SECTION No.

93060000

S.R. No.(s):

A1A

PERMIT No: COUNTY: 2019-L-496-00007 PALM BEACH

# DISTRICT FOUR (4) AMENDMENT NUMBER TWO (2) TO STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LANDSCAPE INCLUSIVE MEMORANDUM OF AGREEMENT

THIS AMENDMENT	Number Two (2)	to the Agre	ement dated	March 27	', <b>2013</b> n	nade and
entered into this	day of		20 by	and betw	een the	State of
Florida Department of i						
Palm Beach, a municip	al subdivision of th	e State of Fl	lorida, herein	after called	the AGE	NCY.

### WITHNESSETH

WHEREAS, the parties entered into a Landscape Maintenance Agreement dated, March 27, 2013 for the purpose of maintaining the landscape improvements by the AGENCY on State Road A1A (South Ocean Boulevard); and,

WHEREAS, the DEPARTMENT and the AGENCY have agreed to add additional landscape to be installed by an adjacent property owner by permit on State Road A1A (South Ocean Boulevard) in accordance with the above referenced Agreement; and,

**NOW THEREFORE**, for and in consideration of mutual benefits that flow each to the other, the parties covenant and agree as follows:

- Pursuant to page 4, paragraph 6 of the Landscape Maintenance Memorandum of Agreement including State Road A1A (South Ocean Boulevard) dated March 27, 2013, the DEPARTMENT will allow the adjacent property owner with the AGENCYS approval to construct additional landscape improvements or to modify an improvement located as indicated in Exhibit "A", State Road A1A (South Ocean Boulevard) from (M.P. 24.263) to (M.P. 24.307), in accordance with the plans attached as Exhibit "B".
- The AGENCY shall agree to maintain the additional landscape improvements in the Agreement described above according to the Exhibit "C", Maintenance Plan, of the original Agreement and as follows below;

### PRUNING

The proposed planting shall be kept need and trimmed.

The height of the proposed planting (refer to landscape plans) should follow the following guides:

 Silver buttonwood trees (standards) will be trimmed to a compacted canopy with an oval, tight shape.

- Podocarpus hedges will be kept tightly trimmed and maintained at an even height of 5' overall.
- Lower shrubs are not to exceed 39' height. The shrubs will be maintained as tiered hedging, tightly trimmed.

Except as modified by this Amendment, all terms and conditions of the original Agreement and all Amendments thereto shall remain in full force and effect.

### LIST OF EXHIBITS

Exhibit A - Landscape Improvements Maintenance Boundary Map Exhibit B - Landscape Improvement Plans

the	In Witness whereof, the day year written and	ne parties here approved.	o have	executed	with th	his Amendment	effective
TOWN	NOF PALM BEACH						
Ву:							
Town	Manager						
Attest	Clerk	(SEAL)					
Town	Attorney	Date					
STATI	E OF FLORIDA RTMENT OF TRANSPO						
By: Tr	ansportation Developmer	t Director					
Attest	Executive Secre	(SEAL) tary					
Legal	Review D	ate					
Office	of the General Counsel						

SECTION No.

93060000

S.R. No.(s): PERMIT No: A1A

COUNTY:

2019-L-496-00007 PALM BEACH

## **EXHIBIT A**

### LANDSCAPE IMPROVEMENTS

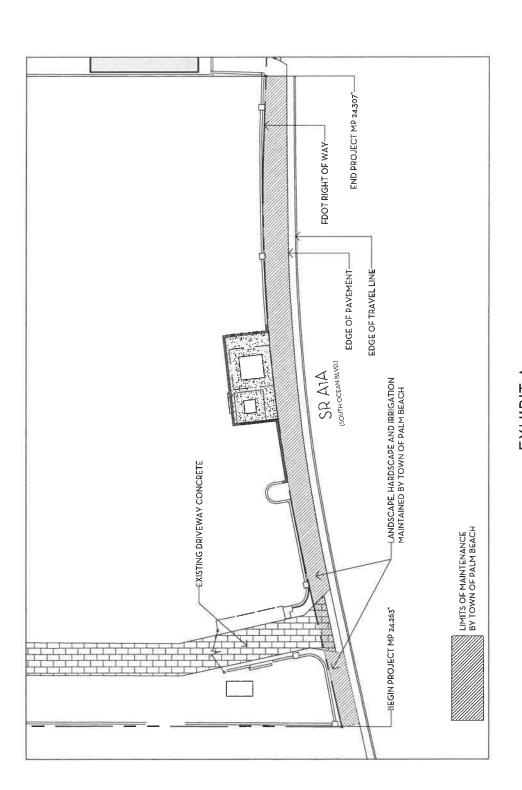
### MAINTENANCE BOUNDARY MAP

- I. LANDSCAPE IMPROVEMENTS MAINTENANCE LIMITS FOR THIS PROJECT: State Road A1A (South Ocean Boulevard) from (M.P. 24.263) to (M.P. 24.307)
- II. CURRENT TOTAL LANDSCAPE IMPROVEMENTS MAINTENANCE LIMITS FOR STATE ROAD A1A (SOUTH OCEAN BOULEVARD):

