



Agenda Item Summary

File ID: 22-0118

CNST-9

Meeting Date: 10/19/2021

PLACEMENT: Consent

TITLE:

REQUEST FOR APPROVAL OF FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF ROBERT STEVENS, CASE NUMBER ENF2019080193

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 Stevens.

DEPARTMENT: Building

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

REQUESTED BY: United States Secretary of Housing and Urban Development

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Robert Stevens Fine Reduction:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 2379 NW Sunset Blvd., Jensen Beach.

On January 15, 2020, an Order Finding Violation was issued by the Code Enforcement Magistrate to Robert Stevens for the following violation(s): SECTION 67.201.A- NUISANCE DECLARED: WEEDS, UNDERGROWTH, GENERAL ORDINANCES, MARTIN COUNTY CODE, SECTION 21.115- ROOFS AND DRAINAGE, GENERAL ORDINANCES, MARTIN COUNTY CODE, SECTION 21.99- ACCESSORY STRUCTURES, GENERAL ORDINANCES, MARTIN COUNTY CODE, 67.201.B- NUISANCE DECLARED TRASH, ETC., GENERAL ORDINANCES, MARTIN COUNTY CODE

Compliance was required by February 28, 2020. On August 13, 2021, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$118,400.00 plus costs in the amount of \$ 575.00.

United States Secretary of Housing and Urban Development is the Current Owner of the property.

Pursuant to a HUD Foreclosure Commissioner's Deed recorded in Official Records Book 3172, Page 2295, 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, it brought the property into compliance and has offered to pay \$11,277.50 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 recommendations that the lien on the property be reduced to \$11,277.50 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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