# Section V: Special Conditions

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### ARTICLE 1 - PROJECT DESCRIPTION

### Scope of Work

- The work to be performed shall consist of the construction of the Mountainbrook Road @ Chunns Cove Road Sewer Rehabilitation (MSD Project No. 2010112) project for the Metropolitan Sewerage District of Buncombe County, North Carolina. The project shall generally consist of the furnishing of all services, supplies, materials and equipment, and performing of all labor for the construction and installation of approximately 2,713 L.F. of 8-inch DIP and 491 L.F. of 8-inch HDPE mainline sewer, including manholes and all appurtenances related thereto.
- 1.2 The work shall be performed under unit price contract, and shall consist of furnishing all materials, supplies, and equipment; performing all labor and services incidental to or necessary for the complete construction of the project in accordance with the Plans and Specifications; and maintenance of each completed portion of the work until final acceptance of the entire project by the DISTRICT, unless otherwise approved by the ENGINEER.

# ARTICLE 2 - PHYSICAL CONDITIONS/CONTRACT PLANS

- 2.1 **Physical Conditions.** There have been no subsurface explorations or reports utilized in the preparation of these contract documents.
- 2.2 <u>Contract Plans.</u> The work shall be performed in accordance with these specifications and contract plans, which are incorporated herein as part of the contract and which are identified by the following numbers and titles:

Sheet No.	<u>Description</u>
C-1	Index of Drawings and Location Map
PL-1	Sanitary Sewer Overall Plan
PL-2	Sanitary Plan & Profile Line "A"
PL-3	Sanitary Plan & Profile Line "B" & "C"
PL-4	Sanitary Plan & Profile Line "D" & "E"
PL-5	Sanitary Plan & Profile Line "F"
D-1	Sanitary Sewer Details
D-2	Sanitary Sewer Erosion Control Details

# ARTICLE 3 - PROJECT COORDINATION

# 3.1 Intent of Plans and Specifications

The intent of the Plans and Specifications is to prescribe a complete work that the CONTRACTOR undertakes to do in full compliance with the Contract. The CONTRACTOR shall do all work as provided in the Plans, Special Conditions Detail Sheets, Specifications and other parts of the Contract and shall do such

additional, extra, and incidental work as may be considered necessary to complete the work in a satisfactory and acceptable manner. Any work or material not shown on the Plans or described in the Specifications, but which may be fairly implied as included in any item of the Contract, shall be performed and/or furnished by the CONTRACTOR without additional charge therefore. The CONTRACTOR shall furnish all labor, materials, tools, equipment and incidentals necessary to the prosecution of the work.

### 3.2 Interpretation of Estimate

The quantities of the work and materials shown on the Proposal form or on the Plans are believed to approximately represent the work to be performed and materials to be furnished and are to be used for comparison of bids. Payment to the CONTRACTOR will be made only for the actual quantities of work performed or materials furnished in accordance with the Plans and Specifications and it is understood that the quantities may be increased or decreased as hereinafter provided without in any way invalidating the bid prices.

### 3.3 <u>Time of Completion</u>

The CONTRACTOR shall commence work to be performed on the project under this agreement on a date to be specified in a written Notice to Proceed from the DISTRICT and shall duly complete all work under this agreement within ninety (90) consecutive calendar days from said date. For each day in excess of the completion time limits specified above, the CONTRACTOR shall pay the DISTRICT the sum of Three Hundred Dollars (\$300.00) as liquidated damages reasonably estimated in advance to cover the losses incurred by the DISTRICT by reason of failure of said CONTRACTOR to complete the work within the time specified, such time being in the essence of this Contract and a material consideration thereof.

### 3.4 Pre-Construction Conference

Prior to starting any construction work on this project, a conference will be held in the Construction Office of the DISTRICT for the purpose of verifying general construction procedures, expediting the handling of shop drawings and schedules, and to establish a working understanding between the parties concerned on the project. Present at the conference shall be a responsible representative of the CONTRACTOR and the CONTRACTOR's job superintendent. The time of the conference shall be as agreed upon by the CONTRACTOR and DISTRICT.

### 3.5 **Progress Meetings**

The CONTRACTOR and any subcontractors, material suppliers or vendors whose presence is necessary or requested shall attend meetings, referred to as Progress Meetings, when requested by the DISTRICT for the purpose of discussing the

execution of the work. Each meeting will be held at the time and place designated by the DISTRICT. A schedule for monthly meetings will be agreed upon at the preconstruction conference. The ENGINEER will call for and schedule additional meetings if necessary. All decisions, instructions and interpretations made at these meetings shall be binding and conclusive on the CONTRACTOR and such decisions, instructions and interpretations shall be confirmed in writing by the DISTRICT.

