

SECTION: 93060000
PERMIT: 2025-L-496-00010
COUNTY: PALM BEACH
STATE RD: A1A

**AMENDMENT NUMBER TWENTY-THREE (23)
FLORIDA DEPARTMENT OF TRANSPORTATION, DISTRICT 4
LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT**

THIS AMENDMENT Number TWENTY-THREE (23) to the Agreement dated August 31, 2012, was made and entered into this _____ day of _____ 20____ by and between the **DEPARTMENT OF TRANSPORTATION**, hereinafter called the **DEPARTMENT**, and the **CITY OF DELRAY BEACH**, a municipal corporation of the State of Florida, hereinafter called the **AGENCY**.

W I T N E S S E T H

WHEREAS, the parties entered into the Landscape Inclusive Maintenance Memorandum of Agreement dated August 31, 2012 ("Original Agreement") for the purpose of the AGENCY maintaining the landscape improvements on various roads, including **State Road A1A (N. Ocean Boulevard)**.

WHEREAS, the DEPARTMENT and the AGENCY have agreed that additional landscape improvements ("Additional Improvements") may be installed on **State Road A1A (N. Ocean Boulevard)** in accordance with the above referenced Original Agreement; and,

WHEREAS, the parties hereto mutually recognize the need for entering into an Amendment designating and setting forth the responsibilities of each party; and

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

1. Pursuant to Page 7, Paragraph 9 of the Original Agreement, an Adjacent Property Owner may construct additional landscape improvements or modify an improvement located as indicated in **Exhibit "A", State Road A1A (N. Ocean Boulevard) from (M.P.10.603) to (M.P. 10.624.)**
2. The Additional Improvements (including landscape, irrigation, and concrete architectural pavers) shall be installed according to the plans attached to this Amendment as **Exhibit "B"** and incorporated into the Original Agreement.
3. The AGENCY shall agree to maintain the additional landscape improvements in accordance with Part I of Exhibit "C", Maintenance Plan for Landscape Improvements, of the Original Agreement and as follows:

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PART II. Specific Project Site Maintenance Requirements and Recommendations:

LANDSCAPE ARCHITECT MAINTENANCE REQUIREMENT

1. The intent of the planting within the R.O.W. is for the existing Seagrape trees and the Foxtail Palm to be maintained as they are currently, with their natural canopy growth patterns. The Ficus green island hedge is proposed to soften the look of the wall and will be maintained as a trimmed manicured hedge.
2. Canopy Trees are intended to be maintained at their natural growth maturity and spread.
3. Remove suckering growth from base and clear trunk areas for both single trunked and/or multi-trunked trees on monthly basis.
4. To maintain the intended appearance of all palms, the latest palm fertilizer recommended by the University of Florida IFAS Extension per the manufacturer's specifications.
5. To maintain the intended appearance of all shrubs or turf grass, apply the latest fertilizer recommended by the University of Florida IFAS Extension per the manufacturer's specifications.
6. Do not remove fronds from self-cleaning palms, unless damaged. Palms with persistent fronds shall only have dead fronds removed, do not remove any green fronds. If it is deemed necessary to prune a palm's fronds, no fronds shall be trimmed above 3 o'clock and 9 o'clock on the horizontal plain.
7. Groundcover and shrub horizontal growth shall be maintained to prevent foliage from growing beyond the limits of the planting areas shown on the plan. Maintain the shrubs to be trimmed away from hardscape areas.
8. Provide a list of groundcovers and shrubs individually or in groups

Maintain the vertical height of:
Ficus green island between (24)" and (30)", full to ground
9. Inspect groundcovers and shrubs on a quarterly basis for maintaining full ground coverage.
10. Evaluate plant material on a quarterly basis for pests, diseases, drought stress or general decline. If required, follow the integrated pest management program established by the Agency to ensure healthy plants.

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11. Concrete pavers shall be inspected on a quarterly basis for the aesthetic appearance and safety conditions. Address any issues identified by repairing or replacing those specific locations. To maintain the overall aesthetic appearance and safety of the concrete pavers they shall be cleaned on a twice-yearly basis to prevent mold, dirt, oil, and gum build up. Joints and cracks in concrete, patterned concrete or asphalt, concrete pavers, concrete curbs, expansion joints, catch basins, gutter areas, etc. shall be inspected monthly to keep those areas free of weeds.
12. Inspect the irrigation system performance on a quarterly basis to ensure the system provides 100% coverage, does not have sections of low pressure, heads and valves are clean and clear of debris and any damaged irrigation components (i.e., spray nozzles, spray heads, valve boxes, etc.) are repaired or replaced.

