LEGAL REQUIREMENTS AND RESPONSIBILITY TO THE PUBLIC – PRESERVATION OF EXISTING PROPERTY - UTILITIES– FLORIDA GAS TRANSMISSION COMPANY, LLC (FGT) FACILITIES AND ENCROACHMENT AGREEMENTS.

(REV 4-6-16) (FA 4-20-16) (FY 2027-28)

SUBARTICLE 7-11.5 is expanded by the following Subarticle:

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

7-11.5.5.1 General: 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 from the Engineer prior to the use of any area located over any of FGT's pipelines for temporary construction space.

7-11.5.5.2 FGT Encroachment Agreements: When there is a FDOT/FGT Encroachment Agreement and the work includes performing installation, construction, excavation, repair, or demolition in the Encroachment Area, meet the requirements of this Subarticle and 7-11.5.5.1. FDOT/FGT Encroachment Agreements are available at the following URL: http://www.fdot.gov/programmanagement/utilities/FGT-Encroach-Agreements.shtm.

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. 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 the project.

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.