TECHNICAL SPECIFICATION 1511

NPDES COMPLIANCE

Revised 08/21/2020

1511.1 SCOPE OF WORK

The work under this section includes compliance with the U.S. Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES) Regulations for Storm Water Discharges from construction sites. This work consists of implementing and maintaining a plan to control erosion, pollution, sediment and runoff during the construction of the project.

1511.2 MEASUREMENT AND PAYMENT

1511.2.1 UNIT PRICE BID PROPOSALS

For Unit Price Bid Proposals, NPDES Compliance shall be a Lump Sum (LS) item, paid for as follows:

1511.2.1.1 Fifteen (15) percent of the Lump Sum unit price amount shall be paid after the Contractor has completed an EPA Notice of Intent (NOI) for Storm Water Discharges Associated with Construction Activity Under a NPDES General Permit, Form 3510-9, or a Low Erosivity Waiver (LEW) form, if applicable. A copy of the NOI or LEW form must be delivered to the Owner and the original filed with the EPA. All required erosion control measures sufficient to begin construction must also be in place. This will be defined in the plan specifications and/or the SWPPP.

1511.2.1.2 Payment for an additional sixty percent (60%) of the Lump Sum unit price amount shall be prorated based on the Actual Percent Complete on the

Application for Payment as approved by the Architect, Engineer or Landscape Architect. For example, if the Contractor is 20% complete, the contractor can take the 20% (0.2) and multiply it by 60% (0.6) of the Lump Sum unit price amount and receive that portion.

In order to receive payments, the field inspection forms must be sent in with the Application for Payment each month. If there are deficiencies maintaining or implementing the SWPPP and its Best Management Practices (BMPs), the payment will be withheld until the deficiencies are corrected.

1511.2.1.3 The remaining twenty-five (25) percent of the Lump Sum unit price amount will be based on the completion of an EPA Notice of Termination (NOT) of Coverage Under a NPDES General Permit for Storm Water Discharges Associated with Construction Activity and BMP removal. A copy of the NOT must be delivered to the Owner and the original filed with the EPA. BMPs must be removed as defined in the plan specifications or SWPPP. This is done in case there are some BMPs that must remain until final stabilization is met, and that there are no more NPDES concerns for the Contractor.

END OF SECTION