LIST OF EXHIBITS

Exhibit A - Landscape Improvements Maintenance Boundaries
Exhibit B - Landscape Improvement Plans

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.

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In Witness whereof, the parties hereto have executed with this Amendment effective the day year written and approved.

CITY OF DELRAY BEACH

By: _____ Date: _____
Chairperson / Mayor / Manager

Attest: _____ (SEAL)
City Clerk

Legal Approval: _____

**STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION**

By: _____ Date: _____
John P. Krane, P.E., (or designee)
Transportation Development Director

Attest: _____ (SEAL)
Alia Chanel, (or designee)
Executive Secretary

Legal Review: _____
Pamela G. Eidelberg, (or designee),
Office of the General Counsel, District 4

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STATE RD:	A1A

EXHIBIT A

LANDSCAPE IMPROVEMENTS MAINTENANCE BOUNDARIES

I. LANDSCAPE MAINTENANCE LIMITS FOR AMENDMENT #23:

State Road A1A (N. Ocean Boulevard) from (M.P. 10.603) to (M.P. 10.624)

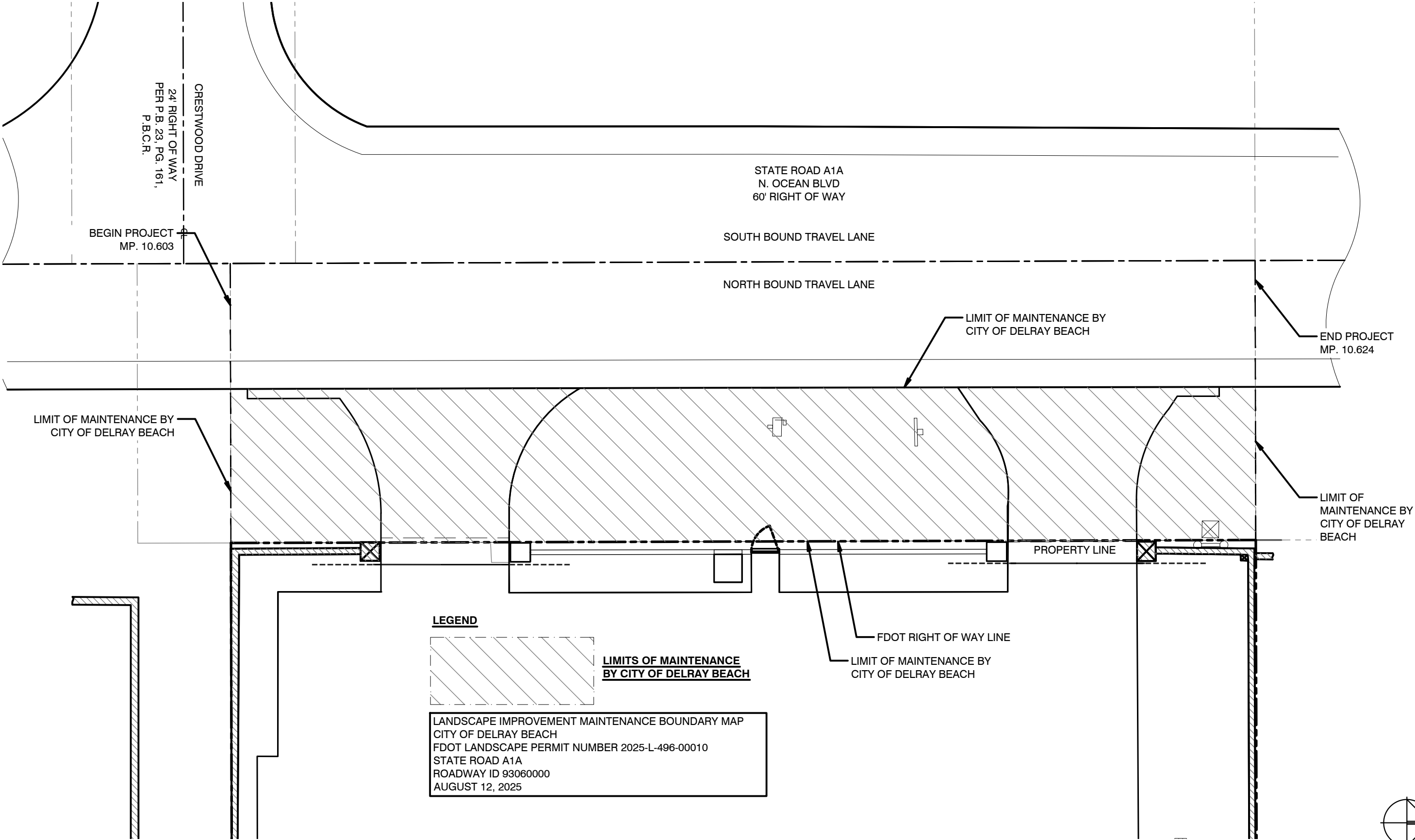
*See Attached Map**

II. ORIGINAL LANDSCAPE MAINTENANCE AGREEMENT LIMIT FOR STATE ROAD A1A (Ocean Boulevard)

Section 93060000

State Road A1A (Ocean Boulevard) from Delray Beach City Limits (M.P. 7.721) to south of CR 806A / George Bush Boulevard (M.P. 10.664).

**All limits of the Original Agreement and Amendments shall apply*



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seal
Stephanie Portus FL Reg LA 6667215
Beth Dawson FL Reg LA 6667273

project number
23-002

drawn by
JS

sheet name

MMOA
PLAN

ISSUED
08/20/25

sheet number
L-1

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 COUNTY: PALM BEACH
 STATE RD: A1A

EXHIBIT B

LANDSCAPE IMPROVEMENT PLANS

