

SECTION NO(S): 86065000
S.R. NO.(S): 845
COUNTY: Broward
PERMIT NO.: 2022-L-491-00011

**DISTRICT FOUR (4) AMENDMENT NUMBER TWENTY-FOUR (24) TO
STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
INCLUSIVE LANDSCAPE MAINTENANCE MEMORANDUM OF AGREEMENT**

This is Amendment Number Twenty-Four (24) to the Agreement dated December 5, 2007, made and entered into this _____ day of _____ 20____ by and between the State of Florida Department of Transportation hereinafter called the “**DEPARTMENT**” and the **CITY OF POMPANO BEACH**, a municipal corporation of the State of Florida, hereinafter called the “**AGENCY**”.

WHEREAS, the parties entered into the Inclusive Landscape Maintenance Memorandum of Agreement dated December 5, 2007 for the purpose of maintaining the landscape improvements by the AGENCY on various State Road(s) including State Road 845 (Powerline Road); and

WHEREAS, the DEPARTMENT and the AGENCY have agreed to add additional landscape improvements to be installed on State Road 845 (Powerline Road) 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 paragraph 1, page 1 of the Amendment Number Six (6) Landscape Inclusive Maintenance Memorandum of Agreement dated August 9, 2013, the DEPARTMENT will allow an adjacent property owner to construct additional landscape improvements or to modify an improvement located as indicated in **Exhibit “A”**, State Road 845 (Powerline Road) from M.P. 5.657 to M.P. 6.022, in accordance with the plans attached as **Exhibit “B”**.
2. The AGENCY shall agree to maintain the additional landscape improvements according to **Exhibit “F”** Maintenance Plan of the original agreement, Amendment #21, and as follows:

PART II. SPECIFIC PROJECT SITE MAINTENANCE REQUIREMENTS AND RECOMMENDATIONS

- a. All canopy trees are intended to be maintained at mature height and spread.
- b. Remove suckering growth from base and clear trunk areas on single trunked trees on a quarterly basis.

- c. To maintain the intended appearance of palms, apply a specialized palm fertilizer per manufactures specified rate.
- d. All Palms shall only have dead fronds removed, do not remove any green fronds.
- e. Groundcover and shrubs lateral growth shall be maintained to prevent foliage from growing beyond the limits of the planting areas shown on the plan. Also, maintain a 6” setback from foliage to the back of curb, pavement, and/or sidewalk.
- f. Groundcovers and shrubs shall be maintained at the following vertical heights:
 - Jasmine volubile (Wax Jasmine) – between 12” to 20”
- g. Inspect monthly to always maintain full ground coverage for groundcovers and shrubs.
- h. Inspect the irrigation system performance on a monthly basis to ensure the system’s pressure is providing adequate coverage and clean or replace any irrigation nozzles that are not properly functioning.
- i. Evaluate plant material on a monthly basis for pests and diseases. If required, follow the integrated pest management program established by the Agency to ensure healthy plants.

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

LIST OF EXHIBITS

Exhibit A – Landscape Improvements Maintenance Boundaries

Exhibit B – Landscape Improvement Plan

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

CITY OF POMPANO BEACH

By: _____
Chairperson/Mayor/Manager

Attest: _____(SEAL)
Clerk

Legal Review Date

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
Transportation Development Director