  \*State Road A1A (South Ocean Boulevard) from (M.P. 23.25) to (M.P. 25.548)
- III. LANDSCAPE IMPROVEMENTS MAINTENANCE BOUNDARY MAP:

Please See Attached

<sup>\*</sup>All limits of the original agreement and amendments shall apply



# EXHIBIT A LANDSCAPE IMPROVEMENTS MAINTENACE BOUNDARY MAP TOWN OF PALM BEACH PERMIT No. 2019-L-496-00007 STATE ROAD A1A ROAD ID 93060000 DATE 01.07.2020



SECTION No. 93060000 S.R. No.(s): A1A

PERMIT No: 2019-L496-00007 COUNTY: PALM BEACH

### **EXHIBIT B**

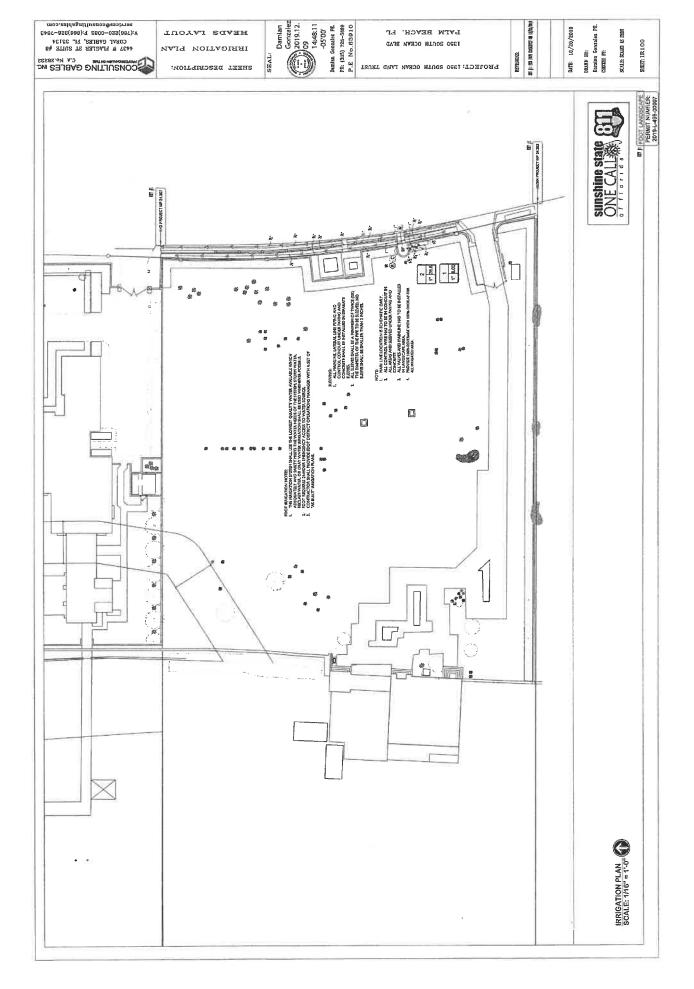
### LANDSCAPE IMPROVEMENT PLANS

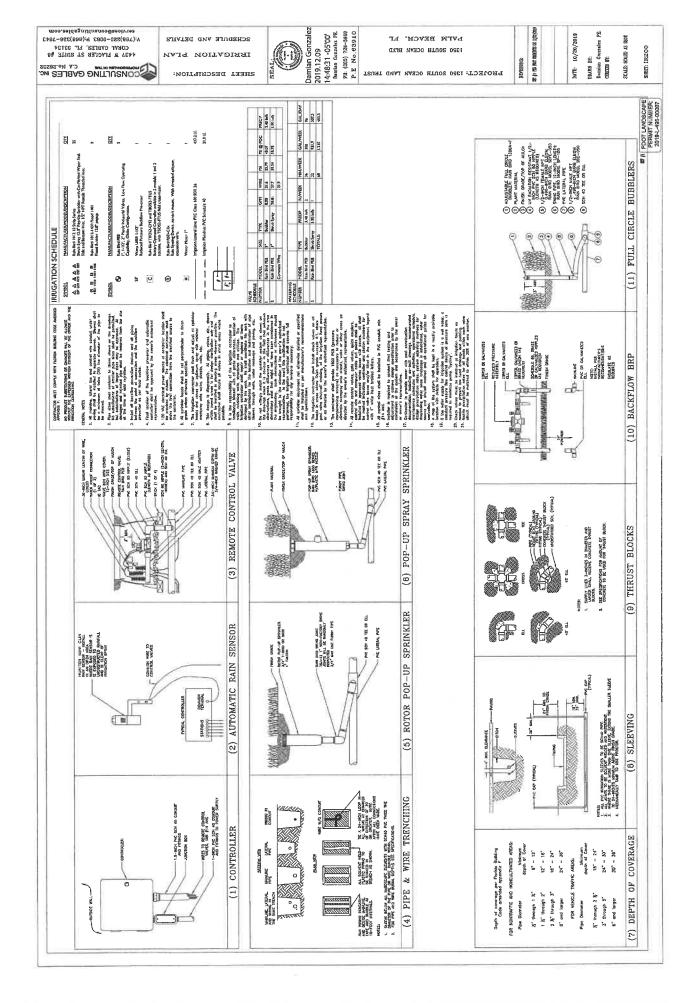
The AGENCY agrees to install the landscape improvements in accordance with the plans and specifications attached hereto and incorporated herein.

