



Board of County Commissioners

2401 SE Monterey Road
Stuart, Florida 34996

Agenda Item Summary

File ID: 22-0130

CNST-13

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 PHILIP H. REID, JR. (TR), FRANK P. CLAIR (TR) OF THE TRUST CREATED UNDER THE WILL OF JENNIE G. WHITE (ESTATE) CASE NUMBER ENF2019020470

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 Jennie G. White (Estate).

DEPARTMENT: Building

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

REQUESTED BY: Gilbert White, Anna White and Heidi White

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

Jennie G. White (Estate) Fine Reduction Request:

This Fine Reduction Stipulation and Agreed Recommended Order involves a parcel located at 2617 SW Reilley Avenue, Palm City.

On September 18, 2019, an Order Finding Violation was issued by the Code Enforcement Magistrate to Jennie G. White (Estate) for the following violation(s): Section 21.115, Roofs - Roofs And Drainage, General Ordinances, Martin County Code and Section 21.121.2, Openable Windows - Openable Windows General Ordinances, Martin County Code.

Compliance was required by October 31, 2019. On February 1, 2021, an Affidavit of Transition/Accrued Fines and costs was issued reflecting an outstanding fine of \$91,000.00 plus costs in the amount of \$ 575.00.

Gilbert White, Anna White and Heidi White are the Administrators of the Estate of Jennie G. White.

Staff has determined that a lien reduction is warranted. The Administrators have offered to pay \$1,500.00 to resolve the outstanding fines which have accrued. In addition, staff has considered the fact that the Administrators will be required to pay the County \$18,222.72 to settle the hard cost fines that the County incurred in the demolition of the residence 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 \$1,500.00 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"/> Resolution | | |
| <input type="checkbox"/> Other: | | |

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