



City of Boynton Beach Agenda Item Request Form

Meeting Date: 07/ 7/2026

Proposed Resolution No. R26-120- Approve a Declaration of Restrictive Covenant for Boynton Forest (Conservation/Natural Habitat Preservation).

Requested Action:

Staff recommends the approval of Proposed Resolution No. R26-120.

Explanation of Request:

The City of Boynton Beach is the fee simple title owner of the Boynton Forest property (Folio Nos. 00-43-45-19-04-006-0260, 00-43-45-19-03-006-0080, 00-43-45-19-00-000-3010, and 00-43-45-19-04-008-0200; comprising approximately 15.03 acres, more or less), located in Palm Beach County, Florida. In order to ensure the long-term preservation of this natural area, the City Attorney's Office has prepared a Declaration of Restrictive Covenants for consideration. This draft is similar to other declarations previously approved by the City Commission, including those recorded for Meadows Park.

Upon execution and recordation in the Public Records of Palm Beach County, the Declaration will restrict the use of the property to retaining the area in its existing, natural, vegetative, hydrologic, scenic, open, or wooded condition and to maintaining it as a suitable habitat for plants and wildlife. The following activities are expressly prohibited on the property: (a) construction or placement of buildings, roads, signs, utilities, or other structures, except as reserved below for the sanitary sewer lift station; (b) dumping or landfilling of soil, trash, or other materials; (c) removal, destruction, or trimming of trees, shrubs, or vegetation (except removal of dead plant material, invasive exotic species per the Florida Exotic Pest Plant Council's List, or activities under a wildfire mitigation plan); (d) excavation or removal of soil, rock, or other subsurface material; (e) activities detrimental to drainage, flood control, erosion control, or fish and wildlife habitat; and (f) other acts detrimental to the natural or historical integrity of the property.

Notwithstanding the foregoing prohibitions, the Declaration expressly reserves the City's right to construct, install, operate, and maintain a sanitary sewer lift station and associated utility infrastructure within a defined corridor of the property in proximity to Quentin Boulevard or Nickels Boulevard, subject to Commission approval and applicable permitting requirements. This lift station has been carved out from the conservation restrictions and permitted by the

City.

The Declaration may only be modified or terminated by the unanimous vote of the City Commission. It shall constitute a covenant running with the land and shall be binding upon the City's successors and assigns.

How will this affect city programs or services?

The Declaration formalizes the City's existing conservation intent for the Boynton Forest property and will have no adverse effect on City programs or services. Recordation of the covenant will strengthen the City's long-term stewardship commitment to the property and may support future eligibility for conservation grants or environmental mitigation credits.

Account Line Item and Description:

N/A – Recording fees to be absorbed within the City Attorney's Office operating budget.

Fiscal Impact:

Minimal. The only direct cost associated with this item is the nominal recording fee for filing the Declaration in the Public Records of Palm Beach County, Florida.

Attachments:

[R26-120 Boynton_Forest_Restrictive_Covenant_Resolution.docx](#)
[Boynton Forest Declaration 6.29.26.docx](#)
[Boynton_Forest_Presentation_Updated.pptx](#)