



Cover Memorandum/Staff Report

File #: 24-1187

Agenda Date: 9/16/2024

Item #: 6.C.

TO: Mayor and Commissioners
FROM: Anthea Gianniotis, Development Services Director
THROUGH: Terrence Moore, ICMA-CM
DATE: September 16, 2024

ACCEPTANCE OF A LANDSCAPE MAINTENANCE AGREEMENT FOR THE PROPERTY LOCATED AT 319 NE 3RD AVENUE.

Recommended Action:

Acceptance of a Landscape Maintenance Agreement (LMA) for the property located at 319 NE 3rd Avenue.

Background:

On July 16, 2024, the City Commission voted to uphold through the appealable process an administrative approval of a Level 2 Site Plan modification for the construction of second-story addition and a change of use to establish a restaurant at the property addressed as 319 NE 3rd Avenue. The project proposes landscaping within the public right-of-way along NE 3rd Avenue. Pursuant to requirements of the Land Development Regulations, the property owner is responsible for perpetual maintenance of landscaping located in the right-of-way, which is stipulated in the LMA.

City Attorney Review:

Approved as to form and legal sufficiency.

Funding Source/Financial Impact:

N/A

Timing of Request:

Recordation of the LMA is required prior to issuance of a building permit for the approved project.