The proceedings of these meetings will be recorded and the CONTRACTOR will be furnished with a reasonable number of copies for his use and for his distribution to the subcontractors' material suppliers and vendors involved.

3.6 Utility owners within the vicinity of the Project may include, but are not limited to, those listed below. The CONTRACTOR shall contact N.C. OneCall Center for utility locations within public rights of way and easements before digging, as required by NC State Statutes.

Call NC OneCall Center, Inc. (locators for Buncombe County) at "811".

Utility / Agency		<u>Phone</u>
Asheville Dispatch City Road Closures		828-252-1122
Asheville		
Public Works Department		828-232-4567
Streets Division		828-259-5852
	Chad Bandy	828-782 <b>-</b> 0546
	Jerry Yates	828-778-8938
	Rick Gath	828-777-4053
Storm Water		828-259-5973
	Tony Chapman	828-777-5665
	Amy Deyton	828-782-0755
Water Department		828-259-5975
-	Travis Mortier	828-778-0191
	Jeremy Godfrey	828-778-0953
	Michele Smith	828-777-3539
Asheville Transit Bus Lines		828-253-5691
AT&T Telephone Co.		877-737-2478
-	Chip Lance	828-258-7058
	Jenny Stamey	828-251-8949

# Section V: Special Conditions

Black Mountain Public Works Director Water Department	Jamie Matthews	828-669-8610 828-778-5525 828-419-9300 x 1
Buncombe County Board of Educati Transportation Department	on	828-232-4240
Buncombe Co. Emergency Services Fire, Police - NON EMERGENCIES County Road Closures		828-250-6650
Buncombe County Planning Directo	r	828-250-4830
Charter Spectrum	Don Pullen Karen Allison	828-367-8763 864-598-0816
Dominion Gas	Richard Walsh	877-776-2427 828-273-8446
Duke Energy	Guard House	828-687-5206
	Power Outages Seth McFee	800-827-5118 828-271-6271
ERC Fiber	Lewis Lance	828-350-2415 866-372-7110
M.S.D. of Buncombe County Construction Director Sewer Maintenance Division	n	828-225-8262 828-255-0061
Norfolk Southern RR	James Peck	828-808-0366
NCDOT Highway Division	Nick Dorato	828-298-2741
Weaverville Town Hall Public Works		828-645-7116 828-645-0606 x 400
Woodfin Street Department Water District		828-253-4887 828-253-5551 x 8

### ARTICLE 4- USE OF EASEMENTS AND RIGHT OF WAY

### 4.1 Right of Way Special Provision Detail Sheets and Easements

Easement widths are shown on the Plans and Easement Plats. The Plats (not to scale) are included at the end of the Specifications. If requested, scaled copies of the same will be provided to the CONTRACTOR. Exceptions to the typical details are shown as applicable on the Plans.

The CONTRACTOR shall comply with all provisions of the SPDS and easement agreement that may be applicable to his construction process or the general construction of this project.

Unless otherwise specified, all items in these SPDS shall be considered incidental to the mainline sewer construction. Any compensation to the CONTRACTOR for these items shall be included in the per linear foot bid unit price for the mainline sewer pipe, unless otherwise specified herein or listed in the Bid Schedule.

The SPDS and easement maps are attached for the following properties:

Name of Property Owner	PIN No.	<b>SPDS</b>
Seth M. Ellis & Leonora Stefanile	9659-13-3631	No
Ronald J. Harris & Fyffe A. Aschenbrenner	9659-13-2449	Yes
Thomas J. Peterson	9659-13-3466	Yes
Joshua N. & Jennifer D. Wilcox	9659-13-5415	No
William J. & Tina J. Porter	9659-13-5545	Yes
Robert F. & Sylvia G. Aucremanne	9659-13-5656	Yes
Susan W. Hendrickson	9659-13-5787	Yes
The Wildes at Chunns Cove POA	9659-13-1153	Yes
Harold D. & Laura N. Mahan	9659-13-4193	Yes
Helen A. Harris	9659-13-4071	Yes
Garrett M. Gomez	9659-12-4869	Yes
Robin L. & James M. Mackinnon	9659-12-4758	Yes
Myra A. Zachrich	9659-12-4758	Yes

Ronald J. Harris & Fyffe A. Aschenbrenner: Item 1 of this SPDS has been included in the Bid Form unit price for "Tree Removal Large Pine". Item 2 shall be considered incidental to the mainline sewer construction.

