



## Agenda Item Summary

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**File ID:** 19-0682

**CNST-12**

**Meeting Date:** 7/30/2019

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**PLACEMENT:** Consent

**TITLE:**

**REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF SUSAN SIRCHIA**

**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 and Agreed Recommended Order regarding the Code Enforcement case of Susan Sirchia.

**DEPARTMENT:** Building

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

**REQUESTED BY:** Deutsche Bank National Trust Company, as Trustee for HSI Asset Securitization Corporation Trust 2006-OPT1, Mortgage-Pass-Through Certificates, Series 2006-OPT1

**PRESET:**

**PROCEDURES:** None

**BACKGROUND/RELATED STRATEGIC GOAL:**

Deutsche Bank National Trust Company, as Trustee for HSI Asset Securitization Corporation Trust 2006-OPT1, Mortgage-Pass-Through Certificates, Series 2006-OPT1 Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 3196 SW Areca Drive, Palm City, Martin County, Florida.

On June 20, 2018, an Order Finding Violation was issued by the Code Enforcement Magistrate to Susan Sirchia for the following violation(s): Section 21.99 Accessory Structures, Damaged Garage Door, General Ordinances, Martin County Code.

Compliance was required by July 31, 2018. On December 27, 2018, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$14,800.00 plus costs in the amount of \$575.00.

Deutsche Bank National Trust Company, as Trustee for HSI Asset Securitization Corporation Trust 2006-OPT1, Mortgage-Pass-Through Certificates, Series 2006-OPT1 are the Current Owners of the

property. Pursuant to a Certificate of Title recorded in Official Records Book 3039, Page 772, 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; however, they have offered to pay \$1,575.00 to resolve the outstanding fines which have accrued, which reflects the 10% of the outstanding fine.

**ISSUES:**

None

**LEGAL SUFFICIENCY REVIEW:**

This item has been reviewed 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 \$1,575.00 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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