

SECTION No.(s): 86010000
S.R. No.(s): 5
PERMIT No: 2016-L-491-0006
COUNTY: BROWARD

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

THIS AMENDMENT Number Four (4) to the Agreement dated March 29, 2013, 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 HALLANDALE 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 of Agreement dated, March 29, 2013 for the purpose of maintaining the landscape improvements by the AGENCY on various roads including State Road 5 (US 1); and,

WHEREAS, the DEPARTMENT and the AGENCY have agreed to add additional landscape to be installed on State Road 5 (US 1) in accordance with the above referenced Agreement; and,

WHEREAS, the AGENCY by Resolution No. _____ dated _____, attached hereto and by this reference made a part hereof, desires to enter into this Agreement and authorized its officers to do so; 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 9 of the Landscape Inclusive Maintenance Memorandum of Agreement for State Road 5 (US 1) dated March 28, 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 5 (US 1) from (M.P. 1.02) to (M.P. 1.12)., in accordance with the plans attached as **Exhibit "B"**.
2. The AGENCY shall agree to maintain the additional landscape improvements in the original Inclusive Agreement described above in accordance with the Maintenance Plan, **Exhibit "C"** of the original agreement and, in addition, as follows:

II. Specific Project Site Maintenance Requirements and Recommendations:

Planting beds were designed for ease of maintenance. Most planting beds have large masses of only one or two species so that the entire bed requires the same watering, pruning, fertilization and other maintenance requirements. Where groundcover plantings from shrub masses, the materials should be pruned to maintain a layered effect, with Myers Asparagus at 24"; Green Island Ficus at 24"; Ixora maintained at 30"; and flax Lilly at 18-24". Groundcovers require minimal maintenance in pruning and should be allowed to reach its full potential through its natural growth habit. Shrub material should be pruned periodically, so that the foliage is maintained full to ground. Trees should be pruned from the base of the trunk upward to maintain a clear trunk of 8.5' minimum and provide a separation between canopy and underplantings. Remove palm fronds periodically which appear to be in decline so that the plants can designate energy to the promotion of new growth. If maintained properly the plantings will flourish and provide a lush and multi-layered effect which will be o great benefit to the area both aesthetically and environmentally.

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 Limits and Maintenance Boundaries and Location
Map

Exhibit B - Landscape Improvement Plans

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

CITY OF HALLANDALE BEACH

By: _____
Chairperson/Mayor/Manager

Attest: _____ (SEAL)
Clerk

Legal Review Date

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
Transportation Development Director

Attest: _____ (SEAL)
Executive Secretary

Legal Review Date

Office of the General Counsel

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EXHIBIT A

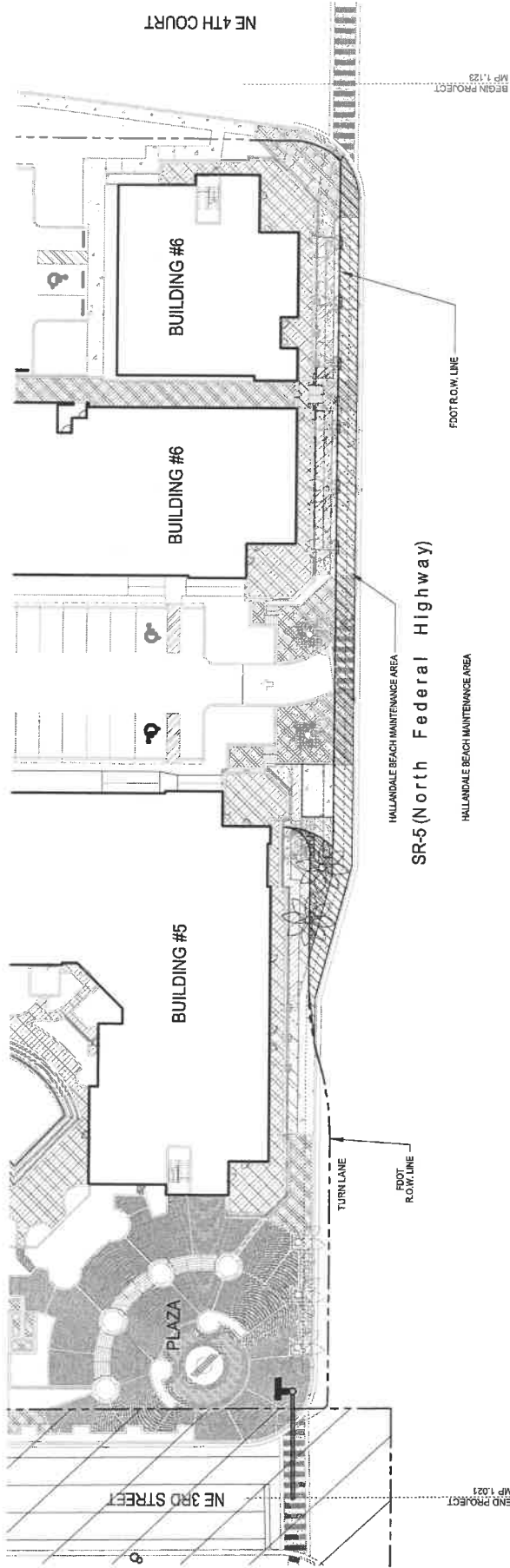
LANDSCAPE IMPROVEMENTS PROJECT LIMITS

MAINTENANCE BOUNDARIES LIMITS AND LOCATION MAP

- I. **PERMIT LANDSCAPE PROJECT LIMITS:**
State Road 5 (US 1) from (M.P. 1.021 to (M.P. 1.123)
- II. **INCLUSIVE LANDSCAPE MAINTENANCE AGREEMENT LIMITS:**
Stat Road 5 (M.P. 0.000) (South City limits) to (M.P. 1.526) State Road 824 (Pembroke Road)
- III. **MAINTENANCE BOUNDARY LIMITS MAP:**

*All limits of the original agreement and amendments shall apply

Please See Attached



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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: Hugh Johnson, RLA
Architectural Alliance Landscape

Date: January 25, 2018

Sheet 1 of 5

