

**SECTION: 93060000**  
**STATE ROAD: A1A**  
**PERMIT: 2023-L-496-00009**  
**COUNTY: PALM BEACH**

**AMENDMENT NUMBER EIGHT (8) TO  
FLORIDA DEPARTMENT OF TRANSPORTATION, DISTRICT FOUR (4)  
LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT**

**THIS AMENDMENT** Number Eight (8) to the Agreement dated July 20, 2017, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_ by and between the State of Florida Department of Transportation hereinafter called the **DEPARTMENT** and the **TOWN OF HIGHLAND 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, July 20, 2017 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 by permit to be installed 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:

1. Pursuant to Page 7, Paragraph 7 of the Landscape Inclusive Maintenance Memorandum of Agreement for State Road A1A (South Ocean Boulevard) dated July 20, 2017, the DEPARTMENT will allow an adjacent property owner to construct additional landscape improvements or to modify an improvement as indicated in **Exhibit "A"**, State Road A1A (South Ocean Boulevard) from M.P. 6.394 to M.P. 6.413. In accordance with the plans attached as **Exhibit "B"**.
2. The AGENCY shall agree to maintain the additional landscape improvements in the Agreement described above according to Part I of the Maintenance Plan, Exhibit "E" of the original agreement and Part II as follows:

## **Part II - Specific Project Site Maintenance Requirements and Recommendations:**

The landscape design consists of hardy plants that are meant to supplement and accent the existing landscaped right-of-way and property frontage. Plant choices are to be maintained to allow visibility from cars entering and/or existing the property safely.

- A. Where low groundcovers need to be sheared to promote uniform growth, the edges should be rounded off.
- B. Remove suckering growth from base and clear trunk areas of palm trees monthly.
- C. To maintain the intended appearance of all palms, apply the latest palm fertilizer recommended by the University of Florida IFAS Extension per the manufacturer's specifications.
- D. 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.
- E. 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.
- F. 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 a (6)" setback from the foliage to the edge of curb, pavement, sidewalk and/or other hardscape improvements.
- G. Maintain the vertical height of:
  - (Schellings Dwarf Illex) between (12)" and (18)", full to ground
  - (Ficus Green Island) between (18)" and (24)", full to ground
  - (Dwarf Fuchsia Bougainvillea) between (20)" and (24)", full to ground
  - (Bougainvillea Standard) between (6)' and (7)', standard w/3' of clear trunk
  - (St. Augustine 'Palmetto') mature height.
- H. Inspect groundcovers and shrubs monthly for maintaining full ground coverage.
- I. Evaluate plant material monthly for pests, diseases, drought stress or general decline. If required, follow the integrated pest management program established by the Agency to ensure healthy plants.
- J. Inspect the existing irrigation system performance monthly to ensure the system is providing 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 Limits

Exhibit B - Landscape Improvement Plans

**IN WITNESS WHEREOF**, the parties hereto have executed this Agreement effective the day and year first written above.

**TOWN OF HIGHLAND BEACH**

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Chairperson / Mayor / Manager

Attest: \_\_\_\_\_ (SEAL)  
Town Clerk

Legal Approval: \_\_\_\_\_

**STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION**

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Transportation Development Director

