

THE SUNRISE CITY  
**FORT PIERCE**  
 CODE ENFORCEMENT  
*Florida*

**REQUEST FOR A REDUCTION OR RESCINDMENT OF  
 CODE ENFORCEMENT FINES / LIENS**

Date:	08-07-2020			
Property address:	613 Emil Drive Fort Pierce FL 34982			
Owner(s) of record:	David Smart			
Mailing address:	613 Emil Drive Fort Pierce FL 34982			
Property tax ID #:	2422-602-0179-00015			
Original purchase date:	5/2009	Original purchase price:	27,000. <sup>00</sup>	
Property is used for:	<input checked="" type="radio"/> Single Family	<input type="radio"/> Multi-family	<input type="radio"/> Commercial	<input type="radio"/> Industrial
Name of person requesting reduction:	David Smart		Relationship to owner(s)	self
Telephone #:	(772) 501-0691	Mobile phone #:	(772) 501-0691	
E-mail:	groovejet2010@yahoo.com		Preferred contact method:	email or text
What are owner(s) intentions for property:	Live; Reside			
Amount of Lien:	5,300.00		Date Fine Initiated:	06-22-2020
Are there current code violations?	<input checked="" type="radio"/> No	<input type="radio"/> Yes	Explain: (please attached notice)	
Is property listed for sale?	<input checked="" type="radio"/> No	<input type="radio"/> Yes	If yes, what is listing price?	
Is property under contract for sale?	<input checked="" type="radio"/> No	<input type="radio"/> Yes	If yes, what is the sale price?	

AMOUNT OF FINE / LIEN

DOLLAR AMOUNT REQUESTING TO BE WAIVED

DOLLAR AMOUNT I AGREE TO PAY

\$ 5,300.<sup>00</sup>  
~~\$ 5,300.00~~  
 \$ ?

*David Smart* 8-10-20  
 Signature of Owner or Representative Date

David Smart  
 Printed Name

**OWNER / REPRESENTATIVE REQUEST TO PROCESS APPLICATION**

Property Address: 613 Emil Drive Fort Pierce FL 34982

I acknowledge that I have been provided a copy of Rule 17 of the Rules of Procedure for the City of Fort Pierce Code Enforcement Board and Special Magistrates and that I have read the rules and being advised as such make the following request:

I am requesting that my application for lien reduction be processed administratively through the Rules of Procedure Sec. 17(b), I understand the requirements to be met and that I waive my right to a hearing before either the Special Magistrate or Code Enforcement Board.

I am requesting that my application for lien reduction be processed administratively through the Rules of Procedure Sec. 17(d), I understand the requirements to be met and understand that the Special Magistrate will make the final determination.

I am requesting that my application for lien reduction be considered and a determination made by the City Commission of the City of Fort Pierce.

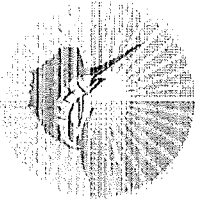
David Smart      8-10-20      David Smart  
Signature of Owner or Representative      Date      Printed Name

**COFP – APPLICATION PROCESS DETERMINATION**

Staff has reviewed the request for lien reduction and agrees to process the application as requested by the signing party.

Staff has reviewed the request for lien reduction and do not agree to process the application as requested by the signing party. The matter will be placed before the City Commission for final determination.

Margaret M. Arranz      8/12/20      Margaret M. Arranz  
City Representative      Date      Printed Name



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**REQUEST FOR REDUCTION OF PENALTY**

By completing this form, you are making statements under oath. Failure to be truthful is a violation of Fort Pierce City Code and Florida Statutes pertaining to perjury, which is a felony punishable by up to fifteen (15) years imprisonment.

