

0070800 LEGAL REQUIREMENTS AND RESPONSIBILITY TO THE PUBLIC –  
STRUCTURES OVER NAVIGABLE WATERS.  
COMMENTS FROM INTERNAL/INDUSTRY REVIEW

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Eddy Scott  
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Comments: (3-12-13)

1. Sentence concerning Drawbridges - Suggest changing “start of any action” to “start of any action affecting drawbridge operations”.

Response: Agree, language clarified. Change made.

2. Suggest moving sentence concerning drawbridges to its own paragraph. Perhaps a sub-article 7-8.1.1. So that the sentence following is not linked. I believe the intent of the sentence following is for all structures over navigatable waters not just drawbridges.

Response: Agree, language clarified. Change made.

3. Sentence concerning Coast Guard notification – Suggest either defining “operations” or perhaps changing to ““Work”.

Response: Agree, language clarified. Change made.

4. Paragraph on Work Platforms – Some of this info is contained in 103-1.3. Perhaps these should be consolidated or modified and referenced.

Response: Outside the scope of this spec change but will review for consistency. No change made.

5. Please compare to 561-4.1 to these requirements. There are some differences. Perhaps there should be a changes to 561-4.1 including a reference back to the appropriate Article(s).

Response: Outside the scope of this spec change but will review for consistency. No change made.

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Matt Kuhn  
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Comments: (3-13-13)

Suggest the following highlighted language edits:

DELETE: WHERE ERECTING structures in, adjacent to, or over, navigable waters, observe... ADD:  
WHEN WORKING ON structures in, adjacent to, or over, navigable waters, observe...

ADD: Notify the Coast Guard District Bridge Office IN WRITING at least 60 days prior to the start of any operations and also AT LEAST 30 DAYS PRIOR TO ANY CHANNEL OBSTRUCTIONS, CLOSURES, OR OPENING RESTRICTIONS.

**7-8 Structures over Navigable Waters.**

**7-8.1 Compliance with Federal and Other Regulations:** ~~Where erecting~~ **When working on** structures in, adjacent to, or over, navigable waters, observe all regulations

and instructions of Federal and other authorities having control over such waters. Do not obstruct navigation channels without permission from the proper authority, and provide and maintain navigation lights and signals in accordance with the Federal requirements for the protection of the structure, of false work, and of navigation.

~~In the event of accidental blocking of the navigation channel, immediately notify the U.S. Coast Guard of the blockage and upon removal of the blockage.~~ *Requests for temporarily changing drawbridge operating requirements must be submitted in writing to the Coast Guard District Bridge Office 90 days before the start of any action. Notify the Coast Guard District Bridge Office in writing at least 60 days prior to the start of any operations and also at least 30 days prior to any channel obstructions, closures, or opening restrictions.*

When work platforms are indicated in the permit for construction, submit work platform construction plans to the appropriate Coast Guard District for approval. Obtain approval prior to beginning construction on the platform.

Response: Agree. Change made.

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Emy Delgado  
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Comments: (3-14-13)

Suggest the following highlighted changes:

## 7-8 Structures over Navigable Waters.

**7-8.1 Compliance with Federal and Other Regulations:** ~~Where erecting~~ *erecting working on* structures in, adjacent to, or over, navigable waters, observe all regulations and instructions of Federal and other authorities having control over such waters. Do not obstruct navigation channels without permission from the proper authority, and provide and maintain navigation lights and signals in accordance with the Federal requirements for the protection of the structure, of false work, and of navigation.

~~In the event of accidental blocking of the navigation channel, immediately notify the U.S. Coast Guard of the blockage and upon removal of the blockage.~~ *Requests for temporarily changing drawbridge operating requirements must be submitted in writing to the Coast Guard District Bridge Office 90 days before the start of any action. For fixed bridges, Notify the Coast Guard District Bridge Office, in writing, at least 60 days prior to the start of any operations, including construction and 30 days prior to any channel operations, closures, or opening restrictions.*

When work platforms are indicated in the permit for construction, submit work platform construction plans to the appropriate Coast Guard District for approval. Obtain approval prior to beginning construction on the platform.

