

0071101 LEGAL REQUIREMENTS AND RESPONSIBILITY TO THE PUBLIC
COMMENTS FROM INTERNAL/INDUSTRY REVIEW

Keith Waugh
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Comments: (3-24-15)

7-11.1, second paragraph: If the Department is not going to locate their own facilities they should at least provide as-builts.

→ → Department-owned underground facility locations shown in the Plans are approximate. Unless otherwise shown on the Plans, Department-owned underground facilities will not be located by the Department nor through notification to "Sunshine 811". ¶
→ → Whenever the Contractor's activities damage such existing property, immediately

Response:

The referenced paragraph is not changed from previous version. As-builts may be no more accurate than the locations shown in the plans.

Jose Kandarappallil (via Deborah Ihsan)
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Comments: (4-20-15)

Recommend also adding a reference to the third party specification for the second to last sentence in the last paragraph, such that it would read, "The Department will compensate the Contractor for the costs associated with the repairs for restoring the existing property in accordance with 4-4 and 7-14."

Response:

The "third party" language applies to all third party damage and does not exclude survey control.

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Comments: (4-21-15)

If a contractor damages an unknown survey marker, is it the contractor's responsible to replace it at no cost? If survey markers are not shown in the plans to be removed and replaced, the contractor should not responsible for accidental damage to the marker.

Response:

One purpose of the survey marker language is to put the contractor on notice that survey markers exist and are to be protected. The only unique language for destroyed survey markers is they have to be replaced by a Professional Surveyor and Mapper.

D3 Design Surveying and Mapping (via Barbara Strickland)
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Comments: (4-23-15)

D3 Design Surveying and Mapping suggests the following language:

If any, National Geodetic Survey corner within the project limits is in danger of being disturbed or destroyed immediately notify the Engineer and the National Geodetic Survey

http://www.ngs.noaa.gov/cgi-bin/recvy_entry_www.prl to report lost or destroyed corner(s).

If any, FDOT vertical or horizontal control within the project limits is in danger of being disturbed or destroyed immediately notify the Engineer and the District Surveyor by phone to determine the course of action.

Direct special attention to the protection of all Public Land Survey System Corners located within the project limits and along Right of Ways. If any, Public Land Survey System Corner, located within the project limits, is at risk of being disturbed or destroyed, immediately notify the Engineer of record. Locate and replace any disturbed or destroyed Public Land Survey System Corner under the direct supervision of a Professional Surveyor and Mapper licensed in the State of Florida.

Response:

In an effort to streamline the notification process and not require the contractor to have to make a determination as to the classification of the survey marker in question it was decided that the notification responsibility of the contractor should be limited to only contacting the Engineer. Any additional notifications (be it the District Surveyor or the National Geodetic Survey) should be handled by the Engineer.
