



REQUEST FOR VILLAGE OF ESTERO SPECIAL MAGISTRATE CODE ENFORCEMENT LIEN REDUCTION

This form is for applicants seeking to reduce the fine or assessed costs resulting from a Code Enforcement Order by the Village of Estero Special Magistrate. This form may only be used if the violation has been corrected. The process cannot be used to reduce liens imposed for other Code Enforcement processes (such as lot mowing, securing pools, or lot clean-up).

Submit this form by email to knight@estero-fl.gov

Name of Applicant: Joseph Bruce
Mailing Address: 7012 Melody Ln
City, State, Zip: Fort Wayne, IN, 46804
Phone Number: 260-740-1289
Email Address: Joebrucerealtor@gmail.com

Code Enforcement Case Number (shown on recorded Order):
Provide a copy of the recorded document OR provide an instrument number or the Official Records Book and Page numbers below.

INSTR # or Official Records Book/Page (shown on recorded Order):
Property Address: 20511 Port Dr. Estero, FL 33928
STRAP Number: 294625 E 322000 E 270

Relationship of Applicant to the property: owner

Relationship of Applicant to the violation resulting in the Order: none

Applicant was the owner of the property at the time of violation no

Applicant acquired the property after the imposition of the fine/costs

Purchased property from: Lee County Sheriff 1-4-2018

Seeking to purchase the property

Other (specify):

Has the Division of Code Enforcement verified the violation has been corrected? Yes

No

?

Who corrected the violation?

Respondent

County

New Owner

Unknown

The burden is on the Applicant to show why the fine/costs should be reduced.

SUMMARIZE YOUR REQUEST FOR FINE REVIEW, INCLUDING THE FACTORS TO BE CONSIDERED BY THE SPECIAL MAGISTRATE (Attach additional pages, if necessary):

Applicant's Signature:



Joseph Bruce

Date:

7-9-19



THE VILLAGE OF ESTERO DEPARTMENT OF
COMMUNITY DEVELOPMENT
CODE COMPLIANCE DEPARTMENT
9401 CORKSCREW PALMS CIRCLE
ESTERO, FL 33928

REQUEST FOR VILLAGE OF ESTERO SPECIAL MAGISTRATE CODE ENFORCEMENT FINE REVIEW

This form is for applicants seeking to reduce the fine or assessed costs resulting from a Code Enforcement Order by the Village of Estero Special Magistrate. This form may only be used if the violation has been corrected. The process cannot be used to reduce liens imposed for other Code Enforcement processes (such as lot mowing, securing pools, or lot clean-up).

Submit this form by email to knight@estero-fl.gov

Name of Applicant:	Joseph Bruce
Mailing Address:	7012 Melody Ln.
City, State, Zip:	Fort Wayne, In. 46804
Phone Number:	260-740-1289
Email Address:	Joebruce_realtor@gmail.com

Code Enforcement Case Number (shown on recorded Order):	17010004
Provide a copy of the recorded document OR provide an instrument number or the Official Records Book and Page numbers below.	
INSTR # or Official Records Book/Page (shown on recorded Order):	
Property Address:	20511 Port Dr. Estero, FL 33928
STRAP Number:	294 625 E 322 000 E 270

Relationship of Applicant to the property:

- Owner of the property or Owner's Representative
 Contract Purchaser
 Other (specify): _____

Relationship of Applicant to the violation resulting in the Order:

- Applicant was the owner of the property at the time of violation
 Applicant acquired the property after the imposition of the fine/costs
 Purchased property from: Lee County Sheriff 1-4-2018
 Seeking to purchase the property
 Other (specify): _____

Has the Division of Code Enforcement verified the violation has been corrected? Yes No

Who corrected the violation? Respondent County
 New Owner Unknown

The burden is on the Applicant to show why the fine/costs should be reduced.

SUMMARIZE YOUR REQUEST FOR FINE REVIEW, INCLUDING THE FACTORS TO BE CONSIDERED BY THE HEARING EXAMINER (Attach additional pages, if necessary):

From what I understand Permit # 161333-0 expired on 11-15-16 this was found on the recorder's site, but I do not know what permit was for? I spoke to one of your officers on 3-7-18 and there was nothing said to me about this.

Applicant's Signature:

Date: 7.9.19 Matt Noble Carol?

Q
Pd

When is pay out check?
Who was bonding
of King
Linda

\$20,100.00
\$140.70

IN THE CIRCUIT/COUNTY COURT FOR THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR
LEE COUNTY, FLORIDA CIVIL ACTION

MARINERS COVE HOMEOWNERS ASSOCIATION OF LEE COUNTY INC
Plaintiff
vs
BENHART, CAROLYN P, ESTATE OF BENHART, MARVIN, HEIR ET AL
Defendant

Case No. 17-CC-003015

CERTIFICATE OF TITLE

The undersigned clerk of the court certifies that he or she executed and filed a certificate of sale in this action on January 04, 2018 for the property described herein and that no objections to the sale have been filed within the time allowed for filing objections.

The following real property in Lee County, Florida:

Lot E-27, of MARINER'S COVE, according to the Plat located in the unrecorded Plat
Book 4, Page 1, Public Records of Lee County, Florida.

Was sold to: FIRST MERCHANTS PRIVATE WEALTH ADVISORS TRUSTEE FOR JOSEPH BRUCE IRA (ROTH).

