



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE  
GOVERNOR

EUGENE A. CONTI, JR.  
SECRETARY

November 10, 2010

**Addendum No. 2**

RE: Contract ID C202630

WBS # 36727.3.32

F. A. # BRNHS-000S(370)

**Beaufort County (B-4700AG)**

Substructure Repair Bridge #28 Over Bath Creek On NC-92

**November 16, 2010 Letting**

To Whom It May Concern:

Reference is made to the proposal furnished to you on this project.

The following revision has been made to the Proposal:

On Page No. 52 condition a) of the permit has been modified. Please void Page Nos. 52 and 53 in your proposal and staple the revised Page Nos. 52 and 53 thereto.

Sincerely,

R. A. Garris, PE  
Contract Officer

RAG/jag  
Attachments

cc: Mr. Jon Nance, PE  
Mr. Ron Hancock, PE  
Mr. C. E. Lassiter, PE  
Ms. D. M. Barbour, PE  
Mr. Art McMillan, PE  
Mr. J. V. Barbour, PE  
Ms. Marsha Sample  
Project File (2)

Mr. R.E. Davenport, PE  
Ms. Natalie Roskam, PE  
Mr. Rick Nelson, PE  
Mr. Larry Strickland  
Ms. Jaci Kincaid  
Mr. Ronnie Higgins  
Ms. Lori Strickland

**Additional Special Conditions**

**Action I.D. # SAW-2010-01281, NCDOT-Division 2, NC Highway 92, Bridge No. 28 over Bath Creek. Maintenance of pile supported structure with pile jackets and pile encapsulation.**

Amended: November 9, 2010 and replaces previous amendment of September 30, 2010. Please note changes highlighted in paragraph "a)"

- a) To avoid adverse impacts to spawning populations of fish species at this project site, no in-water work will be conducted between **FEBRUARY 15 and SEPTEMBER 30**. For the purpose of this moratorium, "in-water" is defined as those waters within Bath Creek and its adjacent wetlands that during periods of inundation have an active connection to Bath Creek. **The only proposed work that would be subject to the moratorium is the bottom disturbance activities that would result from installing pile jackets below the mud line. Any other proposed activities that potentially disturb the bottom require prior approval from the Wildlife Resources Commission and US Army Corps of Engineers.**
- b) The permittee will follow NCDOT adopted anadromous fish stream crossing guidelines.
- c) The existing bridge will be repaired in accordance with NCDOT Best Management Practices for Bridge Demolition and Removal and bridge maintenance work associated with concrete repair and steel surface painting.
- d) Where repair activity requires disturbance of the substrate below the mud bottom, the permittee or its contractors will utilize a turbidity curtain to isolate suspended sediments associated with the repair activity from being distributed in the water column.
- e) Remove all temporary structures (temporary work bridges, cofferdam, erosion control devices) upon completion of the project.
- f) The authorized structure and associated activity must not interfere with the public's right to free navigation on all navigable waters of the United States. No attempt will be made by the permittee to prevent the full and free use by the public of all navigable waters at or adjacent to the authorized work for reason other than safety.
- g) For the duration of the repair activities, the permittee or their contractor must install and/or maintain, at his expense, any signal lights and signals (existing or absent) prescribed by the U.S. Coast Guard, through regulations or otherwise, on authorized facilities. For further information, the permittee should contact the U.S. Coast Guard Marine Safety Office at (910) 772-2191.
- h) All measures will be taken to avoid any temporary fill from entering into Bath Creek from bridge demolition. Bridge demolition shall follow NCDOT best management practices for construction and maintenance activities dated August 2003 and incorporate NCDOT policy entitled "Bridge Demolition and Removal in Waters of the United States" dated September 20, 1999.
- i) No bridge demolition debris or excavated or fill material will be placed at any time, in any wetlands or surrounding waters, outside of the alignment of the fill area if indicated on the work plans.
- j) Except as authorized by this permit or any USACE approved modification to this permit, no excavation, fill, or mechanized land-clearing activities shall take place at any time in the construction or maintenance of this project, within waters or wetlands, or any activities that cause the degradation of waters or wetlands, except as authorized by this permit, or any modification to this permit. This permit does not authorize temporary placement or double handling of excavated

or fill material within waters or wetlands outside the permitted area. There shall be no excavation from, waste disposal into, or degradation of, jurisdictional waters or wetlands associated with this permit without appropriate modification of this permit, including appropriate compensatory mitigation.

- k) The permittee shall require its contractors and/or agents to comply with the terms and conditions of this permit in the construction and maintenance of this project, and shall provide each of its contractors and/or agents associated with the construction or maintenance of this project with a copy of this permit. A copy of this permit, including all conditions and any Corps approved modifications shall be available at the project site during construction and maintenance of this project.
- l) Any violation of these conditions or violations of Section 404 of the Clean Water Act or Section 10 of the Rivers and Harbors Act must be reported in writing to the Wilmington District, U.S. Army Corps of Engineers, within 24 hours of the violation.
- m) Failure to institute and carry out the details of special conditions a - m, above, may result in a directive to cease all ongoing and permitted work within waters and/or wetlands associated with TIP No. B-4700AG, or such other remedy as the District Engineer or his authorized representatives may seek.