The Landscape Improvements shall be installed in accordance with the plans and specifications of FDOT permit 2025-L-496-00007, attached hereto and incorporated herein.

Please see attached plans prepared by: Stephanie Portus, RLA
PLA Design Studio

Date: August 25, 2025

FDOT GENERAL NOTES

1. GOVERNING STANDARD PLANS:

FLORIDA DEPARTMENT OF TRANSPORTATION, FY 2025-26 STANDARD PLANS FOR ROAD AND BRIDGE CONSTRUCTION AND APPLICABLE INTERIM REVISIONS (IRS) ARE AVAILABLE AT THE FOLLOWING WEBSITE: [STANDARD PLANS - FY 2025-26](#)

2. GOVERNING STANDARD SPECIFICATIONS:

FLORIDA DEPARTMENT OF TRANSPORTATION, FY 2025-26 STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION AT THE FOLLOWING WEBSITE: [2025-26-EBOOK-COMPRESSED.PDF](#)

3. CONTRACTOR SHALL REPAIR ALL DAMAGE DONE TO FDOT PROPERTY DURING DEMOLITION, RELOCATION &/OR INSTALLATION ACTIVITIES AT HIS SOLE EXPENSE.

4. ANY PLANT MATERIAL SUBSTITUTION WITHIN OR IMPACTING THE FDOT RIGHT OF WAY WHETHER REQUESTED BY THE CONTRACTOR, OWNER, LANDSCAPE ARCHITECT OR OTHER WILL NEED TO GET APPROVAL FROM THE FDOT DISTRICT LANDSCAPE ARCHITECT.

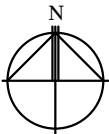
5. ARCHITECTURAL PAVERS INSTALLATION FOR SIDEWALKS, MEDIANS, DRIVEWAYS, OR ROADWAYS WITHIN THE FDOT RIGHT OF WAY SHALL COMPLY WITH CURRENT FDOT STANDARD SPECIFICATION 526. ONLINE REFERENCE: [2025-26-EBOOK-COMPRESSED.PDF](#)

6. OWNERSHIP OF ALL SUITABLE EXCAVATED MATERIALS, AS DETERMINED BY THE DEPARTMENT, SHALL REMAIN IN THE DEPARTMENT UNTIL A FINAL ACCEPTANCE OF THE PERMITTED PROJECT IS FULFILLED. EXCAVATED MATERIALS SHALL BE HAULED BY THE PERMITTEE, AT THEIR COST & EXPENSE FROM THE SITE TO THE FDOT PALM BEACH OPERATIONS CENTER OR STOCKPILED IN THOSE AREAS AS DIRECTED BY THE DEPARTMENT, INCLUDING ASPHALT MILLINGS.