<u>Thomas J. Peterson:</u> Item 1 and 2 of this SPDS shall be considered incidental to the mainline sewer construction.

William J. & Tina J. Porter: Item 1 this SPDS shall be considered incidental to the mainline sewer construction.

Robert F. & Sylvia G. Aucremanne: Item 1 of this SPDS shall be considered incidental to the mainline sewer construction.

<u>Susan W. Hendrickson:</u> Item 1 of this SPDS has been included in the Bid Form unit price for "Bituminous Asphalt Resurfacing 1.5" Min. Depth".

The Wildes at Chunns Cove POA: Item 2 and 3 of this SPDS shall be considered incidental to the mainline sewer construction.

Harold D. & Laura N. Mahan: Item 1 and 2 of this SPDS shall be considered incidental to the mainline sewer construction.

Helen A. Harris: Omit item 1 of this SPDS, this has been completed by the homeowner. Item 2 shall be considered incidental to the mainline sewer construction.

Garrett M. Gomez: Item 1 of this SPDS has been included in the Bid Form unit price for "Coir Matting". Item 2 and 3 shall be considered incidental to the mainline sewer construction.

Robin L. & James M. Mackinnon: Item 1 of this SPDS shall be considered incidental to the mainline sewer construction. Item 2 has been included in the Bid Form unit price for "Tree Removal Large Pine".

#### **ARTICLE 5 - SPECIAL REQUIREMENTS**

#### 5.1 Street Cut Permits and Project Access

#### NCDOT Roads

Work within NCDOT maintained roadways shall be performed under the NCDOT encroachment permit, which is obtained by the ENGINEER.

#### City of Asheville Roads

Work performed within City of Asheville streets will require a street-cut permit. It shall be the CONTRACTOR's responsibility to obtain such permits prior to beginning work within said public right of way.

#### Other Municipalities

Work performed in other municipally-owned public roadways may require a streetcut permit. It shall be the CONTRACTOR's responsibility to obtain such permits prior to beginning work within said public right of way. All costs associated with NCDOT Encroachments, street-cut permits, and their conditions/requirements shall be included within the various bid items, and no extra or separate payment will be made by the DISTRICT to the CONTRACTOR.

This also includes parking-meter closure fees, where there is an additional charge for existing parking meters on a closed public street.

Where the project work area is not within a Public Street or roadway, the CONTRACTOR shall use existing drives and parking lots as may be reasonable and necessary; however, he shall keep such usage to the minimum required and in accordance to the terms and conditions of the DISTRICT's Right of Way Policy and the recorded Easement Agreement between the DISTRICT and the Property Owner(s).

The CONTRACTOR shall maintain reasonable access to all properties and drives during construction. Any trench excavations within drive or parking lot that is used for direct access to such property shall be backfilled and provided with an all-weather surface at the end of each day's work. Where the Property Owner SPDS specifies conditions different from the above, the SPDS shall take precedent.

# 5.2 Maintenance of Traffic

Access to homes and businesses shall be maintained at all times to the properties along and abutting streets disturbed by construction, unless otherwise approved by the ENGINEER. On streets disturbed by construction, a minimum of one lane (with flagmen) shall be maintained at all times and further provided that adequate signing and control is provided as required by the <u>AASHTO MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS</u> and NCDOT Guidelines.

All lane closures and traffic measures shall be coordinated with and meet the minimum requirements of each municipality. Flagmen shall be provided on each end of the closed section or at intermediate points where the closed section is in excess of 250' or where the line of sight is impaired.

# 5.3 Sewer Service Line Connections

Sewer service connections to the existing lines shall be re-connected to the new lines in accordance to the NC Plumbing Codes. Payment for sewer service cleanouts shall be paid on a per unit installed basis at the bid unit price. Where more than 5 feet of 4" or 6" PVC or DIP service line is required to reconnect the existing service to the new sewer mains and/or manholes, the CONTRACTOR shall be compensated for the appropriate linear footage of 4" or 6" pipe installed at the bid unit price for the appropriate size pipe. The first 5 feet of sewer service lateral beyond the point of reconnection, shall be considered as incidental to the project work scope and shall not be included in above calculations of 4" or 6" PVC or DIP service line installed.

# Section V: Special Conditions

## 5.4 Non-Discharge Permit

Non-Discharge Permit for Mountainbrook Rd @ Chunns Cove Rd will be provided prior to construction.

