

AWVSRP – Bored Tunnel Attachment A to Street Use Permit XXXX

SPECIAL CONDITIONS

1. **Requirements of the MOAs.** All work authorized by this permit shall comply with the provisions of the Memoranda of Agreement (MOA) [included MOA#] and Request for Proposals (RFP) for the AWVSRP Bored Tunnel.
2. **As-built Drawings & Record Drawings.** The State's contractor will record the as-built condition of infrastructure to be owned or operated by the City of Seattle by maintaining redline drawings throughout construction of this project. At the conclusion of construction, the STATE shall prepare digital drawings showing the constructed configuration of the Infrastructure in an AutoCAD digital format (Record Drawings). The Record Drawings shall comply with the digital and graphical standards of the City of Seattle Inter-Departmental CADD Standards. The STATE shall provide the CITY with two (2) full-scale bond copies plus the digital files of the Record Drawings within six (6) months after the Parties execute the Letter of Acceptance.
3. **Contractor Parking.** Permittee and Permittee's contractor shall not occupy on-street parking unless expressly approved by SDOT in writing.
4. **Parking.** Permittee and Permittee's contractor shall not park vehicles on a planting strip or sidewalk unless expressly approved by SDOT in writing.
5. **Private Property.** Permittee shall not construct on private property unless it has the permission of the property owner for the construction and has obtained the necessary permits. This permit does not authorize any construction on private property.
6. **Signage.** Parking and business signage shall remain visible to the traveling public. Permittee shall provide alternative signage that provides equal or better wayfinding information to motorists and pedestrians in instances where visibility to existing signs cannot be maintained during construction.
7. **Business 'Open-During-Construction' Signs.** Permittee shall have specialty signs erected in its construction zone that announce that adjacent businesses are open for business during construction.
8. **Right-of-Way Closures, Staging & Traffic Control.** City of Seattle right-of-way may not be used for construction or construction staging and rights-of-way may be closed except as specifically identified in an SDOT-approved traffic control plan. Permittee shall also obtain SDOT approval prior to implementation of any and all revisions to the traffic control plan.
9. **Sight Distance.** Goods, materials, or equipment cannot be placed near a roadway, intersection, or crossing in such a manner as to interfere with sight distance.
10. **Stormwater and Dewatering Management.** Storm drain relocations, temporary and permanent downspout connections, dewatering measures, discharge capacities, discharge locations (including the use of storage tanks), and treatment requirements must be approved by Seattle Public Utilities prior to any earth disturbing activities or any activities that degrade the quality of surface or subsurface waters. Contact Susie Larson at (206) 684-5158.
11. **Access to waste containers.** Permittee shall provide access to waste containers used by adjacent residents and businesses. Placement of waste containers shall comply with the needs of property owners and waste haulers.
Removal of temporary facilities. Permittee shall remove all temporary facilities associated with the permitted scope of work, from the right-of-way, on or before:
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12. **Completion Date.** Permittee shall substantially complete the permitted scope of work and remove all right-of-way closures on or before XXXX
13. **Pre-construction Conference.** Permittee shall host pre-construction conference and readiness review meetings between Permittee, its contractor and the City as outlined in the RFP.
14. **City's Right to Correct Non-conforming, Hazardous or Incomplete Work.** If Permittee's activities create or contribute to an imminent danger to health, safety or property that Permittee is unable to, or fails to immediately correct after written notification by the City, or if Permittee fails to complete the Permitted Scope of Work in accordance with the terms of this permit and the City-approved construction plans, the City may correct any hazardous, non-conforming or incomplete work using City or contracted forces. All direct and indirect costs incurred by the City in performing such corrective work shall be paid by Permittee to the City. In cases where the construction representatives for the Permittee and SDOT cannot agree on what constitutes hazardous, non-conforming or incomplete work, the Deputy Director of the Seattle Department of Transportation and the Program Administrator for the Alaskan Way Viaduct and Seawall Replacement Program shall review and resolve the dispute.
15. **Changes to the Project.** Changes or deviations to City Approved Plans and 2008 City of Seattle Standard Plans and Specifications for Road, Bridge and Municipal Construction shall be submitted to the City Project Construction Engineer for review and approval prior to commencement of new or additional work.
16. **Clarification of Compliance with Technical Requirements and Standards.** As a clarification to General Requirement 5, all work within the City of Seattle right-of-way, as well as all work on infrastructure built by WSDOT to be later transferred to the City of Seattle for ownership and/or operation, shall be performed and completed in accordance with the requirements established in Chapter 2 of this RFP.
17. **Clarification of Inspection Fees, Deposits, Charges and Billing Requirements.** As a clarification to General Requirements 10, 11 and 12, the Permittee will be invoiced for all SDOT fees and costs, including the cost of City inspections of the work authorized under this permit, pursuant to City/State Agreements including the Project Services Agreement GCA 5739 as may be amended by the Permittee and the City.
18. **Hazardous Substances.** Permittee shall be responsible for identification, investigation and remediation of hazardous substances discovered or known to exist within portions of the public right-of-way, or that have migrated from or onto the public right-of-way, affected or disturbed by Permittee's use or occupancy of the right-of-way. Excavated material with observed or detected Hazardous Substances may be not be used as backfill as required in the RFP section XXX.
19. **SCL Safety Watch.** Contact Seattle City Light 72 hours prior to engaging in any of the following activities to arrange a safety watch:
 - a. Working within substations,
 - b. Working within 5 feet of underground 13.8 kV distribution lines or underground 115 kV transmission lines,
 - c. Working within 10 feet of overhead 13.8 kV distribution lines or overhead 115 kV transmission lines.

