

**MINUTE MOTION 2006-025  
CONDITIONS OF APPROVAL – FINAL (CORRECTED)  
SPECIFIC PLAN 99-035 AMENDMENT #3  
MADISON STREET LANDSCAPING  
EAST OF MADISON, LLC  
ADOPTED: OCTOBER 10, 2006**

1. Developer agrees to indemnify, defend, and hold harmless the City of La Quinta in the event of any legal claim or litigation arising out of the City's approval of this project. The City of La Quinta shall have the right to select its defense counsel in its sole discretion.

The City shall promptly notify the subdivider of any claim, action or proceeding and shall cooperate fully in the defense.

2. Prior to final approval of the wall plans, location of perimeter walls shall be verified to ensure compliance with the condition limiting the top of perimeter wall not exceed the 16' maximum berm height to the satisfaction of the Community Development Director.
3. Revisions to plans necessary to comply with the above conditions shall be approved by the Community Development Director.
4. All mow strips shall be concrete.
5. Equestrian fencing (railings) shall be of a concrete material to the satisfaction of the City.
6. No white (reseeding) Fountain Grass shall be used.