



Board of County Commissioners

2401 SE Monterey Road
Stuart, Florida 34996

Agenda Item Summary

File ID: 22-0126

CNST-12

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 DAVID S. & CARLA V. CLEVELAND, CASE NUMBER 08-0022501

EXECUTIVE SUMMARY:

Pursuant to the provisions of Section 1.98B, General Ordinances, 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 David S. & Carla V. Cleaveland.

DEPARTMENT: Building

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

REQUESTED BY: David S. & Carla V. Cleaveland

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

David S. & Carla V. Cleaveland Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 3836 SW Savoy Dr., Palm City.

On March 18, 2009, an Order Finding Violation was issued by the Code Enforcement Magistrate to David S. and Carla V. Cleaveland for the following violation(s): SECTION 105.1 FLORIDA BUILDING CODE (FBC), - REQUIRED, AS INCORPORATED BY SECTION 21.1, GENERAL ORDINANCES, MARTIN COUNTY CODE.

Compliance was required by September 18, 2009. On November 24, 2009, an Affidavit of Compliance/Accrued Fines was issued reflecting an outstanding fine of \$5,900.

Staff has determined that a lien reduction is warranted. The Respondents have offered to pay \$1,500.00 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 recommendations that the lien on the property be reduced to \$1,500.00 and accept 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:

- ☐ Budget Transfer / Amendment ☐ Chair Letter ☐ Contract / Agreement
☐ Grant / Application ☐ Notice ☐ Ordinance ☐ Resolution
☐ Other:

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