Whose address is: 9031 Stelhorn Crossing Parkway
Fort Wayne, IN 46815

WITNESS my hand and the seal of the court on JAN 17 2018



Linda Doggett

LINDA DOGGETT, Clerk of Court

FILED LEE CO. FLORIDA
CLERK OF COURTS
2018 JAN 17 AM 8:03

Copies furnished to all parties
LINDA DOGGETT, Clerk of Court

By: *Linda Doggett*



OFFICE OF THE SPECIAL MAGISTRATE

VILLAGE OF ESTERO, FLORIDA

Case #: 17010004

Petitioner,

Vs

MARVIN BENHART

Respondent(s)

ORDER OF IMPOSITION OF FINE & CLAIM OF LIEN

TO: MARVIN BENHART

20511 PORT DRIVE, ESTERO, FL 33928

The Village of Estero Special Magistrate, having reviewed evidence and sworn testimony by Affidavit, enters the following Findings of Fact:

1. That the Village of Estero Special Magistrate did issue on 2/16/2017, a Final Order in the above captioned case commanding the Respondent to bring the violations specified in said Final Order into compliance or be subject to a fine in the amounts shown below commencing on the dates shown below plus an additional fine to cover costs incurred by the Village in the amount of \$90.00.

Ordinance/Regulation	Violation Description/Correction	Order Date to Comply by	Date Complied	Daily Fine
Section 105.4.1.3 Permits	Work shall be considered to be in active progress when the permit has received an approved inspection within 180 days. This provision shall not be applicable in case of civil commotion or strike or when the building work is halted due directly to judicial injunction, order or similar process. Permit # 161333-0 has expired on 11/15/2016	3/13/2017		\$250.00

2. That said violations occurred on the following described real property situate, lying and being in the Village of Estero, Florida, to-wit:

FOLIO #: 294625E322000E270

LEGAL DESCRIPTION: MARINERS COVE UNREC OR 2787 PG 2776 UNRED PB 4 PG 1 LOT E27

STREET ADDRESS: 20511 PORT DRIVE, ESTERO, FL 33928

3. That the Respondent did not comply with the Final Order on or before the date specified therein.

Upon complying with this Final Order, the Respondent **SHALL NOTIFY STANLEY KNIGHT**, The Code Enforcement Compliance Manager, who shall have the property inspected and notify the Special Magistrate Clerk if compliance has occurred.

4. A fine in the amounts shown above commencing on dates shown above is hereby confirmed and imposed. This fine shall continue to accrue until such time as the property is brought into compliance at which time the Respondent shall notify the Code Compliance Manager. Additionally, a fine of \$90.00 to cover costs incurred in the prosecution of this matter is confirmed and imposed.

5. The fine and costs shall constitute a lien against the above-described real property pursuant to Chapter 162, Florida Statutes and Article VI – Code Enforcement of the Village of Estero Code of Ordinances, as currently enacted or as may be amended from time to time. The Special Magistrate Clerk is directed to record a true copy of this order in the Public Records of Lee County, Florida. Any such lien which accrues more than (90) days after the date it is recorded and which remains unpaid, may be referred to a collection agency which shall result in the imposition of additional collection fees.

You may request, in writing, a hearing before the Special Magistrate to contest the finding of non-compliance and imposition of fines. Said hearing shall be limited to consideration of whether the violations were timely complied. A written request for a hearing **MUST BE MADE TO THE OFFICE OF THE SPECIAL MAGISTRATE AND RECEIVED WITHIN TWENTY (20) DAYS OF THE DATE OF THIS NOTICE**. You will be notified of a hearing date and time. If no timely request is received, this Order Imposing Fine and Claim of Lien entered by the Special Magistrate will be recorded in the Public Records of Lee County, constituting a lien on the subject real property.

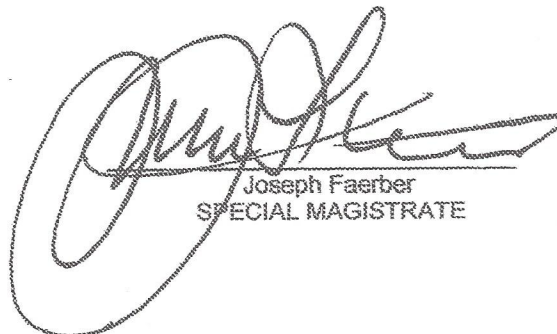
Respondents may appeal a final administrative order of the Special Magistrate for the Village of Estero to the Circuit Court. An appeal must be filed within thirty (30) days of the execution of the Order to be appealed.

DONE AND ORDERED this 16th day of March, 2017

ATTEST:

OFFICE OF THE SPECIAL MAGISTRATE
VILLAGE OF ESTERO, FLORIDA


Tobi R Tirado
SPECIAL MAGISTRATE CLERK


Joseph Faerber
SPECIAL MAGISTRATE

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 16 day of March

2017 by Joseph Faerber and Jabi R. Tico, Clerk and Special Magistrate, respectively, of the Village of Estero, who are personally known to me and who did not take an oath.

My Commission Expires:

Kathleen Sloan
NOTARY PUBLIC, State of Florida at Large

Kathleen Sloan
Print, type or stamp name of Notary
Notary Public - State of Florida
My Comm. Expires Aug 16, 2018
Commission # FF 114188

Commission Number, if any

Note: Mail your payment to the above address made payable to The Village of Estero.