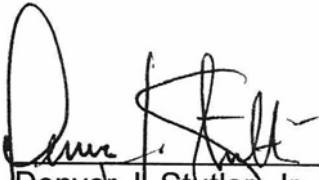


Approved:



Denver J. Stutler, Jr., P.E.
Secretary

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MAINTENANCE RESPONSIBILITIES ON CONSTRUCTION PROJECTS

PURPOSE:

To provide guidance concerning Florida Department of Transportation (FDOT) maintenance responsibilities within construction project limits.

AUTHORITY:

Section 334.048, Florida Statutes; Title 23 Part 635, Code of Federal Regulations

SCOPE:

The principal offices affected by this procedure will be the Area Maintenance Office, District Maintenance Office, Resident Construction Office, and District Construction Office. The principal users will be Maintenance Engineers, Assistant Maintenance Engineers, Resident Construction Engineers, and Construction Project Engineers.

BACKGROUND:

Unless a project is constructed on an entirely new location and has never been open to traffic, some maintenance activities may be expected to continue during the construction phase of a project. Therefore, while maintenance responsibilities may be reduced during the construction period, they do not necessarily cease entirely.

When a section of roadway is under construction by a private Contractor and administered by the Resident Construction Engineer, questions often arise concerning the responsibility for maintenance of the section. This procedure addresses only construction projects and is applicable from the "Begin Construction" date to the "Final Acceptance" date.

GENERAL

1. Contractors are required to maintain the work that they construct until such work is accepted for maintenance by the Department. Contractors are obligated to repair, within the contract period and until construction is complete and accepted, any damages to existing facilities caused by their operations. Any damages, caused by the Contractor, resulting in a safety hazard, should immediately be repaired by the Contractor. The Resident Construction Engineer should report to the Maintenance Engineer any pre-existing maintenance related safety hazards, or safety hazards that are the result of damages caused by persons not under control of the Contractor. The Maintenance Engineer will ensure such damage is repaired as soon as possible. Contractors are not required to maintain portions of existing roadways or structures where they performed no work unless it is stipulated in the contract.
2. The Maintenance Engineer and Resident Construction Engineer, or designated representatives, should meet (as often as needed) to discuss and agree on specific maintenance responsibilities within each construction project. The Contractor's responsibilities will be those stated in the construction plans and **Standard Specifications** as amended in the supplemental specifications and special provisions of the contract.
3. The Maintenance Engineer should remain aware of the maintenance conditions within the project limits throughout the duration of the project. All maintenance activities, to be performed by Department forces (contract or in-house), within the limits of the project should be coordinated with the Resident Construction Engineer by the Maintenance Engineer to minimize any possible interference with the Contractor's operations.
4. No inmate labor, unless performed by inmates who are on parole, supervised release, or probation, shall be employed in construction or used for maintenance or any other purpose at the site or within the limits of any Federal-Aid highway construction project from the "Award" of the contract or the start of work on force account, until "Final Acceptance" of the work by the Department.

5. TRAINING

There is no training associated with this procedure.

6. FORMS

There are no forms associated with this procedure.