SECTION No.: 86050000

S.R. No.: A1A

PERMIT No: 2017-L-491-010

COUNTY: BROWARD

DISTRICT FOUR (4) AMENDMENT NUMBER ELEVEN (11) TO STATE OF FLORIDA **DEPARTMENT OF TRANSPORTATION LANDSCAPE INCLUSIVE** MEMORANDUM OF AGREEMENT

THIS AMENDMENT Number Eleven (11) to the Agreement dated January 31, 2008, 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 FORT LAUDERDALE, a municipal corporation of the State of Florida, hereinafter called the AGENCY.
WITHNESSETH
WHEREAS , the parties entered into the Landscape Inclusive Maintenance of Agreement dated, January 31, 2008 for the purpose of maintaining the landscape improvements by the AGENCY on State Road A1A; and,
WHEREAS , the DEPARTMENT and the AGENCY have agreed to add additional landscape improvements to be installed on State Road A1A 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:
 The DEPARTMENT shall modify the Inclusive Landscape Maintenance Memorandum of Agreement for State Road A1A dated January 31, 2008 by adding the following provision:
ADJACENT PROPERTY OWNER IMPROVEMENTS
The DEPARTMENT may allow an adjacent property owner to construct additional landscape

The DEPARTMENT may allow an adjacent property owner to construct additional landscape improvements within the limits of the right of way identified in Exhibit "A" of this Agreement that the AGENCY shall be responsible for maintaining under this Agreement, subject to the following conditions:

- (a) Plans for any new landscape improvements shall be subject to approval by the DEPARTMENT and shall require a valid permit attached with a letter of consent to said plans by the AGENCY. The plans shall not be changed or deviated from without written approval by the DEPARTMENT and the AGENCY.
- (b) All landscape improvements shall be developed and implemented in accordance with appropriate state safety and roadway design standards.
- (c) The AGENCY agrees to comply with the requirements of this Agreement with regard to any additional landscape improvements installed by an adjacent owner.
- 2. Pursuant to the provision added in Section of this amendment the AGENCY has agreed to allow the adjacent property owner with the AGENCY'S approval to construct additional landscape improvements or to modify an improvement located as indicated in **Exhibit "A"**, State Road A1A (North Ocean Boulevard from (M.P. 4.619) to (M.P. 4.726), in accordance with the plans attached as **Exhibit "B"**.
- 3 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,

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 this Agreement on the day and year provided below.

AGENCY CITY OF FORT LAUDERDALE, through its CITY COMMISSIONERS ATTEST: By: _____ Dean J. Trantalis, Mayor _____ day of _____, 2018 Jeffrey A. Modarelli, City Clerk (SEAL) Lee R. Feldman, City Manager Approved as to form by Office of City Attorney Ву: Shari C. Wallen, Assistant City Attorney STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION Director of Transportation Development _____ day of ______, 2018 Approval: Office of the General Counsel (Date)

SECTION No.: 86050000

S.R. No.: A1A

PERMIT No: 2017-L-491-010

COUNTY: BROWARD

EXHIBIT A

LANDSCAPE IMPROVEMENTS PROJECT LIMITS

MAINTENANCE BOUNDARIES LIMITS AND LOCATION MAP

I. INCLUSIVE LANDSCAPE MAINTENANCE AGREEMENT LIMITS FOR STATE ROAD A1A:

State Road A1A from State Road 5 (US 1) (M.P. 0.000) Section 86180000) (US 1) to Flamingo Avenue (M.P. 6.410) (Section 86050000)

By Individual Sections:

Southbound One Way (Section 86050100)

M.P. 0.0000 (Seville Street) to M.P. 0.926 (Bahia Mar Hotel Entrance)

Northbound One Way / Seabreeze Boulevard / 17th Street Causeway (Section 8618000): M.P. 0.000 (State Road 5) (US 1) to M.P. 2.964 (State Road 842) (Las Olas Boulevard)

North Fort Lauderdale Beach Area (Section 86050000): M.P. 2.039 (south of Poinsettia Street) to M.P. 6.410 (Flamingo Drive)

II. PERMIT PROJECT LANDSCAPE PROJECT MAINTENANCE LIMITS FOR THIS PROJECT:

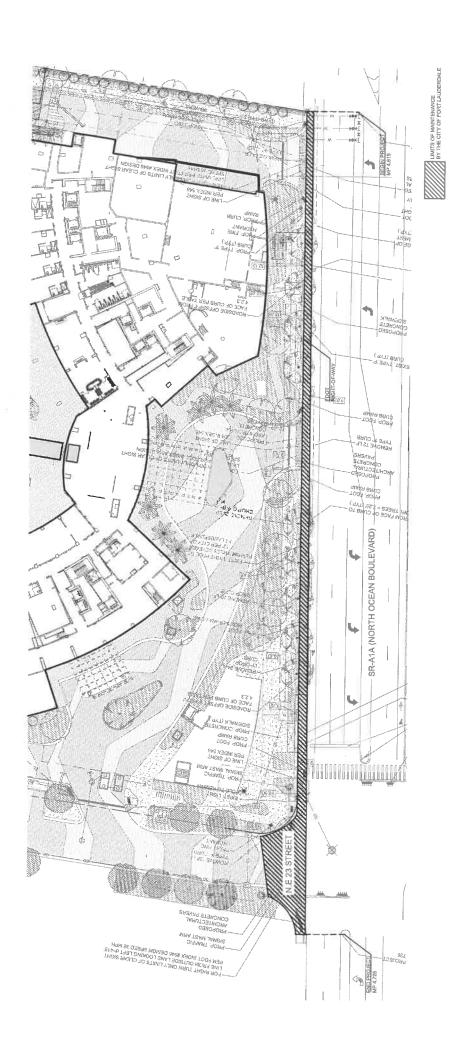
State Road A1A (North Ocean Boulevard from (M.P. 4.619) to (M.P. 4.726)

III. PERMIT PROJECT LANDSCAPE MAINTENANCE BOUNDARY LIMITS MAP:

*All limits of the original agreement and amendments shall apply

Please See Attached

S:\Transportation Development\Design\In-House Design\Landscape Architecture\AGREEMENTS\1 MOA\FT LAUDERDALE\INCLUSIVE FT LAUDERDALE SR A1A\AMENDMENT 11\INCLUSIVE AMENDMENT_11__17-L-491-010(6-14-18).doc



LANDSCAPE IMPROVEMENT MAINTENANCE BOUNDARY MAP CITY OF FORT LAUDERDALE FDOT PERMIT NUMBER: 2017-L-491-010

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SCALE: 1/64" = 1'-0"

CAM 18-0834 Exhibit 1 Page 5 of 15

SECTION No.: 86050000

S.R. No.: A1A

PERMIT No: 2017-L-491-010

COUNTY: BROWARD

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:

Nichols Brosch Wurst Wolfe Gerardo Javier Delgado, RLA

Sheets - 1 - 6

Date: May 31, 2018

And

Nichols Brosch Wurst Wolfe Diego Jose Vanderbiest, RLA

Sheets 7 - 9

Date: May 30, 2018

