



Agenda Item Summary

File ID: 20-0908

CNST-5

Meeting Date: 8/11/2020

PLACEMENT: Consent

TITLE:

REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF O'CONNOR ENTERPRISES OF SOUTH FL, LLC, CASE NO. ENF2019060314

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 O'Connor Enterprises of South FL, LLC.

DEPARTMENT: Building

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

REQUESTED BY: O'Connor Enterprises of South FL, LLC

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

O'Connor Enterprises of South FL, LLC Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 706 NE Dixie Highway, Jensen Beach, Martin County, Florida.

On September 18, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to O'Connor Enterprises of South FL, LLC, for the following violation(s): Section 67.201.B Trash - Nuisance Declared: Trash Etc., General Ordinances, Martin County Code.

Compliance was required by October 31, 2019. On June 22, 2020, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$12,300.00 plus costs in the amount of \$575.00.

Staff has determined that a lien reduction is warranted. The respondents have brought the property into compliance and have offered to pay \$1,287.50 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 \$1,287.50 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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