



TOWN OF MEDLEY CODE COMPLIANCE DEPARTMENT
REQUEST FOR MITIGATION/REDUCTION OF PENALTY/LIEN

INSTRUCTIONS:

The property must be in compliance with the Special Magistrate Order for the case to be heard. Prior to completing, you should verify that there is an Affidavit of Compliance completed by the officer handling the case and include a copy of it with your submittal. Please fill out this form completely, and be specific when writing your statements. Be advised that this form and any attachments will become public record. When the form is complete, please send the form via email to the following recipients:

Victoria Martinez, Town Clerk at VMartinez@townofmedley.com

Jessica Diaz, Code Compliance Clerk at JDiaz@townofmedley.com

Jose Guasch, Code Compliance Chief Officer at JGuasch@townofmedley.com

After our department receives and reviews the form, you will receive a written response back confirming the location, time, and date of the next available Special Magistrate Hearing. The officer also will issue a Notice to Appear Before the Special Magistrate that you will receive by hand delivery, posting, regular and/or certified mail. Should you have any questions, please contact the Code Compliance Clerk at 305-887-9541 Ext 133.

INCOMPLETE FORMS WILL NOT BE ACCEPTED

This form needs to be submitted to the Code Compliance Clerk and this Petition will be presented at the next regularly scheduled meeting. You **MUST** be present to testify at the Special Magistrate Hearing.

Be advised that after a case is heard by the Special Magistrate, the Town does not have any jurisdiction to make any decisions in regard that case, violation and fines imposed. Lien assessments recorded against the property are not negotiable and mitigation requests will not be accepted for those specific cases. The Special Magistrate will consider requests for Mitigations/Reduction of Penalty **ONLY ONCE FOR EACH CASE.**

The Special Magistrate's decision will be based on the record of the case, this petition, along with any documents in support thereof, and the Town's written response, and shall be its final action on the case. Appeals of the Special Magistrate's decision must be directed to the Circuit Court within 30 days of the Special Magistrate's Order.

CASE NO: _____

Property Owners' Name: _____

Petitioner Name* (if different from above) _____

*** If Petitioner is not the owner of record, you MUST provide a Power of Attorney or other legal documentation as to your relationship to the property and authority to submit this petition. Copies of documents must be attached.**

Property Address: _____

Mailing Address (if different from above) _____

Phone Number where you can be reached during the day: _____

E-mail Address: _____

Special Magistrate's Ordered Date of Compliance _____

Actual Date of Compliance _____

Officer's Name _____

Fine/lien amount _____

EXTENUATING/OTHER CIRCUMSTANCES

Was a permit required in order for you to complete the requirements set forth by the

Special Magistrate? ___ yes ___ no.

If a permit was required, when did you first make application? _____

When was the permit issued? _____ Was the permit finalized? ___ yes ___ no.

Final Inspection Date: _____

Were variances or approval from other departments or government agencies required? ___ yes ___ no.

Are there other legal proceedings pending? ___ yes ___ no.

If yes, provide documentation of proceedings including current status (eviction, bankruptcy, divorce, etc.) relate to code enforcement proceedings including timeframe for same. Attach additional documentation/sheets if required.

Were there additional extenuating circumstances which related to your inability to comply with the requirements set forth by the Special Magistrate? ___ yes ___ no. If the answer is yes, please describe in detail (you may attach additional documentation or narrative if required):

Your completed application will be presented to the Special Magistrate in its entirety, along with all supporting documentation. An Order by the Special Magistrate will be issued and provided to you.

I hereby acknowledge that this application is complete as submitted.

DATE: _____ Signed: _____

STATE OF: _____ Print Name: _____

COUNTY OF: _____

PERSONALLY appeared before me, the undersigned authority duly authorized to administer oaths and take acknowledgments, _____, who first being duly sworn, acknowledged before me that the information contained herein is true and correct. (He/She) (is/is not) personally known to me and have each produced a Florida Driver's License as identification and (did/did not) take an oath.

FDL# _____ My Commission Expires:

_____ Date _____

Notary Public

NOTE: IF YOU ARE NOT ABLE TO COMMUNICATE OR ARE NOT COMFORTABLE EXPRESSING YOURSELF IN THE ENGLISH LANGUAGE, IT IS YOUR RESPONSIBILITY TO BRING WITH YOU AN ENGLISH-SPEAKING INTERPRETER WHEN CONDUCTING BUSINESS AT THE TOWN OF MEDLEY DURING YOUR APPEARANCE AT A HEARING. THIS PERSON MAY BE A FRIEND, RELATIVE OR SOMEONE ELSE. A MINOR CANNOT SERVE AS A VALID INTERPRETER. THE TOWN OF MEDLEY DOES NOT PROVIDE TRANSLATION DURING ANY PUBLIC HEARING OR DURING ANY QUASI-JUDICIAL PROCEEDING.

NOTA: SI USTED NO ESTÁ EN CAPACIDAD DE COMUNICARSE, O NO SE SIENTE CÓMODO AL EXPRESARSE EN INGLÉS, ES SU RESPONSABILIDAD TRAER UN INTÉRPRETE DEL IDIOMA INGLES CUANDO TRATE ASUNTOS PÚBLICOS O DE NEGOCIOS CON LA CIUDAD DE MEDLEY DURANTE SU COMPARECENCIA A UNA AUDIENCIA. ESTA PERSONA PUEDE SER UN AMIGO, FAMILIAR O ALGUIEN QUE LE HAGA LA TRADUCCIÓN DURANTE SU COMPARECENCIA EN LA AUDIENCIA. UN MENOR DE EDAD NO PUEDE SERVIR COMO UN INTÉRPRETE VALIDO. LA CIUDAD DE MEDLEY NO SUMINISTRA SERVICIOS DE TRADUCCIÓN DURANTE NINGUNA AUDIENCIA