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**A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL
COMPROMISING LIENS ASSOCIATED WITH CODE
COMPLIANCE ACTIONS NOH-09-3646, NOH-14-2046, NOH-
15-226 AND NOH-19-1369 FOR 1141-1143-1145-1147
GOLDENROD RD, PURSUANT TO SECTION 2-199 OF THE
CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE
DATE.**

WHEREAS, Section 2-199 of the Wellington Code of Ordinances provides that a lien arising from a fine imposed pursuant to this article runs in favor of the Village Council, and the Village Council may execute a satisfaction or release of lien entered pursuant to this article; and

WHEREAS, the Wellington Special Magistrate entered an Order Imposing Penalty/Lien in cases NOH-09-3646 dated February 10, 2010, NOH-14-2046 dated October 22, 2014, NOH-15-226 dated May 27, 2015, and NOH-19-1369 dated May 20, 2019, for violations of Wellington's Codes and Ordinances at the property located at 1141-1143-1145-1147 Goldenrod Rd; and

WHEREAS, the code compliance liens were filed with the Palm Beach County Clerk and Comptroller Office in cases NOH-09-3646 dated March 8, 2010, NOH-14-2046 dated November 5, 2014, NOH-15-226 dated June 4, 2015, and NOH-19-1369 dated October 29, 2019. The violations associated with the code compliance action in case NOH-09-3646 were corrected in 2010 accruing a total lien amount of \$2,965.36, in case NOH-14-2046 violations were corrected in 2017, accruing a total lien amount of \$130,149.16; in case NOH-15-226 violations were corrected in 2015, accruing a total lien amount of \$11,565.35 and in case NOH-19-1369 only costs incurred in the amount of \$45.65 were incurred.

WHEREAS, Property owner, Scott Epstein, has submitted a reduction application seeking a reduction of the liens associated with the code compliance actions; and

WHEREAS, Property owner, Scott Epstein has submitted a settlement offer in the amount of \$3,500.00 for all liens.

NOW, THEREFORE, BE IT RESOLVED BY WELLINGTON, FLORIDA'S COUNCIL THAT:

SECTION 1. The above recitals are hereby affirmed and ratified as being true and correct.

1 **SECTION 2.** This Agreement to Compromise the Liens is made and entered
2 between the Village of Wellington Council and Scott Epstein
3

4 **SECTION 3.** The liens for both actions are reduced to the total sum of
5 \$3,500.00, (the "Settlement Sum"), provided that payment of the Settlement Sum is
6 received by Wellington no later than 30 days from the date of this Resolution.
7

8 **SECTION 4.** Nothing contained in this Resolution impacts the liens, which
9 remain in full force and effect until satisfied or released.
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11 **SECTION 5.** If the Settlement Sum is paid in full no later than 30 days from
12 the date of this Resolution, Wellington will execute and record a satisfaction or release
13 of lien.
14

15 **SECTION 6.** If the Settlement Sum is not paid in full 30 days from the date of
16 this Resolution, the full lien in the amount of \$2,965.36 in code compliance action
17 NOH-09-3646, \$130,149.16 in code compliance action NOH-14-2046, \$11,565.35 in
18 code compliance action NOH-15-226 and \$46.65 in code action NOH-19-1369 shall
19 continue to be due. No additional requests to compromise the liens shall be permitted.
20

21 **SECTION 7.** This Resolution shall be effective immediately upon adoption.
22

23 **PASSED AND ADOPTED** this _____.
24

25 **ATTEST:**

25 **WELLINGTON**

26
27 BY: _____
28 Chevelle D. Addie, MMC, Clerk

27 By: _____
28 Anne Gerwig, Mayor

30
31 **APPROVED AS TO FORM AND**
32 **LEGAL SUFFICIENCY**

33
34 BY: _____
35 Laurie Cohen, Village Attorney
36