2401 SE Monterey Road
Stuart, Florida 34996

Board of County Commissioners

Agenda Item Summary

File ID: 19-0443 CNST-9 **Meeting Date:** 4/23/2019

PLACEMENT: Consent

TITLE:

REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF MADELINE GUERRERO

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 Madeline Guerrero

DEPARTMENT: Building

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

REQUESTED BY: Caxin, LLC

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Caxin, LLC Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 15826 SW 151st Street, Indiantown, Martin County, Florida.

On August 16, 2017, an Order Finding Violation was issued by the Code Enforcement Magistrate to Madeline Guerrero for the following violation(s): Section 3.201.C.2.H - Accessory Uses - RV's, Section 67.201.B - Nuisance Declared: Trash, Etc., Section 91.34.A. - Generally Inoperable Vehicles, General Ordinances, Martin County Code.

Compliance was required by September 18, 2017. On October 5, 2018, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of $60,200.00 plus costs in the amount of $575.00.

Caxin, LLC is the Current owner of the property. Pursuant to a Special Warranty Deed recorded in Official Records Book 3004, Page 382, Martin County, Florida Public Records, Respondent has no remaining interest in the property.

Staff has determined that a lien reduction is warranted. Current Owners were not responsible for the violation, brought the property into compliance and have offered to pay $6,075.70 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 recommendation that the lien on the property be reduced to $6,075.70 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:

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

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