Attest: \_\_\_\_\_ (SEAL)  
Executive Secretary

Legal Review: \_\_\_\_\_  
Office of the District General Counsel

SECTION: 93060000  
 STATE ROAD: A1A  
 PERMIT: 2023-L-496-00009  
 COUNTY: PALM BEACH

**EXHIBIT A**

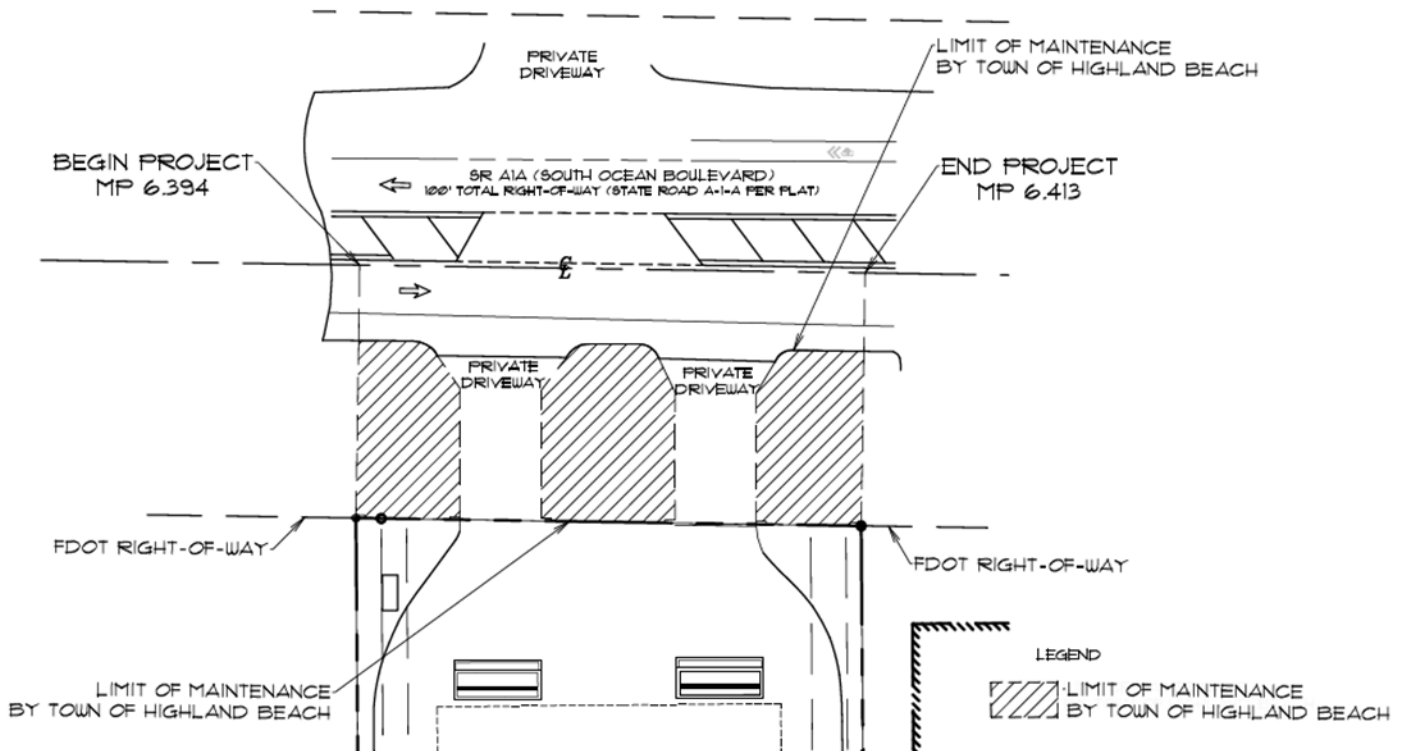
**LANDSCAPE IMPROVEMENTS MAINTENANCE BOUNDARIES LIMITS**

**I. ORIGINAL INCLUSIVE LANDSCAPE MAINTENANCE AGREEMENT LIMITS:**

State Road A1A (South Ocean Boulevard) from approximately ¼ mile North of Spanish River Blvd (M.P. 4.868) to approximately ½ mile South of Linton Blvd (M.P. 7.711)

**II. LANDSCAPE PERMIT PROJECT LIMITS (THIS PROJECT)\*:**

State Road A1A (3425 South Ocean Boulevard) from M.P. 6.394 to M.P. 6.413



**\*All other limits of the original agreement and amendments shall apply**





**FDOT GENERAL NOTES**

**NOTES :**

- 1) It is the responsibility of the contractor to prepare a work zone traffic control plan. Plan shall be reviewed by FDOT and the owner prior to commencement of construction.
- 2) All barricades, signal devices and traffic control personnel to be used during construction shall be shown clearly on the contractor prepared work zone traffic control plan.
- 3) It is the responsibility of the contractor to control vehicular and pedestrian traffic in the work zone.
- 4) Contractor shall isolate pedestrian traffic from work zone using suitable barrier. The barrier shall be sized and located to prevent entry into work zone. A bypass path with firm footing in all weather conditions shall be provided.
- 5) Vehicular access to any commercial properties in the work zone shall remain unobstructed at all times.
- 6) Refer to F.D.O.T. Standard Specifications for Road and Bridge Construction Section 580 for landscape installation specifications.

