

IN THE CIRCUIT COURT FOR THE
FIFTEENTH JUDICIAL CIRCUIT IN AND
FOR PALM BEACH COUNTY, FLORIDA

Case No. 50-2023-CA-012158-XXXX-MB
(AI)

VILLAGE OF WELLINGTON, FLORIDA,
a Florida municipal corporation,

Plaintiff,

vs.

PALM BEACH POLO, INC.,
a Florida corporation,

Defendant.

**AMENDED1 AGREED ORDER ON DEFENDANT'S MOTION TO TRANSFER LIEN
TO CASH BOND**

THIS MATTER came before the Court upon the Defendant, Palm Beach Polo, Inc.'s Unopposed Motion to Transfer Lien to Cash Bond (the "Motion"), and the Court, having reviewed the Motion, having been advised that the parties are in agreement as to entry of this Amended Order, and being otherwise fully advised in the premises, it is hereby

ORDERED AND ADJUDGED that:

1. Defendant's Motion to Transfer Lien to Cash Bond is Granted.
2. The Escrow Agreement dated July 28, 2023 and attached to the Motion to Transfer Lien to Cash Bond, and incorporated herein by reference is hereby approved and adopted by the Court and the escrowed funds shall constitute the Cash Bond.
3. The Cash Bond in the amount of \$1,392,117.04 has been received by Anthony Barbuto, Esq. of Barbuto Law Firm, PA ("Escrow Agent") who shall deposit the funds in accordance with the Escrow Agreement and who shall be paid a fee of Two Thousand Five Hundred dollars and Zero cents (\$2,500.00), for his services as escrow agent, which fee shall be paid by Defendant.
4. The Order Imposing Penalty/Lien that was recorded on April 27, 2016 in Official Records Book 28258, page 0182, of the Public Records of Palm Beach County, Florida (hereinafter, the "Lien") shall no longer constitute a lien against the land on which the violation exists and upon any other real or personal property owned by Defendant, and the Village Council is directed to execute and record the appropriate satisfactions and releases in the public records of Palm Beach County, Florida.
5. The Bond shall be disbursed in accordance with paragraph 6 of the Escrow Agreement, with further notice.
6. The Bond shall be increased if the continued accrual of interest or attorneys' fees exceed the amount of the total funds being held by the Escrow Agent.

DONE AND ORDERED in Chambers in Palm Beach County, Florida.

50-2023-CA-012158-XXXX-MB 08/24/2023
G. Joseph Curley, Jr., Circuit Judge

50-2023-CA-012158-XXXX-MB 08/24/2023
G. Joseph Curley, Jr.
Circuit Judge

Copies furnished to:

Jonathan C. Chane, Esq.; jchane@cslawfl.com

Alexander L. Domb, Esq.; alecc@aldlaw.org; gaby@aldlaw.org

1 Amended only to remove reference to Exhibit A from the Agreed Order on Defendant's Motion to Transfer Lien to Cash Bond entered August 21, 2023.

Prepared By, Record and Return to:
Chevelle D. Addie, MMC
Wellington Code Compliance
12300 Forest Hill Boulevard
Wellington, FL 33414

FILED 08/16/2023
CLERK OF CIRCUIT COURT
Palm Beach County, Florida
1200 N. US Highway 1
West Palm Beach, Florida 33411
Tel: 561-836-1234
Fax: 561-836-1235

BEFORE THE VILLAGE OF WELLINGTON SPECIAL MAGISTRATE

Village of Wellington,

Vs.

CASE NO.
NOH-15-3902

Petitioner,

PALM BEACH POLO INC

Respondent(s)

RELEASE OF LIEN

The Village of Wellington Planning, Zoning and Building Department, 12300 Forest Hill Boulevard, Wellington, Florida 33414, filed for record in the Office of the Clerk of the Circuit Court of Palm Beach County, Florida, Orders imposing Penalties/Liens, entered in Case No. NOH-15-3902, Village of Wellington Special Magistrate which were duly recorded as follows:

OR/ BK/ PG


28258/ 0182

In such Orders imposing Penalties/Liens, the lien holder claimed its lien for costs of fines and costs incurred in prosecution and/or abatement on the following described property:

Legal Description: 15-44-41, TH PT OF S ½ K/A BIG BLUE FOREST
Property Control Number: 73-41-44-15-00-000-504-0
Located at: 12140 POLO CLUB RD, Wellington, FL

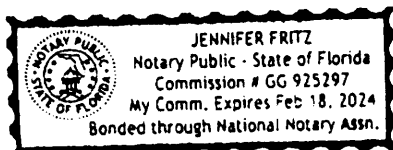
The Respondent, Palm Beach Polo, Inc. having posted the requisite cash bond pursuant to the Order on the Motion to Transfer Lien to Cash Bond entered in Case No. 2023-CA-012158 pending in the 15th Judicial Circuit in and for Palm Beach County, Florida the Village of Wellington releases the above liens filed against said property and consents that the same be discharged of record.

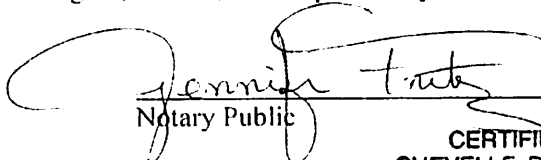
Dated: August 16, 2023

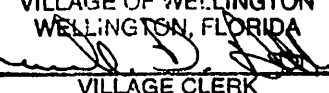
By: 
Tim Stillings
Planning & Zoning Director
Village of Wellington

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me by means of ☐ physical presence or ☐ online notarization, on August 16, 2023 by Tim Stillings, Planning & Zoning Director, Village of Wellington Planning, Zoning and Building Department, Wellington, Florida, who is personally known to me.




Notary Public

CERTIFIED COPY
CHEVELLE D. ADDIE, MMC
VILLAGE OF WELLINGTON
WELLINGTON, FLORIDA

VILLAGE CLERK