Attest: _____
Executive Secretary

Legal Review Date

Office of the General Counsel

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EXHIBIT A

**LANDSCAPE IMPROVEMENTS
MAINTENANCE BOUNDARIES**

I. PERMIT PROJECT LANDSCAPE IMPROVEMENTS MAINTENANCE LIMITS:

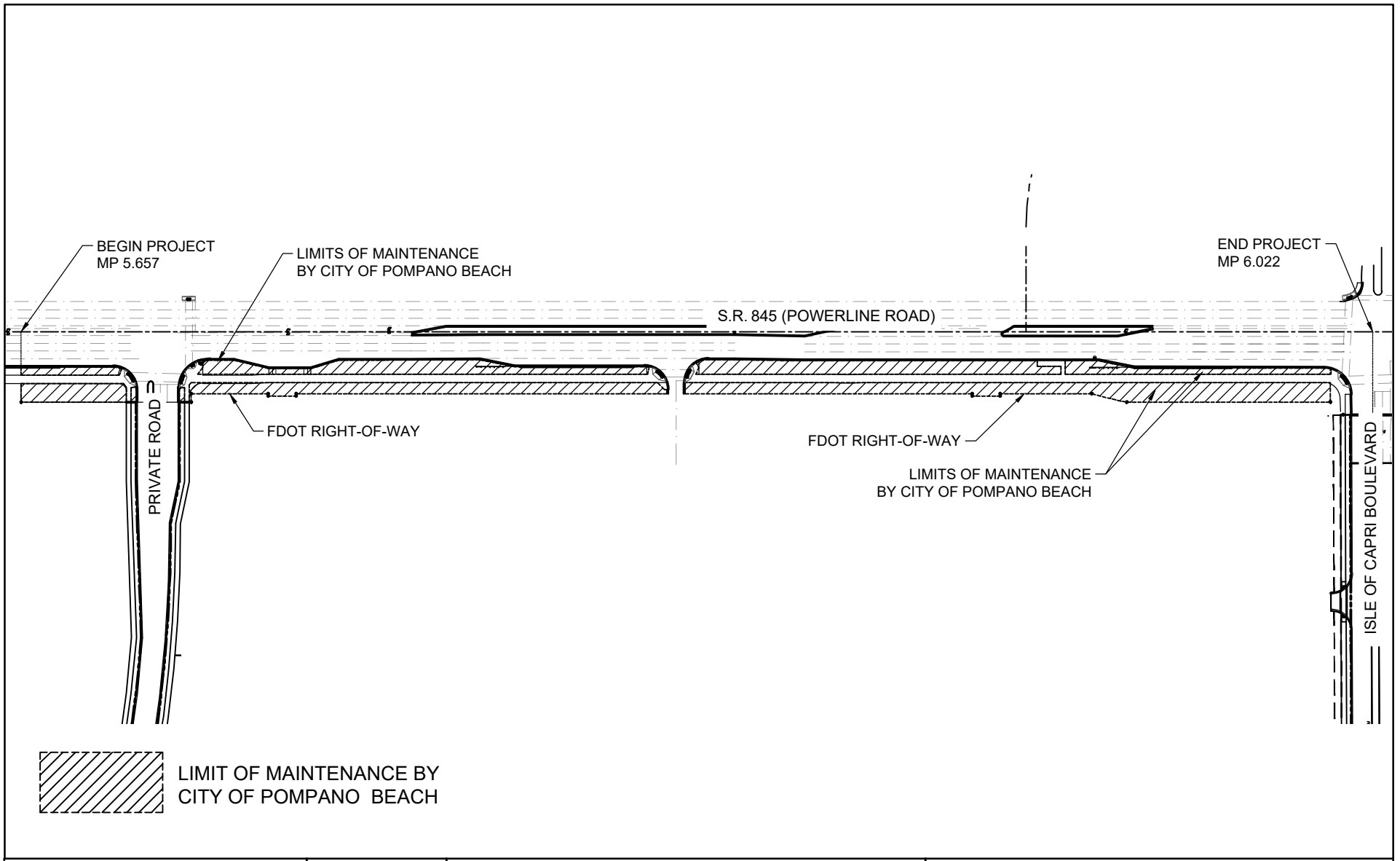
State Road 845 (Powerline Road) from (M.P. 5.657) to Isle of Capri Boulevard
(M.P. 6.022)

**II. ORIGINAL INCLUSIVE LANDSCAPE MAINTENANCE AGREEMENT LIMITS
FOR STATE ROAD 845 (Powerline Road):**

State Road 845 (Powerline Road) from M.P. 5.113 (McNab Road) to M.P. 9.612
(SR 834 / Sample Road)

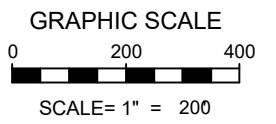
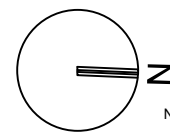
III. LANDSCAPE IMPROVEMENTS MAINTENANCE BOUNDARY MAP:

Please See Attached



301 East Atlantic Boulevard
Pompano Beach, FL 33060

DATE: 09/14/2022
SCALE: AS NOTED
DRAWN BY: GM
DESIGN BY: SL
CHECKED BY: PW



NOTE: PRINTED DRAWING SIZE MAY HAVE CHANGED FROM ORIGINAL. VERIFY SCALE USING BAR SCALE ABOVE.

LANDSCAPE IMPROVEMENT
MAINTENANCE BOUNDARY MAP
CITY OF POMPANO BEACH

LM-001

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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: Paul Weinberg, RLA
Keith and Associates

Date: September 15, 2022