May 26, 2021

Project:

Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent:

Wesley G. Banner

Parcel Number:

9659-13-2449

Owner:

Ron J. Harris & Fyffe A. Aschenbrenner

Phone:

Captain Ron Harris (828) 707-8916

Fyffe Aschenbrenner (828) 707-8916

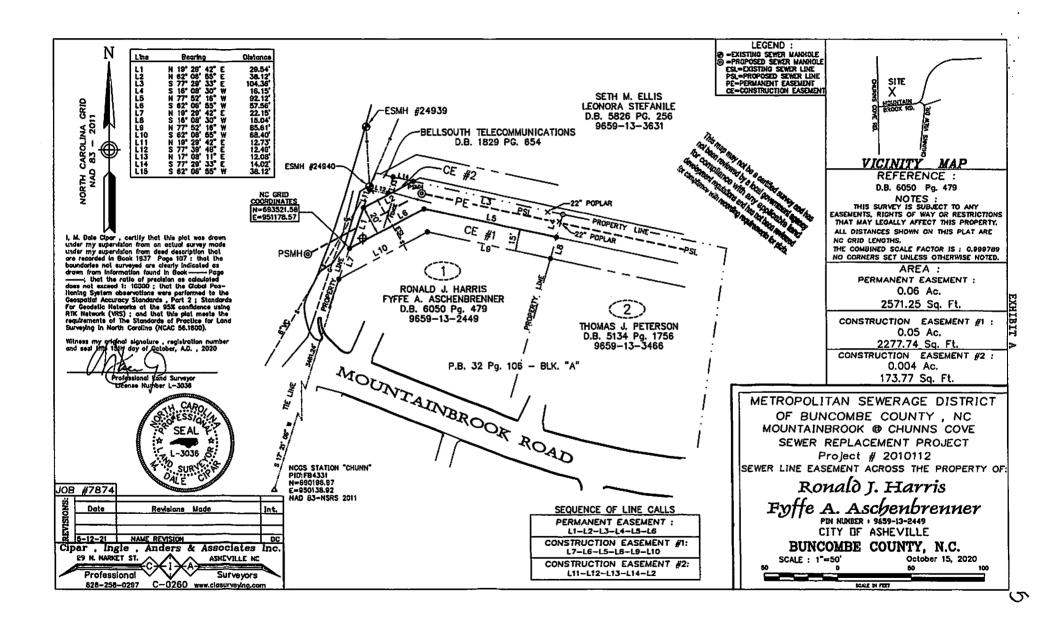
Address:

2 Mountainbrook Road, Asheville, NC 28805

Engineer Approval: DARN PROSSER

5/26/21

- 1. The contractor shall remove the large white pine tree (covered in English ivy) located at (Line B) P.I. STA.0+60 (Right). This tree is located at the outer edge of the permanent sewer easement and lies within the temporary construction easement. The contractor shall remove this tree in its entirety. All slash, logs and stumps shall be hauled off by the contractor.
- 2. The contractor shall restore any fencing that is removed or damaged due to sewer line construction with the same type and quality materials as the existing fence (wood panel fencing). Owner understands contractor may re-install the existing fence material as long as it has not been damaged.



May 11, 2021

Project: Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent: Wesley G. Banner

**Parcel Number:** 9659-13-3466

Owner: Thomas J. Peterson

**Phone:** (203) 687-8553

Owner Email: tjpete88@aol.com

Engineer Approval: DARW PROSSER

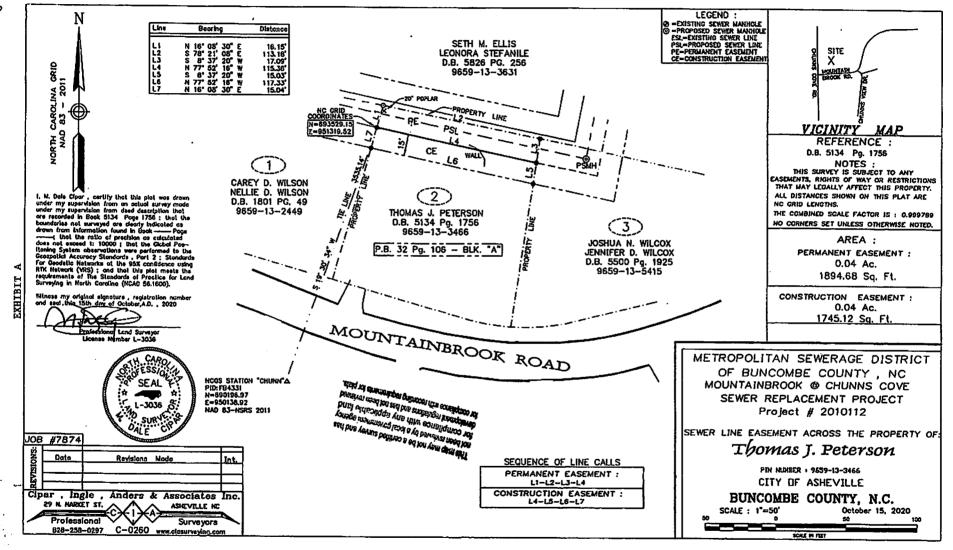
emergencies).

