LLC and ALJEN, INC.

Staff has determined that a lien reduction is warranted. Current Owner was not responsible for the violation, brought the property into compliance and has offered to pay \$1,000.00 to resolve the outstanding fines which have accrued. In addition, staff has considered the \$89,320.00 assessed value of the property. The Current Owner paid \$22,870.00 for the property and paid the remaining balance of the mortgage in the amount of \$77,972.65.

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 \$1,000.00 and accepted as full payment.

ALTERNATIVE RECOMMENDATIONS

Pull this item from the Consent Agenda.
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:

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

☐ Other:

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