**INSTRUCTIONS:**

1. Please fill in blanks completely.
2. Be specific when writing your statement. Use additional pages if necessary.
3. If you are claiming medical or financial hardship, attach supporting documentation (i.e. doctor's statement or proof of income).
4. Complete the appropriate application for lien reduction / rescindment.
5. For lot clearing or demolition liens, contact Kathy D'Arton in the Finance Department (772-467-3076) for cost / fees breakdown.
6. For code enforcement liens (those imposed by a Special Magistrate or Code Enforcement Board), contact Colleen Greer (772-467-3149) for cost / fees breakdown.
7. If you do not have access to a Notary Public, one will be provided to you by the Department at no charge. All forms must be signed in the presence of the Notary to be valid.
8. Return this form, the application and any other pertinent documentation to the Code Enforcement Department.
9. Requests for Reduction / Rescindment of code enforcement liens are governed by Rule 17 of the City's Rules & Regulation for Code Enforcement Board and Special Magistrate.

Property Address: 613 Emil Drive Fort Pierce FL 34982

Property Owner: David Smart

Mailing Address: 613 Emil Drive Fort Pierce FL 34982

Telephone #: (772) 501-0691 Cell Phone #: (772) 501-0691

E-Mail Address: Groovejet2010@yahoo.com

Is the property in compliance? yes If no, please explain in the narrative of your request.

I, David Smart, do hereby submit this Petition in request for a reduction in the total amount of the penalty imposed and in support offer the following statement:

\* please read attached

Date: 8-10-20

Signed: David Smart

Print Name: David Smart

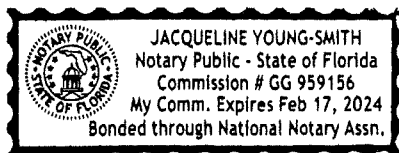
STATE OF FLORIDA

COUNTY OF ST. LUCIE

PERSONALLY APPEARED before me, the undersigned authority David Smart who acknowledged before me that the information contained herein is true and correct. He or She is / is not personally known to me and has produced DRIVER'S LICENSES as identification.

SWORN TO AND SUBSCRIBED before me this 10<sup>th</sup> day of August, 2020.

Jacqueline Young-Smith  
Notary Public, State of Florida



To: Special Magistrate

8/10/20

Honorable Judge of Special Magistrate, My name is David Smart and I reside at 613 Emil Drive Fort Pierce FL 34982. I am writing this to request a reduction of Lien from a code enforcement violation. Unfortunately I recieved one of many code violations at the same time, being this is my first time being in trouble with the City of Fort Pierce I became overwhelmed because at this very time I had to close and move out of my dream business, had complications within my family, became a victim of Harrasment (which is who notified the City of Fort Pierce on my violation). The same persons are and were at the time stalking my home and stealing my mail. I have not recieved all of the violation letters due to these persons and their theft. I made my home up to code, recieved two thank you letters from the code enforcement office dated April 21st and May 27th 2020. And I thought everything was finalized and good. I was overwhelmed with the amount of paperwork I did recieve and honestly didn't read into full detail that I would be charged fifty dollars per day for parking, or where I had to request a code enforcement officer to come by to show compliance. I even borrowed money from my wife's family to paint the house. The only reason why I parked out front to begin with was my truck, my wife's vehicle, and my trailer had been broken into on seperate occasions when we parked in the driveway near the road or along the canal. I put up spot lights in the front yard and parked under them to try and prevent future theft. Moving forward I

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- have had to file a harassment case against the family member whose stealing my mail and stalking my home and family. During these code violations my wife and I have found out that we are expecting our first child who is due this September. My wife has had various complications with the pregnancy which has become very stressful and very scary for us. Everything else like loosing my dream business, becoming financially unstable, dealing with malicious behavior from jealous family members, and code violations have all taken a backseat as I worry for my wife and baby's health. I am requesting a reduction on the lien because honestly there is no way with me not having a job and my wife having the baby next month (when she does not get maternity leave) that we can afford to pay the outstanding amount owed within the time given. We can not borrow the money from anyone as most of our family and friends have been affected financially by the COVID-19. This is our first home and can not have it foreclosed on due to parking in the front yard. This is a huge learning lesson and I will never let it happen again. I apologize for missing the court date and not handling this a lot sooner as I was unaware of the court date from stolen mail and being beyond overwhelmed. Thank you for your time and patience.

Respectfully Submitted,

David Smart

07-31-2020

8/10/20

David Smart  
613 email DR.