

SUPERSEDED BY

TO EL 07-006
EFFECTIVE 9/06/07

**GUIDANCE ONLY
SUPERSEDED BY**

EB 06-004
EFFECTIVE 9/7/06

ENGINEERING INSTRUCTION

NEW YORK STATE DEPARTMENT OF TRANSPORTATION

SUBJECT: MAINTENANCE AND PROTECTION OF TRAFFIC:
NO PAVEMENT REPAIR OR OVERNIGHT
CLOSURES

Subject Code: 7.27-3-619

Distribution:

30 Main Office 32 Regions 34 Special

Code: EI-89-22

Date: 7/18/89

APPROVED:

J R Lambert

Supersedes:

EI-84-42

J.R. LAMBERT, Deputy Chief Engr., Fac. Des. Div., Rm. 405-5

Pay Item 619.01 Basis Maintenance and Protection of Traffic was written for new construction and reconstruction projects. On these projects, it is necessary that traffic be maintained 24 hours per day through work zones which are frequently narrower and more sharply curved than would be the case on the completed project or on the road before construction began.

There is a growing number of projects, however, such as sign refurbishing and guide rail replacements where the roadway and shoulders can be cleared each night. On these projects, a less elaborate and presumably more economical maintenance and protection of traffic specification would be appropriate. Item 15619.01 Maintenance and Protection of Traffic was issued for just these types of projects, but includes a liquidated damages provision limited to only \$50.00 per day. With such low liquidated damages, State inspectors were having trouble enforcing the provisions of this specification. The attached, Item 15619.0101 is identical to Item 15619.01 except that the \$50.00 limit on liquidated damages is deleted. The new specification, Item 15619.0101 Maintenance and Protection of Traffic should be used regardless of whether or not the highway is designated as restricted, under the following conditions:

1. All the traffic lanes and the highway's shoulders can be restored to normal use at the end of each work day, and;
2. It would not be reasonable to require pavement repairs because the work is outside the pavement and shoulders and of a nature not likely to affect either, other than temporary occupation by construction equipment, and;
3. No separate detours are needed.

The specification may be used immediately and will be inserted into the proposal by the Main Office Final Plan Review Bureau when the item is included in the Engineers Estimate. Since it does not include any construction signs, it will also be necessary to include the pay item, (now 619.02) for Construction Signs.

Item 15619.01 will be disapproved starting with the letting of November 16, 1989.

15619.0101 MAINTENANCE AND PROTECTION OF TRAFFIC

Description: Under this item, the Contractor shall maintain and protect traffic in accordance with the provision for Basic Maintenance and Protection of Traffic given under \$619 - Maintenance and Protection of Traffic except:

1. The Contractor will not be required to repair and maintain the surface of the traveled way except to repair damage resulting from his operations.
2. All travel lanes and shoulders shall be cleared of all obstructions including traffic control devices, made safe for travel, and returned to service at the conclusion of each workday.

Basis of Payment: All the provisions of \$619-5, General, and \$619-5.01 Basic Maintenance and Protection of Traffic shall apply except strike the word "Basic" wherever it appears.