**7-8.2 Maintenance of Channel:** Where the work includes the excavation of a channel or other underwater areas to a required section, maintain the section from shoaling or other encroachment until final acceptance of the project.

*In the event of accidental blocking of the navigation channel, immediately notify the U.S. Coast Guard of the blockage and upon removal of the blockage.*

Response: Agree. Change made.

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Van Humphreys  
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Comments: (3-19-13)

Suggest the following highlighted changes.

## 7-8 Structures over Navigable Waters.

**7-8.1 Compliance with Federal and Other Regulations:** ~~Where erecting~~ **erecting working on** structures in, adjacent to, or over, navigable waters, observe all regulations and instructions of Federal and other authorities having control over such waters. Do not obstruct navigation channels without permission from the proper authority, and provide and maintain navigation lights and signals in accordance with the Federal requirements for the protection of the structure, of false work, and of navigation.

~~In the event of accidental blocking of the navigation channel, immediately notify the U.S. Coast Guard of the blockage and upon removal of the blockage.~~ **Requests for temporarily changing drawbridge operating requirements must be submitted in writing to the Coast Guard District Bridge Office 90 days before the start of any action. For fixed bridges, notify the Coast Guard District Bridge Office, in writing, at least 60 days prior to the start of any operations including construction, and 30 days prior to any channel obstructions, closures or opening restrictions.**

When work platforms are indicated in the permit for construction, submit work platform construction plans to the appropriate Coast Guard District for approval. Obtain approval prior to beginning construction on the platform.

**7-8.2 Maintenance of Channel:** Where the work includes the excavation of a channel or other underwater areas to a required section, maintain the section from shoaling or other encroachment until final acceptance of the project.

*In the event of accidental blocking of the navigation channel, immediately notify the U.S. Coast Guard of the blockage and upon removal of the blockage.*

Response: Agree. Change made.

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Neil Monkman  
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Comments: (3-20-13)

I have no comments as to the content other than I believe this to be a well thought out improvement to eliminate unnecessary plan notes. This protects both the Department and the Contractor.

Response: Thank you for your comment.

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Michael Lieberum  
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Comments: (4-9-13)

Suggest the highlighted changes below:

## 7-8 Structures over Navigable Waters.

**7-8.1 Compliance with Federal and Other Regulations:** ~~Where erecting~~ **When working on** structures in, adjacent to, or over, navigable waters, observe all regulations and instructions of Federal and other authorities having control over such waters. Do not obstruct navigation channels without permission from the proper authority, and provide and maintain navigation lights and signals in accordance with the Federal requirements for the protection of the structure, of false work, and of navigation.

~~In the event of accidental blocking of the navigation channel, immediately notify the U.S. Coast Guard of the blockage and upon removal of the blockage.~~ *Requests for temporarily changing drawbridge operating requirements must be submitted in writing to the **Seventh Coast Guard District Bridge Office Branch, Miami, Florida,** 90 days before the start of any action. ~~Notify~~ For all other bridges, notify the **Seventh Coast Guard District Bridge Office Branch, Miami, Florida,** at least 60 days prior to the start of any operations, including construction.*

When work platforms are indicated in the permit for construction, submit work platform construction plans to the ~~appropriate~~ **Seventh Coast Guard District Bridge Branch, Miami, Florida,** for approval. Obtain approval prior to beginning construction on the platform.

**7-8.2 Maintenance of Channel:** Where the work includes the excavation of a channel or other underwater areas to a required section, maintain the section from shoaling or other encroachment until final acceptance of the project.

*In the event of accidental blocking of the navigation channel, immediately notify the U.S. Coast Guard of the blockage and upon removal of the blockage.*

Response: Agree. Change made.

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Comment: (5-8-13)

Since USCG District 8 in New Orleans handles D3's projects, should USCG District 8 be included here?

Our approval is conditioning on the resolution of the comment. Thanks.

Response: Agree. Changes made.

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