**NOTE:**  
DESIGN SPEED FOR ENTIRE PROJECT IS 35mph.

(2) LANE DIVIDED

**NOTES :**

Permittee will coordinate all work with Paul Donovan of Louis Berger at: 1-888-238-6215, Extension 701, [US1-A1A-Permits@louisberger.com](mailto:US1-A1A-Permits@louisberger.com). Coordination will include a Pre-construction meeting.

All materials and construction within the Florida Department of Transportation Design (F.D.O.T.) right-of-way shall conform to the latest edition F.D.O.T. Design Standards and latest edition Standard Specifications for Road and Bridge Construction.

All maintenance Of Traffic M. O. T. for this project will be in compliance with the Departments current edition of the Design Standards, ( 600 series) and the latest edition of the Manual on Uniform Traffic Control Devices (MUTCD). The Operations Engineer or his designee reserves the right to direct the removal/relocation/modification of any traffic devices( s) at the permittee' s sole expense. Special attention will be given to FDOT Design Standard Index 601, 602, 603, and 660.

It is the Permittee's responsibility to obtain final acceptance of permitted work (completed) and the restoration of the Right-of-Way from the F.D.O.T. prior to usage.

Permittee will restore the Right of Way as a minimum, to its original condition or better in accordance w/F.D.O.T.'s latest Standard Specifications for Road & Bridge Construction or as directed by the Resident Operations Engineer.

Restricted hours of operation for lane closures will be from 9:00am to 3:30 pm, (Monday-Friday), unless otherwise approved by the Operations Engineer, or designee.