SITE LOCATION

DESIGN SPEED=35 MPH
FDOT LANDSCAPE PERMIT
NUMBER 2025-L-496-00010



NOT TO SCALE



ISSUED FOR:
1. FDOT SUB.
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07/31/25

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project number
23-002

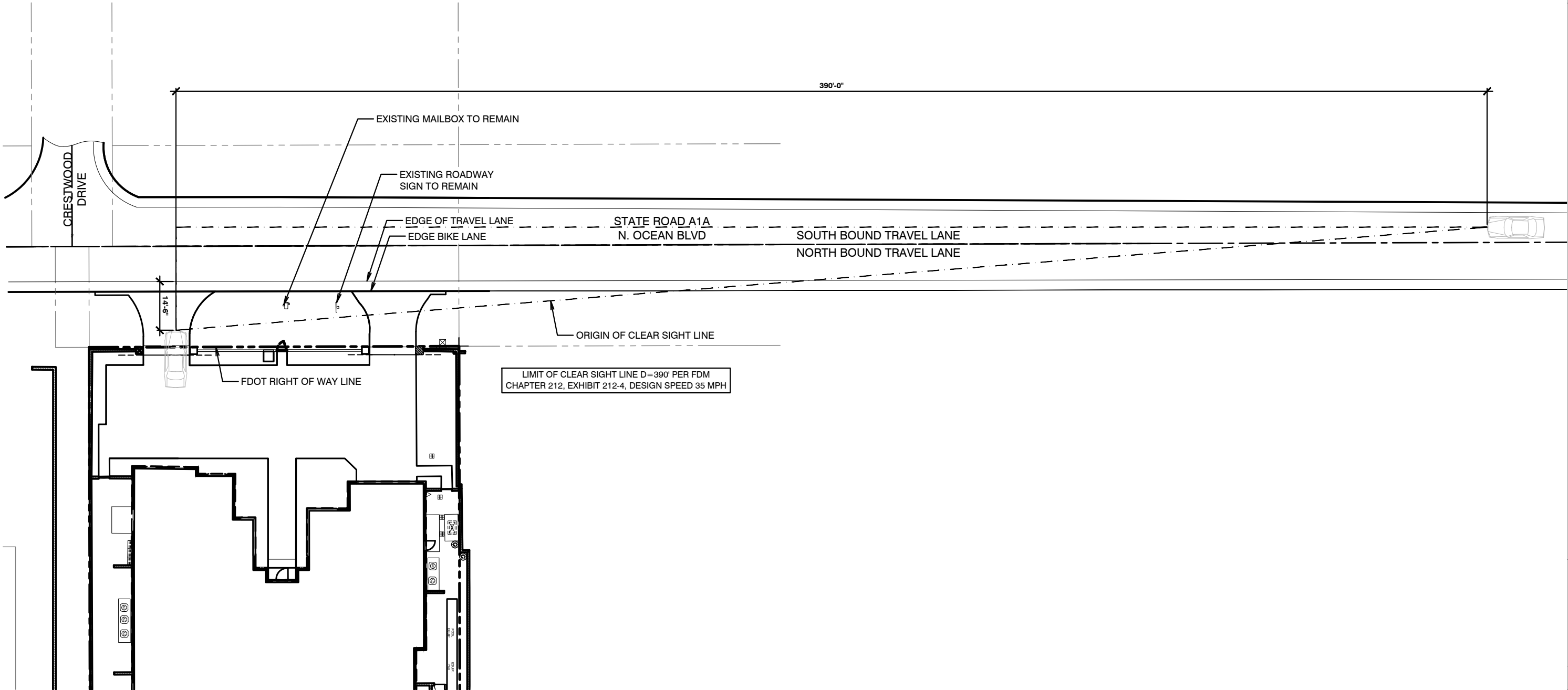
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LANDSCAPE
