SUMTER COUNTY BOARD OF COUNTY COMMISSIONERS
EXECUTIVE SUMMARY

SUBJECT: **Approval of Stipulated Temporary Injunction against Rattray Farm LLC (Staff Recommends Approval).**

REQUESTED ACTION: **Staff Recommends Approval**

Meeting Type: Regular Meeting **DATE OF MEETING:** **4/25/2023**

CONTRACT: ☒ N/A Vendor/Entity:
Effective Date: Termination Date:
Managing Division / Dept: **Administrative Services**

BUDGET IMPACT:
FUNDING SOURCE:
Type: Annual **EXPENDITURE ACCOUNT:**

HISTORY/FACTS/ISSUES:

Code enforcement case CE-22-06106 was initiated on June 27, 2022 after receiving a complaint for the property at 9100 CR 702, Center Hill, Florida regarding the commercial use of motocross activities. The commercial use of motocross activities created constant and daily noise disturbances for surrounding neighbors. After being properly noticed, the Special Master hearing was on October 27, 2022 and Mr. Rattray's ordered compliance date was December 26, 2022. The property was inspected on December 27, 2022 where it was to still be in non-compliance. Mr. Rattray appealed that decision on January 9, 2023 and a lien was filed on his property on January 10, 2023. Mr. Rattray went to hearing on January 26, 2023 for his appeal The Special Master upheld the decision that the property was non-compliant. The 90 day inspection for the property on April 10, 2023 found it to still in non-compliance. During this process, the County continued to receive complaints from the neighbors regarding Mr. Rattray's continued commercial usage of the property.

This injunction would waive $5,000 of the accrued fines but would provide immediate relief for the neighbors for the noise created by the commercial motocross activities. Should the motocross activities continue in violation of this injunction, Sumter County will proceed with enforcement of its code enforcement lien.

Prepared by: **Leslie Smith** **ProWritingAid Check** ☒