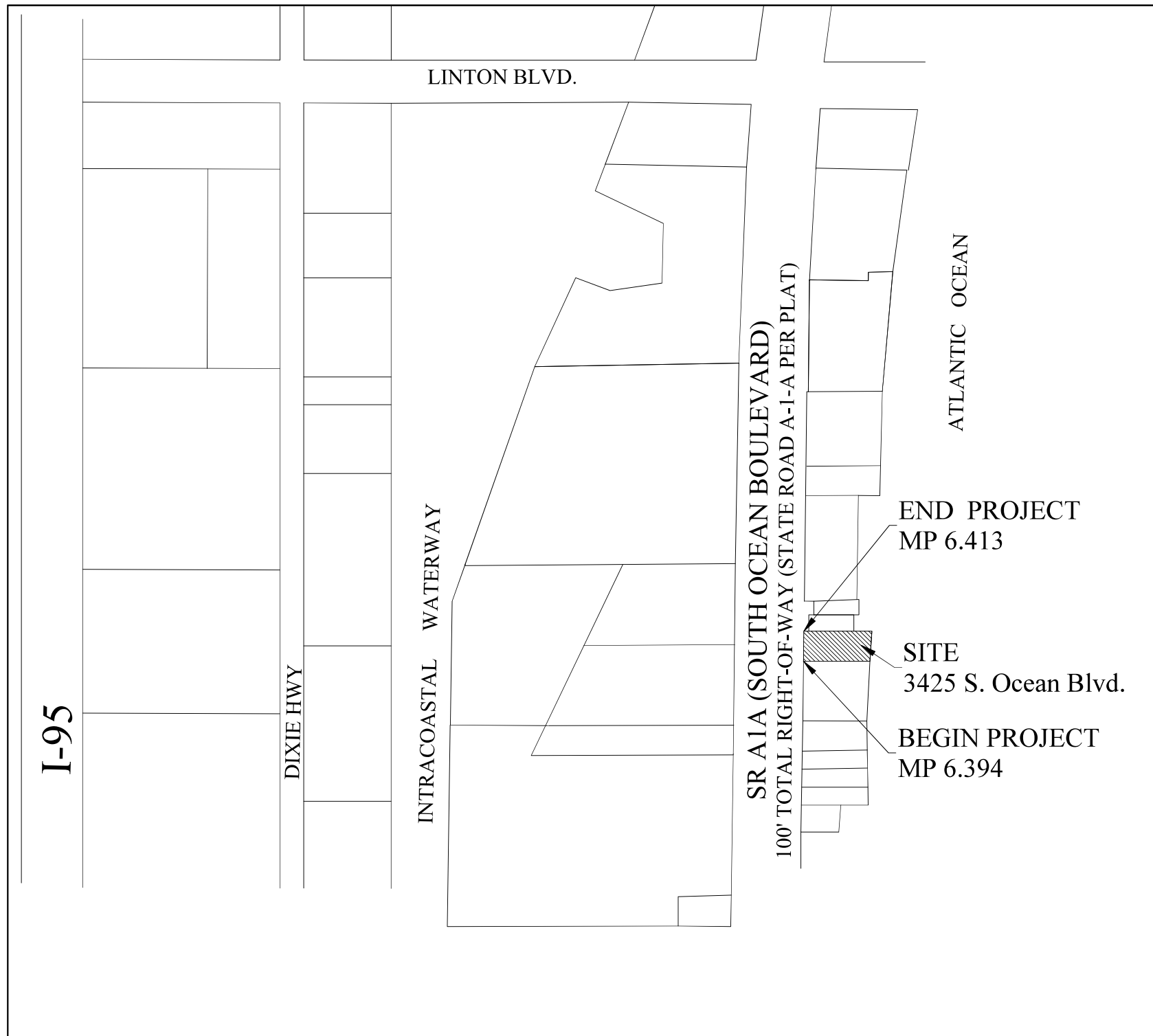
**PERMITTEE: PLEASE NOTE:**

Permittee's contractors that are performing permitted work activities shall provide the F.D.O.T. (Permit Office) proof of a proper state contractor's license and certificate of liability insurance prior to any commencement of permitted work.

The installation of all new landscape materials will be in accordance with current editions of the Standard Indices #212, 215, and 580 (horizontal clearance/clear zone requirements).

PERMIT IS VALID FOR ONE YEAR FROM DATE OF ISSUE.

Permittee will provide the F.D.O.T. with certified "AS-Built" plans prior to final acceptance of permitted work.



**Le Sanctuaire**  
3425 South Ocean Boulevard  
Highland Beach, Florida



Call 811 or [www.sunshine811.com](http://www.sunshine811.com) two full business days before digging to have utilities located and marked.

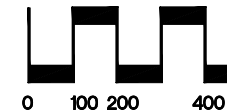
*Check positive response codes before you dig!*

**CAUTION: PLEASE NOTE**

Contractor shall secure all permits required for the work from any state or local departments, utility companies or jurisdiction affected by the work. The Contractor shall have permits "in hand" prior to starting work. The Landscape Architect and/or Owner shall bear no responsibility for work performed without permitted drawings. The Contractor shall be responsible for all changes to Work, at no additional cost to Owner, as a result of unauthorized work prior to receipt of permit.

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**FOR SUBMITTAL**  
**08/31/2023**  
**NOT FOR CONSTRUCTION**



SCALE 1" = 200'



NORTH

20230831 - ADDED EAST BIKE LANE  
20230724 - FOR SUBMITTAL TO FDOT  
20230612 - FOR SUBMITTAL TO FDOT  
**ISSUE HISTORY**  
COMM NO. 22060R  
PROJ MGR: KDW  
DRAWN BY: EL  
CHECKED BY: KDW