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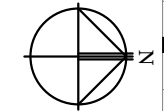
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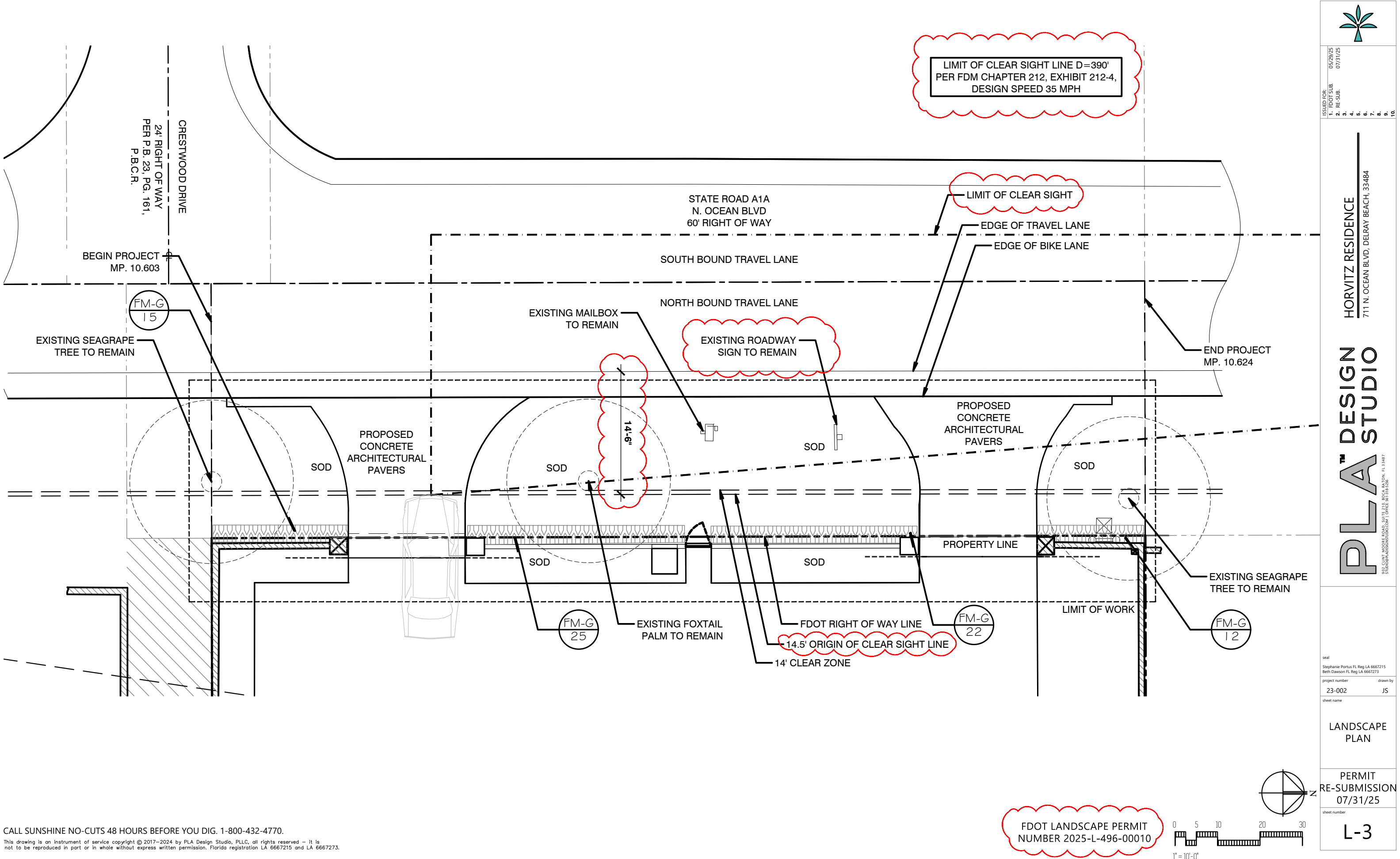
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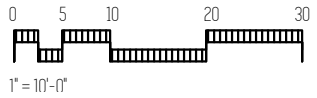
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project number 23-002
sheet number JS

