



Board of County Commissioners

2401 SE Monterey Road
Stuart, Florida 34996

Agenda Item Summary

File ID: 20-0835

CNST-8

Meeting Date: 7/28/2020

PLACEMENT: Consent

TITLE:

REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF JBI 2400, LLC, CASE NO. ENF2019030085-01

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 Stipulation and Agreed Recommended Order regarding the Code Enforcement case of JBI 2400, LLC.

DEPARTMENT: Building

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

REQUESTED BY:

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

JB1 2400, LLC Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 2400 NE Indian River Drive, Jensen Beach, Martin County, Florida.

On June 17, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to JBI 2400, LLC, for the following violation(s): Section 67.201 - Nuisance Declared: Trash Etc. , Section 21.99 - Accessory Structures, Section 67.323 A - Notice of Defacement, Section 3.201.C.2.I - Accessory Uses - Commercial Equipment, Section 123.2 Tax - Local Business Taxes, General Ordinances, Martin County Code.

Compliance was required by July 31, 2019. On November 5, 2019, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$46,100.00 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 \$4,667.50 to resolve the outstanding fines which have accrued, which represents ten percent of the total fine due.

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 \$4,667.50 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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