



Agenda Item Summary

File ID: 20-0417

CNST-9

Meeting Date: 2/18/2020

PLACEMENT: Consent

TITLE:

REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF LESLEY STUART, CASE NO. ENF2018051846

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 Lesley Stuart.

DEPARTMENT: Building

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

REQUESTED BY: Deutsche Bank National Trust Company, as Trustee for Home Equity Mortgage Loan Asset-Backed Trust Series INABS 2006-B

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Deutsche Bank National Trust Company, as Trustee for Home Equity Mortgage Loan Asset-Backed Trust Series INABS 2006-B Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 19027 SE Bryant Drive, Tequesta, Martin County, Florida.

On August 15, 2018, an Order Finding Violation was issued by the Code Enforcement Magistrate to Lesley Stuart for the following violation(s): Section 21.115 - Roofs And Drainage, Section 67.201.A - Nuisance Declared: Weeds, Undergrowth, General Ordinances, Martin County Code.

Compliance was required by September 28, 2018. On June 25, 2019, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$54,200.00 plus costs in the amount of \$575.00.

Deutsche Bank National Trust Company, as Trustee for Home Equity Mortgage Loan Asset-Backed

Trust Series INABS 2006-B is the Current Owner of the property. Pursuant to a Certificate of Title recorded in Official Records Book 3054, Page 1685, 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 brought the property into compliance and have offered to pay \$5,477.50 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 \$5,477.50 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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