

0040600, Final Cleaning Up of Right Of Way
Comments from Industry Review

Marshall Douberley
863-519-2382
marshall.douberley@dot.state.fl.us

Comment:

Text: I recommend adding: “, provided that the area disturbed meets the criteria set forth in Section 7-11.2” to the last sentence. Alternately, I recommend deleting the last sentence as the issue of payment is already covered under 7-11.2. **Agree to delete the last sentence.**

Ken Zinck
386-740-3471
ken.zinck@dot.state.fl.us

Comments by Alan Fisher /Project Administrator /District 5 Daytona Construction:

Top said before final payment that both public and private property must be clean. The bottom said that he could have adjacent property with well-kept supplies etc. Add the following (in Caps) {The Engineer will allow the Contractor DURING THE COURSE OF THE JOB to temporarily store equipment, surplus materials, usable forms, etc., on a well-kept site owned or leased by the Contractor, adjacent to the project. However, do not place or store discarded equipment, materials, or rubbish on such a site.}... to keep the contractor from saying that this area can still be used during final acceptance. This looks like it is dealing with both final and during the contract time, not just at final. Should they be separate items? Existing language should protect the Department from abuse of this site.... Do not dispose of materials of any character, rubbish or equipment, on abutting property, with or without the consent of the property owners..... However, do not place or store discarded equipment, materials, or rubbish on such a site..... Shape and dress areas adjacent to the project right-of-way that were used as plant sites, materials storage areas or equipment yards when they are no longer needed for such purposes. Our Right-of -Way specialist said we could not demand a contractor shut down a site that has a continuing lease with a private property owner. However, continuing access to our roadway after final acceptance would require a temporary driveway permit from Maintenance. That permit should address potential damage to our facility and subsequent restoration of the right-of-way.
