



Agenda Item Summary

File ID: 21-0285

CNST-5

Meeting Date: 1/12/2021

PLACEMENT: Consent

TITLE:

REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF ROBERT J. RATIGAN CASE NUMBER ENF2019030439-01

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 Robert J. Ratigan.

DEPARTMENT: Building

PREPARED BY: **Name:** Rachel Spradley
Title: Nuisance Abatement Coordinator

REQUESTED BY: Cascade Funding Mortgage Trust HB1

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Robert J. Ratigan Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel whose address is 19029 SE HILLCREST DR, JUPITER, FL 33469, located in Martin County, Florida.

On August 21, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to Robert J. Ratigan for the following violation(s): Section 67.201.A. - Nuisance Declared: Weeds, Undergrowth General Ordinances, Martin County Code. Section 21.106 Enclosures - Enclosures General Ordinances, Martin County Code. Section 3.201.C.2.I - Accessory Uses - Commercial Equipment General Ordinances, Martin County Code.

Compliance was required by September 30, 2019. On November 5, 2019, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$7,000.00 plus costs in the amount of \$ 575.00.

CASCADE FUNDING MORTGAGE TRUST HB1 is the Current Owner of the property. Pursuant to a Certificate of Title recorded in Official Records Book 3169, Page 1334, Martin County, Florida Public

Records, Respondent has no remaining interest in the property.

Staff has determined that a lien reduction is warranted. Current Owner was not responsible for the violation; however, they brought the property into compliance and have offered to pay \$1,275.00 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 \$1,275.00 and accepted as full payment.

ALTERNATIVE RECOMMENDATIONS

Pull this item from Consent Agenda and provide staff with further direction.

FISCAL IMPACT:

RECOMMENDATION

None

ALTERNATIVE RECOMMENDATIONS

None

DOCUMENT(S) REQUIRING ACTION:

- | | | |
|--|---------------------------------------|---|
| <input type="checkbox"/> Budget Transfer / Amendment | <input type="checkbox"/> Chair Letter | <input type="checkbox"/> Contract / Agreement |
| <input type="checkbox"/> Grant / Application | <input type="checkbox"/> Notice | <input type="checkbox"/> Ordinance |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Resolution | |

This document may be reproduced upon request in an alternative format by contacting the County ADA Coordinator (772) 320-3131, the County Administration Office (772) 288-5400, Florida Relay 711, or by completing our accessibility feedback form at www.martin.fl.us/accessibility-feedback <<http://www.martin.fl.us/accessibility-feedback>>.