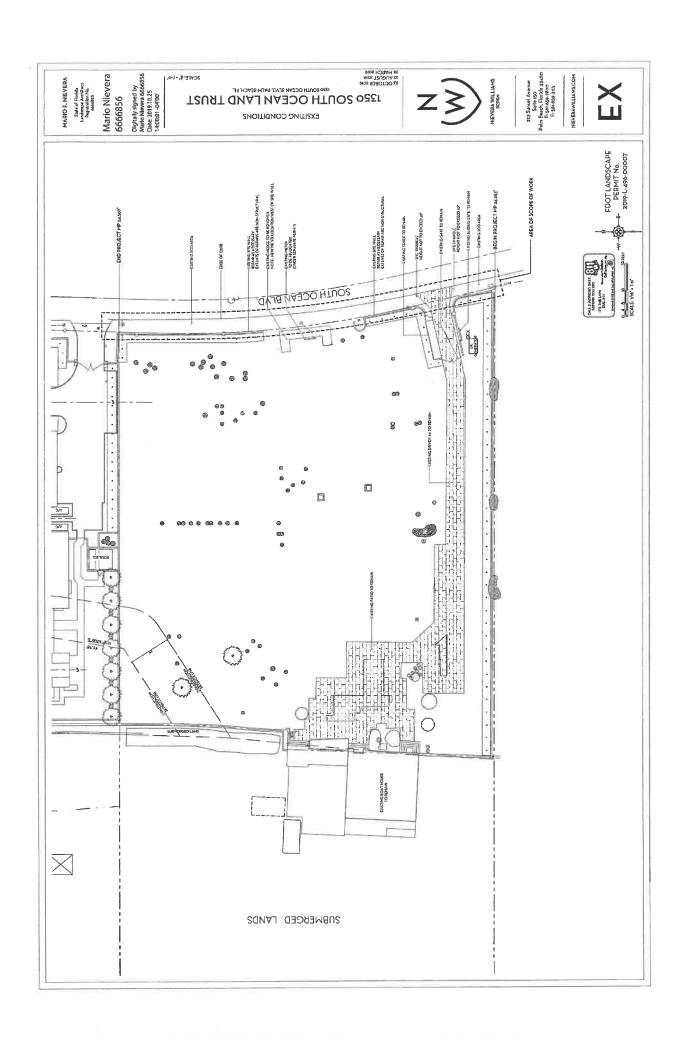
Please see attached plans prepared by: Damian Gonzalez, P.E.

Dated: December 9, 2019

Mario F. Nievera, LA Nievera Williams Design Dated: December 10, 2020







SUBMERGED LANDS

Digitally signed by Marto Nievera 6666856 Date: 2019, 10,25 14,09,21 -04'00' Mario Nievera MARIO F. NIEVERA 6666856 FDOT LANDSCAPE PERMIT No. 2019-L-496-00007 1.2 TAMENS STELL SCOPINS WITH CLAIM WASHED THE STELL OF ALL ENTERCHISTS WILL ANCHOO! THE STELL OF ALL ENTERCHISTS WILL ANCHOO! THE STELL OF ALL ENTERCHISTS ALL ANCHOOL WASHED FOOD ELECTROP ALL ANCHOOL FOOD STELL AND ALL ANCHOOL FOOD STELL AND ALL ANCHOR FOOD STELL ANCHOR FOOD STELL AND ALL ANCHOR FOOD STELL FOOD STE HOTES: WOODE HEAVY VINES TO BE ATTACHED TO WRITE SUPPORT WITH PIVE COMERIED COPPERYMENT REGULAR WHIES TO BE ATTACHED TO WARE SUPPORT WITH BUC COMPISED COPPER WIRE OR BLACK TWIST TIES HONORIAMENT LINE CO CLI STORRESTI STERL MINE FOR HEAVY VINES The state of the s SULT INCIDING DAYS
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1350 SOUTH OCEAN BLVB. PALM TRUST

1350 SOUTH OCEAN BLVB. PALM BEACH. FL.

PLANT DETAILS

223 Sunset Avenue Suite 150 Palm Beach, Floride 33480 P: 561-659-2620 F: 561-659-213

NIEVERA WILLIAMS DESIGN

NIEVĘRAWILLIAMS, COM

NOTES

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223 Sunset Avenue Suite 190 Palm Basch, Floride 33480 P: 561-659-213

NIEVERA WILLIAMS DEXIGN

VIEVERAWILLIAMS.COM

FDOT LANDSCAPE PERMIT No. 2019-L-496-00007

