

108-C-234 CONTRACT COMPLETION DUE TO IDEM NOTICE OF TERMINATION (NOT)

(Revised 03-17-22)

The time provided between the Construction Stormwater General Permit, CSGP, intermediate completion date and contract completion date is to allow the Contractor time to perform final remediation as well as inspect and report deficiencies for all erosion control features and to allow for the receipt of the IDEM Notice of Termination (NOT) as required under the provisions of the CSGP. All other work on the contract shall be complete before the CSGP intermediate completion date shown on the Proposal sheet. If the work is not complete on or before the CSGP intermediate completion date shown on the Proposal sheet, liquidated damages will be assessed in accordance with 108.09.

Prior to the contract completion date, the Contractor shall maintain the project in accordance with 108.04 and 205, and complete all necessary erosion and sediment control inspections and reports. If the NOT is not received by the contract completion date, any required maintenance, inspections and reports will be paid as extra work in accordance with 104.03.

The Contractor shall establish vegetation in accordance with 621 and 622 and achieve a minimum coverage of 70% uniform vegetation density per Rule 5 requirements and will be based on the lowest density area on the project within any ground area of 9 sq ft. The Department will have sole discretion in verifying the 70% minimum coverage for the groundcover. If this threshold is not met by the contract completion date, the Contractor may be subject to liquidated damages in accordance with 108.09 if the items related to erosion and sediment control have not been accomplished in accordance with the contract. The liquidated damages, if assessed, will be charged until such time that the Department is satisfied that the contract requirements have been met.

Any agreed upon soil amendments or additional extra work for which no items exist in the Schedule of Pay Items, and are not covered elsewhere in the contract, will be paid for in accordance with 104.03.

Final acceptance will not be granted until the IDEM NOT is received and all other work is completed.