LANDSCAPE PLAN

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L-3

PLANT SCHEDULE PROPOSED

CODE	QTY	BOTANICAL / COMMON NAME	NATIVE	CONTAINER	HEIGHT	WIDTH	SPACING	REMARKS
SHRUB AREAS								
FM-G	74	Ficus microcarpa `Green Island` / Green Island Ficus	NON-NATIVE	3G/10"	10" HT	12" W	18" o.c.	FULL, DENSE FOLIAGE, GOOD COLOR

MISC	BOTANICAL NAME / COMMON NAME	QTY	REMARKS
MULCH	Grade B+ Cypress Mulch	Verify quantity in field	MINIMUM 3" DEPTH
SOD	'Empire' Zoysia	Verify SF in field	MINIMUM 16"X24" PIECES, GRADED #1 OR BETTER, SEE LANDSCAPE SPECIFICATIONS SHEET

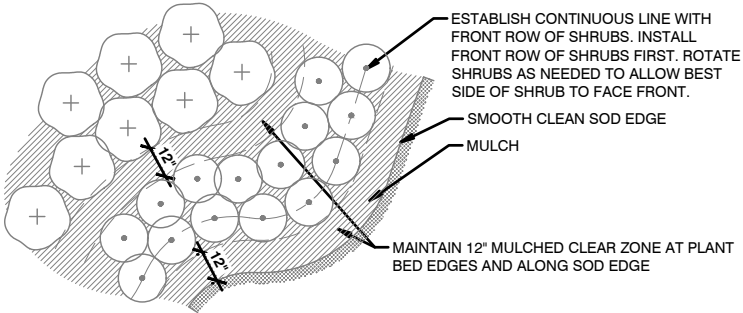
FDOT PLANTING NOTES

1. FOR THE PORTION OF LANDSCAPE PLANT MATERIAL THAT WILL BE INSTALLED WITHIN THE FDOT RIGHT OF WAY, LANDSCAPE INSTALLATION SHALL COMPLY WITH CURRENT APPLICABLE FDOT MAINTENANCE SPECIFICATION 580. ONLINE REFERENCE: [SECTION 580](#)
2. FOR THE PORTION OF LANDSCAPE PLANT MATERIAL THAT WILL BE INSTALLED WITHIN THE FDOT RIGHT OF WAY REFER TO THE FDOT STANDARD PLANS INDEX 580-001 LANDSCAPE INSTALLATION. ONLINE REFERENCE: [580-001.PDF](#)

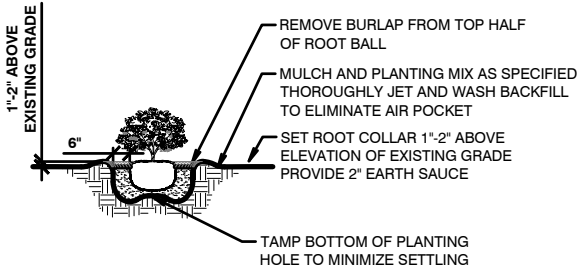
3. FOR THE TREE PROTECTION BARRICADE THAT WILL BE INSTALLED WITHIN THE FDOT RIGHT OF WAY REFER TO STANDARD PLANS INDEX 110-100 TREE PROTECTION AND PRESERVATION. ONLINE REFERENCE: [HTTPS://FDOTWWW.BLOB.CORE.WINDOWS.NET/SITEFINITY/DOCS/DEFAULT-SOURCE/DESIGN/STANDARDPLANS/2025/IDX/110-100.PDF?](https://fdotwww.blob.core.windows.net/sitefinity/docs/default-source/design/standardplans/2025/idx/110-100.pdf?)

4. CYPRESS MULCH IS NOT PERMITTED ON FDOT RIGHT OF WAY. MULCH PERMITTED TO BE USED ARE HARDWOOD MULCH (CONTAINING NO CYPRESS PRODUCTS), RECYCLED MULCH OR APPROVED EQUAL, CERTIFIED BY THE MULCH AND SOIL COUNCIL (MSC). SUBMIT PROOF OF CERTIFICATION TO THE FDOT DISTRICT OPERATIONS PERMIT LANDSCAPE INSPECTOR UPON INSPECTION.
5. SODDED AREAS WILL BE IN ACCORDANCE WITH STANDARD PLANS INDEX 570-010 AND STANDARD SPECIFICATIONS SECTIONS 162, 570, 981, 982, 983, 987 OF THE DEPARTMENT'S LATEST EDITION OF GOVERNING DESIGN STANDARDS AND STANDARD SPECIFICATIONS. ALL DISTURBED AREAS WILL BE SODDED WITHIN ONE (1) WEEK OF INSTALLATION OF SAID PERMITTED WORK.

- * TREE PROTECTION BARRICADE INSTALLED WITHIN THE FDOT RIGHT OF WAY PER STANDARD PLANS INDEX 110-100 TREE PROTECTION AND PRESERVATION.

