



Agenda Item Summary

File ID: 20-0662

CNST-7

Meeting Date: 5/19/2020

PLACEMENT: Consent

TITLE:

REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF KEVIN M Klier, CASE NO. ENF2018070372

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 Kevin M. Klier.

DEPARTMENT: Building

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

REQUESTED BY: Kevin M. Klier

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Kevin M. Klier Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order Involves a parcel located at 3101 SE Orange Tree, Stuart, Martin County, Florida.

On January 16, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to Kevin M Klier, for the following violation(s): Section 67.201.A. - Nuisance Declared: Weeds, Undergrowth, Section 67.201.B - Nuisance Declared: Trash, Etc., Section 21.115 - Roofs and Drainage, Section 105.1 FBC - Permits When Required Incorporated by Section 21.1, General Ordinances, Martin County Code.

Compliance was required by February 28, 2019. On April 26, 2019, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$10,800.00 plus costs in the amount of \$575.00.

Staff has determined that a lien reduction is warranted. The respondent brought the property into

compliance and has offered to pay \$1,655.00 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 \$1,655.00 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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