



## Agenda Item Summary

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**File ID:** 21-0610

**CNST-8**

**Meeting Date:** 4/13/2021

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**PLACEMENT:** Consent

**TITLE:**

**REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF SALVATORE AND ADA CALIFANO CASE NUMBER ENF2019030295**

**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 Salvatore and Ada Califano.

**DEPARTMENT:** Building

**PREPARED BY:** **Name:** Rachel Spradley

**Title:** Nuisance Abatement Coordinator

**REQUESTED BY:** Salvatore and Ada Califano

**PRESET:**

**PROCEDURES:** None

**BACKGROUND/RELATED STRATEGIC GOAL:**

Salvatore and Ada Califano Fine Reduction Request

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 6980 SE Twin Oaks Cir., Stuart, FL 34953.

On August 21, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to Salvatore and Ada Califano for the following violation(s): Section 105.1 FBC- Permits - Permits When Required Incorporated By Sec 21.1 General Ordinances, Martin County Code.

Compliance was required by September 30, 2019. On March 9, 2021, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$ 52,400.00 plus costs in the amount of \$ 575.00.

Staff has determined that a lien reduction is warranted. The respondents brought the property into compliance and have offered to pay \$2,648.75 to resolve the outstanding fines which have accrued. Staff has taken into consideration the fact that the violation was a minor in nature for an expired permit and are accepting 5% of the total value of the accrued fine on this property.

**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 recommendations that the lien on the property be reduced to \$2,648.75 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   |   |

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