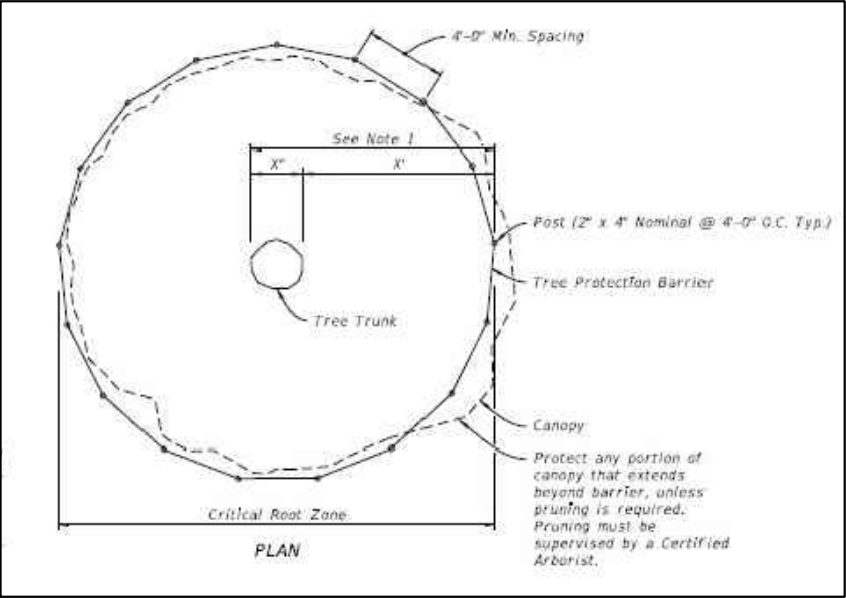
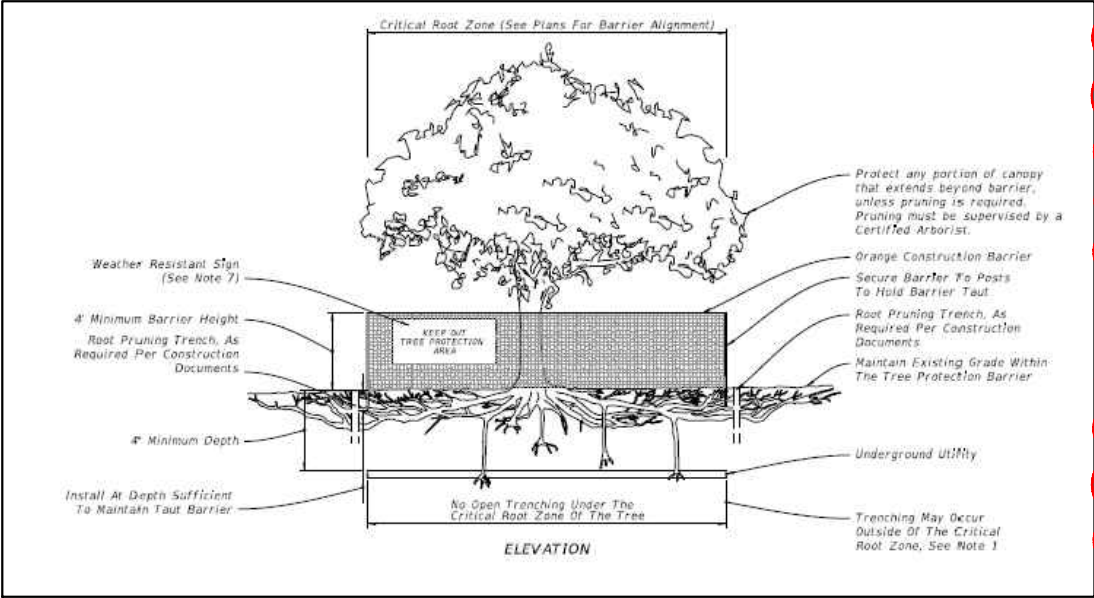


SHRUB/ GROUND COVER LAYOUT



PLEASE NOTE:
COMPLETELY REMOVE ALL SYNTHETIC MATERIALS

SHRUB/ GROUND COVER DETAIL



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Beth Dawson FL Reg LA 6667273
project number 23-002
drawn by JS
sheet name

LANDSCAPE
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Janie Portus FL Reg LA 6667215
Dawson FL Reg LA 6667273

number	drawn by
-002	JS

name	
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TREE
DISPOSITION

PERMIT -SUBMISSION 07/31/25

number

-5