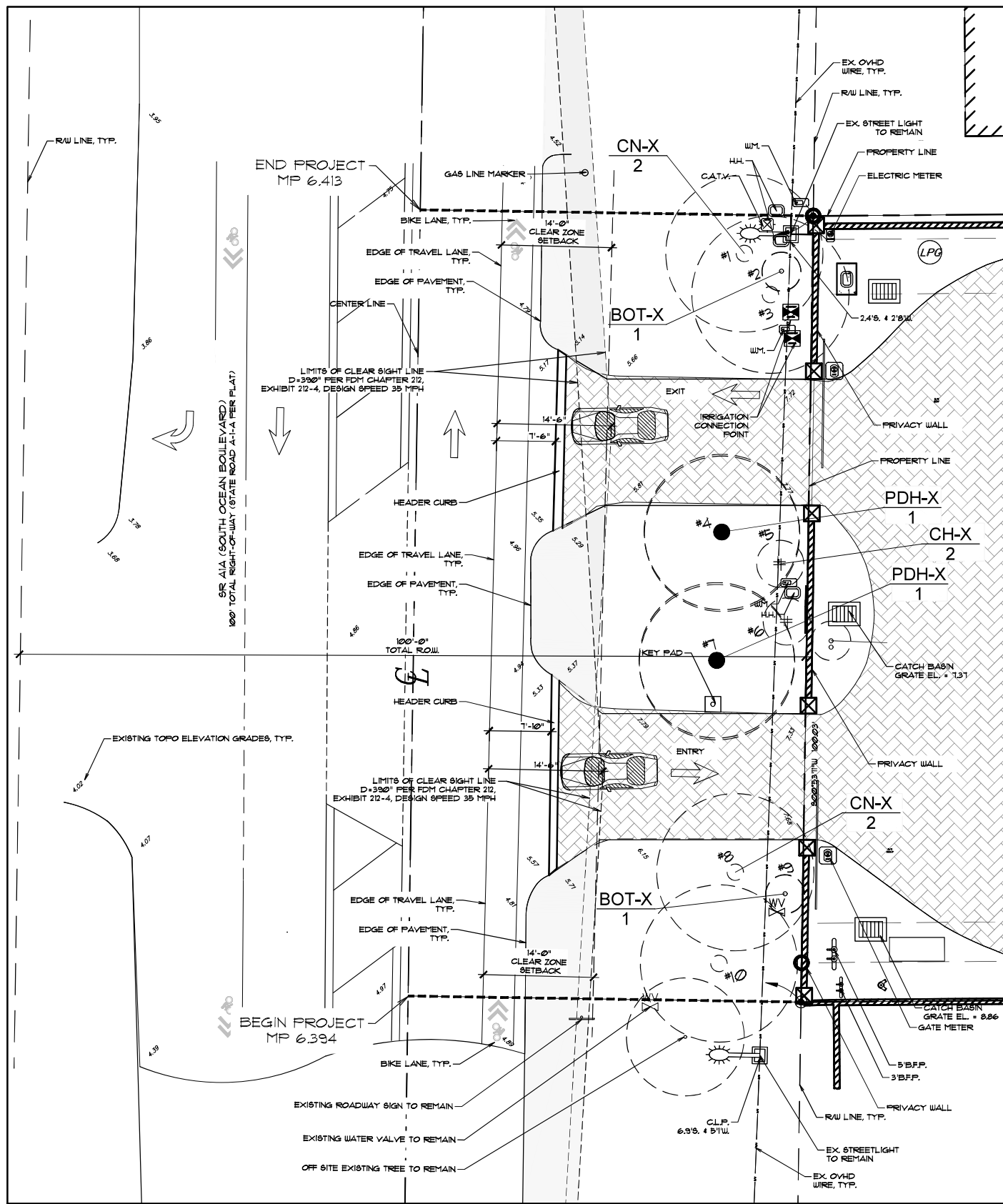
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**R.O.W.**  
**Landscape**  
**Plans And Notes**

Sheet

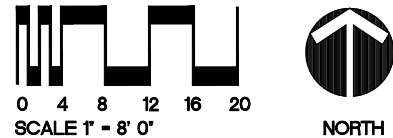
**L-1**

PERMIT NUMBER: 2023-L-486-00000



TREE DISPOSITION CHART										
SHEET NUMBER	TREE NO.	SYMBOL	BOTANICAL NAME	COMMON NAME	DBH (IN.) FOR TREES CTH (FT.) FOR PALMS	HEIGHT (FT.) (APPROX.)	CANOPY SPREAD (FT.) (APPROX.)	CONDITION	DISPOSITION	NOTES
L-2	1	CN-X	Cocos nucifera	Green Malaysian Coconut	25	25 GW	18	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	2	BOT-X	Hyphorbe lagenicaulis	Bottle Palm	6	6 GW	7	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	3	CN-X	Cocos nucifera	Green Malaysian Coconut	20	20 GW	18	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	4	PDH-X	Phoenix dactylifera 'Medjool'	Medjool Date Palm	30	30 GW	20	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	5	CH-X	Chamaerops humilis	Mediterranean Fan Palm	5	5 GW	3	POOR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	6	CH-X	Chamaerops humilis	Mediterranean Fan Palm	10	10 GW	6	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	7	PDH-X	Phoenix dactylifera 'Medjool'	Medjool Date Palm	30	30 GW	20	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	8	CN-X	Cocos nucifera	Green Malaysian Coconut	25	25 GW	18	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	9	BOT-X	Hyphorbe lagenicaulis	Bottle Palm	6	6 GW	7	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED
L-2	10	CN-X	Cocos nucifera	Green Malaysian Coconut	20	20 GW	18	FAIR	REMOVE	APPROVAL PERMIT TO BE PROVIDED

**Sunshine811**  
Call 811 or www.sunshine811.com two full business days before digging to have utilities located and marked.  
Check positive response codes before you dig!



