

ORIGINATION FORM

Proposed Revisions to the Specifications

(Please provide all information - incomplete forms will be returned)

Date:

Specification Section:

Originator:

Articles/Subarticles:

Telephone:

email:

Will the proposed revision involve Design Standard Index changes? Yes No

Roadway Design staff contacted (name):

Will the proposed revision involve PPM changes? Yes No

Roadway Design staff contacted (name):

Will the proposed revision involve CPAM changes? Yes No

Construction staff contacted (name):

Will the proposed revision involve Pay Item changes? Yes No

Estimates staff contacted (name):

Will the proposed revision involve SDG changes? Yes No

Structures staff contacted (name):

Will the proposed revision involve APL changes? Yes No

Product Evaluation staff contacted (name):

Will this revision necessitate any of the following:

Design Bulletin **Construction Bulletin** **Estimates Bulletin**

Are all references to external publications current? Yes No

If not, what references need to be updated (please include changes in the redline)?

Why does the existing language need to be changed?

Summary of the changes:

Are these changes applicable to all Department jobs? Yes No

If not, what are the restrictions?

Contact the State Specifications Office for assistance in completing this form.

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Florida Department of Transportation

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JIM BOXOLD
SECRETARY

MEMORANDUM

DATE: June 24, 2015

TO: Specification Review Distribution List

FROM: Daniel Scheer, P.E., State Specifications Engineer

SUBJECT: Proposed Specification: **SP0071105FGT Legal Requirements and Responsibility to the Public - Utilities.**

In accordance with Specification Development Procedures, we are sending you a copy of a proposed specification change.

The changes are proposed by Thomas Bane of the State Program Management Office to address Florida Gas Transmission Company notification and other contractor requirements in accordance with their Global Agreement and Encroachment Agreements with FDOT.

Please share this proposal with others within your responsibility. Review comments are due within four weeks and should be sent to Mail Station 75 or online at <http://www2.dot.state.fl.us/ProgramManagement/Development/IndustryReview.aspx>. Comments received after **July 22, 2015**, may not be considered. Your input is encouraged.

DS/ot
Attachment

LEGAL REQUIREMENTS AND RESPONSIBILITY TO THE PUBLIC – UTILITIES.
(REV ~~3-194-10295-16-19223~~-15)

ARTICLE 7-11.5 is expanded by the following Subarticle:

7-11.5.5 Florida Gas Transmission Company (FGT) Facilities:

7-11.5.5.1 Notifications Under FGT Encroachment Agreements:

Notify FGT and the Engineer at least 48 hours before entering the limits of the Encroachment Area. Send notification to FGT by overnight next day courier service, certified mail, return receipt requested or email transmission.

7-11.5.5.2 Contractor's Responsibilities:

7-11.5.5.2.1 FGT Facilities: *Waive any and all claims for relief, whether in contract, tort or otherwise, against FGT arising out of the Buy America requirements set forth in 23 U.S.C. 313, as amended, and 23 CFR 635.410, as amended. Include this provision in all subcontracts, and require all subcontractors to include it in their subcontracts with others.*

Unless FGT facilities are located at a depth greater than eight feet, do not rely on as-built data or drill coordinates provided by FGT. Use soft dig field locates for FGT facilities.

Obtain approval of the Engineer prior to the use of any area over any of FGT's pipeline for temporary construction space.

7-11.5.5.2.2 FGT Encroachment Agreements: *In addition to the requirements of 7-11.5.5.2.1, do not enter into the Encroachment Area until the FGT representative is present. Comply with the requirements of the FGT representative to safeguard FGT's property and operations. Specifically, comply with the Engineering and Construction Specifications in Attachment C of the FDOT/FGT Encroachment Agreement for this project. These documents are available at the following URL:*

<ftp://ftp.dot.state.fl.us/permitsandorutilityworkschedules/>

Invite the FGT representative to safety meetings.

Provide FGT access to the Encroachment Area and FGT pipeline facilities at all times.

Perform no work within the Encroachment Area on Saturday, Sunday or holidays, unless otherwise authorized by the Engineer.