

RESOLUTION NO. 23-R47

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA ISSUING AN ORDER OF FINDINGS BASED UPON COMPETENT SUBSTANTIAL EVIDENCE DETERMINED AT AN APPEAL HEARING HELD ON SEPTEMBER 5, 2023 FOR THE APPEAL OF THE SPECIAL MAGISTRATE DECISION ENTERED ON JUNE 27, 2023 FOR THE PROPERTY LOCATED AT 909 NORTH 13TH STREET, FORT PIERCE, FL, PID 2404-813-0032-000/5; PROVIDING FOR APPEAL; PROVIDING FOR NOTICE TO ALL PARTIES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Pierce established Rules of Procedures for the Special Magistrate by Resolution 22-R20; and

WHEREAS, the City of Fort Pierce established Appeal Hearing Procedures for the City Commission by Resolution 20-R19; and

WHEREAS, the Appellant, The Love Center Regeneration Ministries and Fellowship, Inc., filed a request for lien reduction that was heard by the Special Magistrate on June 21, 2023; and

WHEREAS, the Special Magistrate issued an order on June 27, 2023 in case Number 96-00006085 which provided for the reduction of fines from \$25,518.50 to \$5,000.00 payable in 24 months for the property located at 909 N 13th Street, PID 2404-813-0032-000/5, owned by The Love Center Regeneration Ministries and Fellowship, Inc.; and; and

WHEREAS, an appeal of the Special Magistrate decision entered on June 27, 2023 was timely filed with the City Clerk pursuant to Rule 12 of Resolution 22-R20 asking that the City Commission reduce the lien fees; and

WHEREAS, the City Commission held an appeal hearing at its public meeting on September 5, 2023.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Fort Pierce, Florida;

SECTION 1. The record of the original hearing containing competent substantial evidence was received by the City Commission and oral arguments of the Appellant and staff were presented to the City Commission at its public meeting on September 5, 2023 in regards to the Order issued by the Special Magistrate on June 27, 2023.

SECTION 2. The City Commission, having reviewed the record of the original hearing and taken into account the arguments presented, hereby finds and orders as follows:

1. The City Commission reverses the Special Magistrate Order from June 27, 2023 and further orders that fines are reduced to \$1,735.25 payable within 12 months.

SECTION 3. A certified copy of this Resolution shall be mailed to the Appellant by the City Clerk for the City of Fort Pierce, Florida.

SECTION 4. This Resolution shall be effective immediately upon final adoption by the City Commission.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 5th day of September, 2023

Linda Hudson, Mayor

ATTEST:

Linda W. Cox, City Clerk

(SEAL)

Approved as to Form
And Correctness:

Sara Hedges
Interim City Attorney