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THIS DRAWING HAS NOT BEEN REVIEWED BY A STRUCTURAL ENGINEER. VERIFY WITH STRUCTURAL ENGINEER PRIOR TO CONSTRUCTION.

POOLS BARRIERS AND GATES  
ALL POOL BARRIERS MUST MEET THE REQUIREMENTS OF 2020 F.B.C. 7TH EDITION, SECTIONS 454.2.17.1, 1 THROUGH 454.2.17.1.7. ALL POOL GATES MUST MEET THE REQUIREMENTS OF 2020 F.B.C. 7TH EDITION, SECTION 454.2.17.1.8. ALL DOORS AND WINDOWS PROVIDING DIRECT ACCESS FROM A DWELLING TO A POOL MUST MEET THE REQUIREMENTS OF 2020 F.B.C. 7TH EDITION, SECTION 454.2.17.1.9.

FOR SUBMITTAL  
08/31/2023  
NOT FOR CONSTRUCTION

PERMIT NUMBER: 2023-L-406-00009

**Le Sanctuaire**  
3425 South Ocean Boulevard  
Highland Beach, Florida

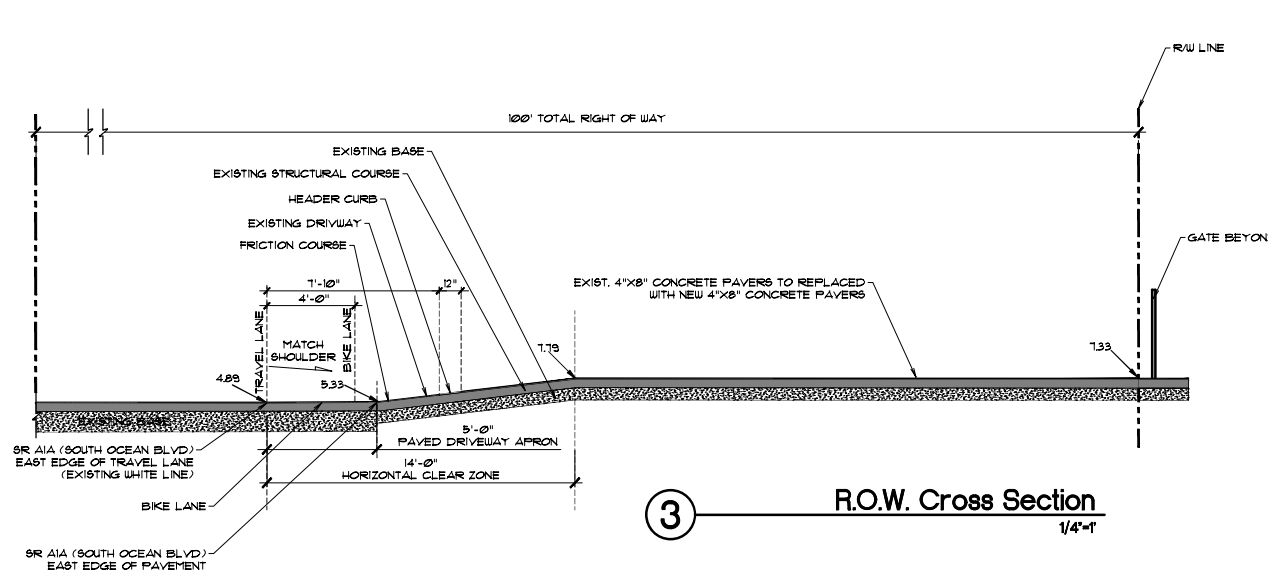
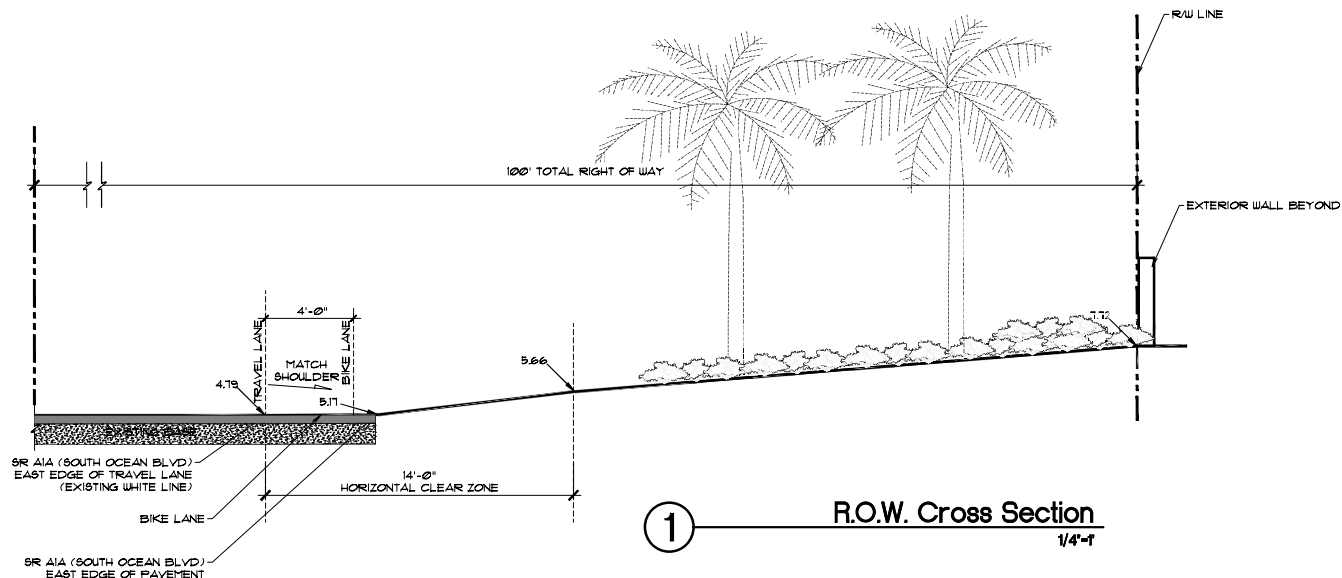
20230831 - ADDED EAST BIKE LANE  
20230724 - FOR SUBMITTAL TO FDOT  
20230612 - FOR SUBMITTAL TO FDOT  
ISSUE HISTORY  
COMM NO. 22060R  
PROJ MGR: KDW  
DRAWN BY: EL  
CHECKED BY: KDW

