



Florida Department of Transportation

RON DESANTIS
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

KEVIN J. THIBAUT, P.E.
SECRETARY

July 13, 2020

Khoa Nguyen
Director, Office of Technical Services
Federal Highway Administration
3500 Financial Plaza, Suite 400
Tallahassee, Florida 32312

Re: State Specifications Office
Section: 007
Proposed Specification: **SP0070202 Legal Requirements and Responsibility To The Public - Work Or Structures In Navigable Waters Of The U.S., Waters Of The U.S. And Waters of The State (Discharge To).**

Dear Mr. Nguyen:

We are submitting, for your approval, two copies of the above referenced Special Provision.

The changes are proposed by Jason Russell at the State Office of Construction to delete the Special Provision due to similar language in Section 7-1.

Please review and transmit your comments, if any, within two weeks. Comments should be sent via email to daniel.strickland@dot.state.fl.us.

If you have any questions relating to this specification change, please call me at 414-4130.

Sincerely,

Daniel Strickland, P.E.
State Specifications Engineer

DS/vc

Attachment

cc: Florida Transportation Builders' Assoc.
State Construction Engineer

LEGAL REQUIREMENTS AND RESPONSIBILITY TO THE PUBLIC - WORK OR STRUCTURES IN NAVIGABLE WATERS OF THE U.S., WATERS OF THE U.S. AND WATERS OF THE STATE (DISCHARGE TO).

(REV 4-27-20)

SUBARTICLE 7-2.2 is deleted

~~SUBARTICLE 7-2.2 is expanded by the following:~~

~~The “State of Florida Department of Environmental Protection (DEP) Generic Permit for Stormwater Discharge from Large and Small Construction Activities” applies to this Contract. Obtain a copy of the permit through the Department’s website and comply with the requirements of the permit. The URL for obtaining a copy of the permit is http://www.dep.state.fl.us/water/stormwater/npdes/permits_forms.htm~~

~~In accordance with the requirements of the DEP generic permit, accept responsibility for the following:~~

~~(a) Preparation, execution and submission of DEP Generic Permit Notice of Intent (NOI) and payment of associated fee(s)~~

~~(b) Preparation and submission of Erosion Control Plan as outlined in Section 104~~

~~(c) Any Contractor initiated SWPPP modifications~~

~~(d) Performing inspections using a qualified inspector~~

~~(e) Completion of SWPPP construction inspection reports~~

~~(f) Executing associated certification forms provided by the Engineer~~

~~(g) Preparation, execution and submission of Notice of Termination (NOT) of the DEP Generic Permit coverage.~~

~~Use the SWPPP Construction Inspection Form provided by the Engineer to report all inspection findings and to document all corrective actions taken as a result of the inspection. Sign each inspection report and submit it weekly to the Engineer.~~