

TOWN OF JUPITER, FLORIDA
CODE COMPLIANCE SPECIAL MAGISTRATE
210 Military Trail, Jupiter, FL 33458
Ph: 561-741-2477

Case No. 20-001128

TOWN OF JUPITER, FLORIDA
Petitioner,
v.
Charles E and Tarin Williams, Jr.

6119 Mullin St.
Jupiter, FL 33458

Respondents.

PCN: 30-42-41-15-01-018-0170
SUBDIVISION: NORTH PALM BEACH HEIGHTS UNREC
ON AM-45
ORB: 30250 PAGE: 1704
LEGAL: NORTH PALM BEACH HEIGHTS LT 17 BLK 18

ORDER NOT TO REPEAT VIOLATION AND TO ASSESS COSTS

THIS MATTER having come to be heard on October 14, 2020 before the CODE COMPLIANCE SPECIAL MAGISTRATE of the Town of Jupiter, and the SPECIAL MAGISTRATE being fully apprised of the circumstances, enters the following order:

FINDINGS OF FACT

1. Respondents are the owners or persons in charge of THE REAL PROPERTY AS DESCRIBED ABOVE, and STREET ADDRESS OF: 6119 Mullin St., Jupiter, FL.
2. On August 11, 2020, an inspection of the property was performed by the Town, and at that time the Respondents did maintain conditions on the property as cited in the Notice of Violation issued in this case.
3. Respondents received notice of the code violations cited: 27-2856(b)(1-3) and were given a reasonable time to correct said violation.
3. At the time of hearing, the violation cited above no longer exists.
4. The Town of Jupiter incurred costs in the amount of \$183.13 in prosecuting this case.

CONCLUSIONS OF LAW

1. By reason of the foregoing, the Respondents were in violation of the Code as cited in the Notice of Violation, and is therefore subject to the provisions of Chapter 8 of the Town of Jupiter Code, under the authority of Chapter 162 of Florida Statutes, as both may be amended from time to time.
2. The Town of Jupiter is entitled to recover all costs incurred in successfully prosecuting this action.

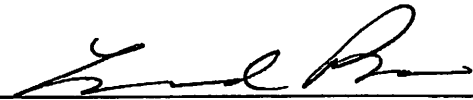
NOW IT IS THEREFORE ORDERED:

1. As the violation was corrected at the time of the hearing, no fine is imposed at this time.
2. If a **REPEAT VIOLATION** shall be committed, then and in that event, there shall be a fine imposed against Respondents in the amount of **up to \$15,000.00 per day per violation** for each day the repeat violation continues past the date set for compliance by the Code Inspector in his notice of repeat violation. The burden shall rest upon Respondents to request a re-inspection to determine whether the violation or repeat violation has been brought into compliance.

3. The Respondents are hereby ordered to pay administrative costs to the Town in the amount of **\$183.13**. This amount is due and owing as of this order, and shall be paid on or before **October 29, 2020**, failing which the Respondents may be declared in contempt of the Magistrate and a certified copy of this Order may be recorded in the public records of Palm Beach County, and thereafter shall constitute a lien against the land on which the violation exists and on any other real and personal property owned by the Respondent. Payment should be made to the Town of Jupiter at 210 Military Trail, Jupiter, Florida 33458.

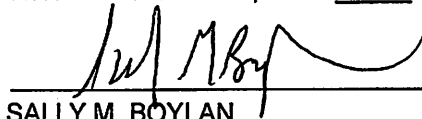
4. The Respondent may submit a written request for a hearing to challenge the fine imposed by this Order within 15 days from the date of this Order. If a hearing challenging the amount of the fine assessed is requested, testimony as to the existence of the violation is not permitted; rather the hearing is limited to the amount of the fine and costs assessed by this Order, and why a lien to recover the fines and costs should not have been authorized by this Order. The Respondent shall bear the burden of demonstrating why the fines and costs assessed herein should not constitute a Final Order Assessing Fine and authorizing the imposition of a Lien against the property. If the Respondent fails to timely make such a request, and the violation remains, the Order shall constitute a FINAL ORDER ASSESSING A FINE. The Town may record a certified copy of the Order in the Public Records of Palm Beach County, Florida, which shall constitute a lien against the Respondent's real and/or personal property and any other real or personal property owned by the Respondent; and at any time more than THREE MONTHS after its recordation the Town is hereby authorized to foreclose on the Lien of the Town against the real and/or personal property owned by the Respondent.

DONE AND ORDERED this 14th day of October, 2020.



LEONARD G. RUBIN
Magistrate

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL ORDER OF THE SPECIAL MAGISTRATE AS MAINTAINED IN THE OFFICIAL RECORDS OF THE TOWN OF JUPITER.
WITNESS MY HAND, THIS 16 DAY OF October, 2020.



SALLY M. BOYLAN
Town Clerk



AFFIDAVIT OF POSTING

Magistrate Order

Case No.: 20-001128
Date Posted: November 12, 2020
Property Owner: CHARLES E AND TARIN WILLIAMS JR
Property Address: 6119 MULLIN ST

Places of Posting: Town Hall
6119 MULLIN ST

(See Attached Copy of Posted Notice)

STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME, the undersigned authority personally appeared, ROBIN HOOD, a duly-designated Code Compliance Officer of the Town of Jupiter, who, after being duly sworn by me under oath, deposes and says:

- 1. Prior to posting this notice, the undersigned has reviewed the file of this matter and has determined that a bona fide attempt was made to hand-deliver or mail notice to the alleged violator.
2. This Affidavit of Posting shall serve to meet the notice requirements of Section 162.12, Florida Statutes.
3. This property was posted for at least ten (10) days in two (2) locations, the first being upon the property where the code violation is alleged to exist, the address of which is listed herein above, and the second being at the Jupiter Town Hall, 210 Military Trail, Jupiter, Florida 33458, in accordance with Section 162.12(2)(b), F.S. The undersigned affiant submits this affidavit as proof of compliance with the requirements of Section 162.12(2)(b), F.S.

FURTHER AFFIANT SAYETH NOT

[Handwritten signature of Robin Hood]

Personally appeared before me the undersigned authority, and acknowledged that (he)/(she) did execute the foregoing affidavit.

Sworn to and subscribed before me this 13th day of November, 2020.

[Handwritten signature of Dean M. Fowler]
Notary Public