DRAWING TITLE:  
**Existing Landscape Plan**  
Sheet  
**L-2**



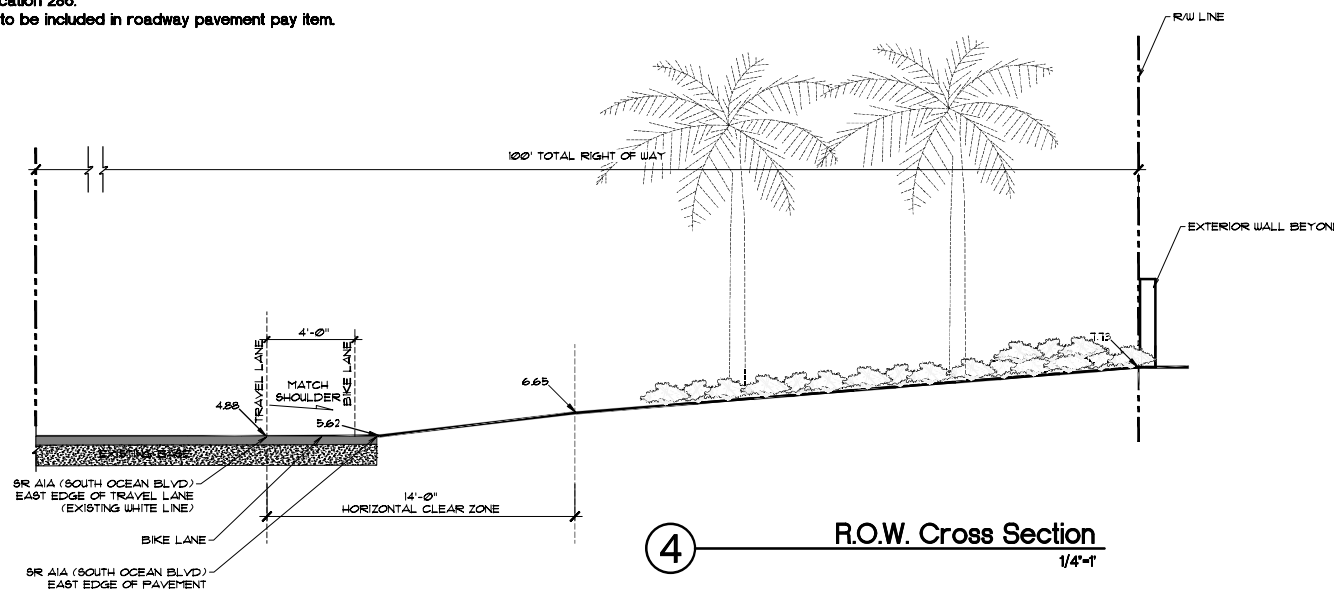
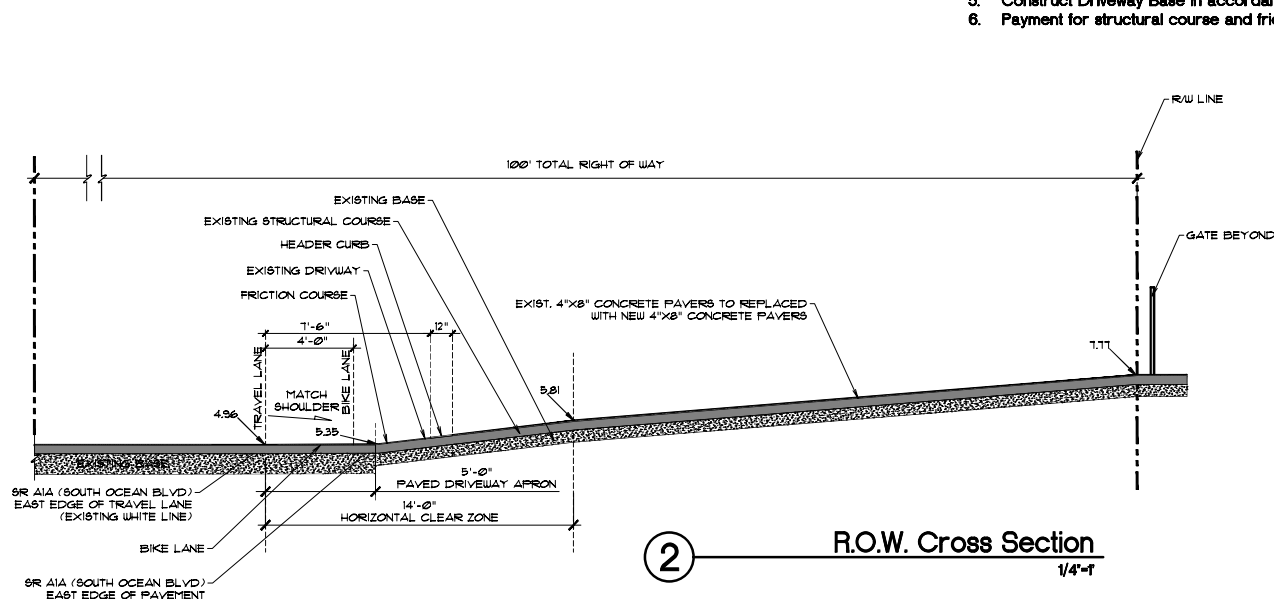
**Note:**

- 1) All Ficus microcarpa 'Green Island' groundcover to be maintained at 24" ht. maximum



**PAVED AND GRADED DRIVEWAYS**  
General Notes:

1. Driveways are to be constructed or resurfaced for low volume (single family, duplex, farm, etc.) residential connections as directed by the Engineer.
2. Driveways construction is not required for low volume residential connections where roadway shoulders are paved.
3. Match existing paved shoulder widths > 4'. For all other shoulders conditions, construct at 5' wide.
4. Connections beyond the shoulder widths are to be constructed as directed by Engineer.
5. Construct Driveway Base in accordance with Specification 286.
6. Payment for structural course and friction course is to be included in roadway pavement pay item.



**Le Sanctuaire**  
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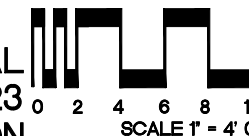


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FOR SUBMITTAL  
08/31/2023

NOT FOR CONSTRUCTION



DRAWING TITLE:	
R.O.W. Landscape Cross Section	
Sheet	L-4

20230831 - ADDED EAST BIKE LANE  
20230724 - FOR SUBMITTAL TO FDOT  
20230612 - FOR SUBMITTAL TO FDOT  
**ISSUE HISTORY**  
COMM NO. 22060R  
PROJ MGR: KDW  
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