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20. Verification of Buried SCL Facilities. Due to the close proximity of SCL’s buried 115kV power lines, Permittee shall verify the alignment and depth of these lines using vacuum excavation (potholing), prior to construction, to determine exact location of these lines transmission lines.

21. Clarification of Expiration of Permit. As a clarification to General Requirement 3, this permit shall remain valid until revoked pursuant to SMC 15.04.070; provided that, permit shall expire automatically if the authorized work does not begin within nine (9) months from the date the permit is issued.

22. Cave in or Settlement. – The Permittee shall be required to protect the public, adjacent public places, adjacent private property, City property, and utilities, from settlement or cave-in damage caused by project excavation activities.

23. Damage to Public Property. Any damage done to sidewalk, pavement, water mains, sewers, drain inlets, catchbasins or any other public facility shall be restored or repaired by Permittee or Permittee’s contractor as directed by the Director of Transportation as he or she finds necessary. If repaired by the Director, all costs shall be charged against the owner, agent or contractor.

24. Damage to Private Property. Any damage done to private side sewers, franchised or un-franchised private utilities or structures, within the City Right-of-Way, any other private facility impacted by the project shall be repaired restored or repaired by Permittee or Permittee’s contractor as directed by the Director of Transportation as he or she finds necessary. If repaired by the Director, all costs shall be charged against the owner, agent or contractor.

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REQUIRED SUBMITTALS

1. **Project Schedule Updates.** Permittee shall provide the City Project Construction Engineer with weekly project schedule updates.

2. **Traffic Control Plans.** City-Approved Plans will establish the approved configurations for partial and complete street closures associated with the permitted scope of work. The Permittee shall submit a detailed schedule for each street closure associated with City-approved traffic control plans to SDOT Traffic Management ten business days prior to implementing the traffic control, and obtain SDOT Traffic Management’s approval prior to traffic control implementation. SDOT will evaluate traffic control plans for approval in consultation with the Fire Marshall’s Office. Any changes to City-approved traffic control plans or schedule shall require re-submittal and approval by the SDOT Traffic Management.

3. **Shoring Plan.** Permittee shall submit plans and calculations for all temporary shoring structures or excavation deeper than four (4) feet in the City ROW to be reviewed and approved by SDOT Street Use Division and the Department of Planning and Development (DPD) a minimum of four (4) weeks prior to installation.

4. **Settlement Mitigation Plans -** Permittee shall submit plans and calculations for all settlement mitigation plans to be reviewed and approved by SDOT Street Use Division and the Department of Planning and Development (DPD) a minimum of four (16) weeks prior to installation.

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5. Hazardous Substances Remediation Plans – Permittee shall submit remediation plans to SDOT for review and concurrence prior to cleanup of substances found within the public right-of-way.

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1. **Final Engineer's Report.** The Permittee shall submit to SDOT a Final Engineer's Report for the structures to be owned by the City of Seattle and all appurtenances to these structures.

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The Final Engineer's Report shall contain a certification(s) by the Engineer(s) of Record and/or the Construction Engineer that all required inspections were performed and that associated inspection and testing reports have been provided to the City. The certification(s) by the Engineer(s) of Record shall also state that all work was performed in accordance with (1) the Contract Provisions, (2) the City-approved plans, (3) City-approved revisions to the Contract Provisions and plans, (4) this Permit, and (5) City codes, ordinances, Director's Rules and standard specifications except where SDOT has provided written approval for specific departures from City codes, ordinances, Director's Rules and standard specifications. The Final Engineer's Report shall also contain each structure's design calculations. The Final Engineer's Report shall be stamped and signed by the registered professional Engineer(s) of Record and or the Construction Engineer responsible for the Permitted Scope of Work. SDOT's receipt and approval of the Final Engineer's Report is a prerequisite to the City accepting ownership of the two sign bridge structures.

ADDITIONAL NOTIFICATION REQUIREMENTS

1. **Communications and Public Notification.** Permittee shall establish effective communications with impacted property owners, businesses, and residents so that the immediate community/stakeholders remain informed about construction activities and related disruptions to pedestrian and vehicular access, transit service and on-street parking. Permittee shall establish a PUBLIC INFORMATION plan as outlined in Section XX of this RFP where project information and construction updates are shared on a regular basis.
2. **Seattle Public Utilities.** Permittee shall notify SPU's construction on site engineer forty (48) hours prior to excavating within 5 feet of SPU water facilities.
3. **Seattle City Light.** Permittee shall contact the Seattle City Light Service Representative at 206-386-4200 five (5) days prior to disconnection of street lighting service.
4. **Seattle Department of Transportation.** Permittee shall notify SDOT's Construction Manager, if the Permittee encounters hazardous substances and underground storage tanks.

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ADDITIONAL PERMITS:

Notwithstanding the general obligation of Permittee to comply with all applicable laws, Permittee shall obtain all applicable permits necessary for performance of the work covered by this permit.

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