Address: 6 Mountainbrook Road, Asheville, NC 28805

The MSD Inspector shall contact the owner at the phone number listed above at least one week prior to any work occurring on this property (excepting

5/11/21

- 2. The contractor shall restore the back yard including seeding immediately after performing service line reconnection work. The owner is aware that the contractor will need to utilize their driveway for equipment access during service line construction. The contractor shall exercise great care to ensure the driveway is not damaged in any way. The MSD Inspector shall take good quality pictures and video of this driveway to document its condition prior to construction beginning on this property.
- 3. If any shrubs require removal during service line construction they shall be transplanted back in their current location(s) by the contractor. The contractor shall replace one for one any shrubs (with similar species) that are damaged or do not survive the transplanting process. All transplanted/replaced shrubs shall carry a one-year warranty provided by the contractor. The property owner shall be responsible to provide regular watering of any transplanted or replaced shurbs for the one-year warranty to be valid.



April 26, 2021

Project: Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent:

Wesley G. Banner

Parcel Number:

9659-13-5545

Owner:

William J. Porter & Tina J. Porter

Phone:

(828) 242-4459

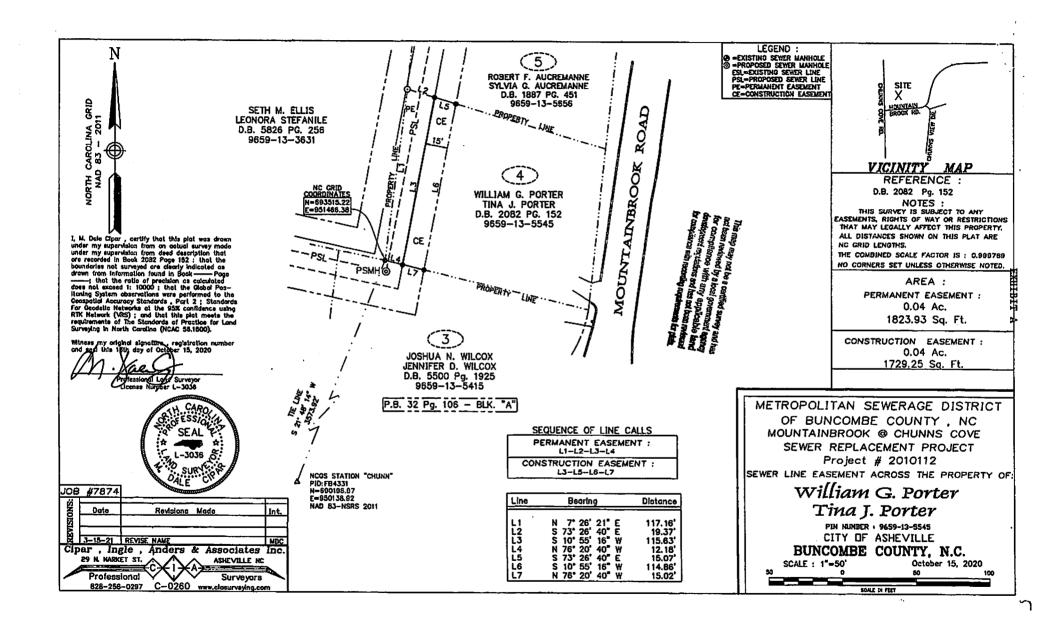
Address:

14 Mountainbrook Road, Asheville, NC 28805

1/26/21

Engineer Approval: DARIN PROSSER

1. The contractor shall restore any fencing that is removed or damaged due to sewer line construction with the same type and quality materials as the existing fence (chain link & wooden rail fencing). There is a wire chicken coup located within the easement areas that will need to be carefully removed by the contractor. This coup shall be restored after construction is complete back in its current location. Owner understands contractor may re-install the existing fence material as long as it has not been damaged.



June 2, 2021

Project: Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent: Wesley G. Banner

**Parcel Number:** 9659-13-5656

Owner: Robert F. Aucremanne

**Phone:** (828) 280-9026

Engineer Approval:

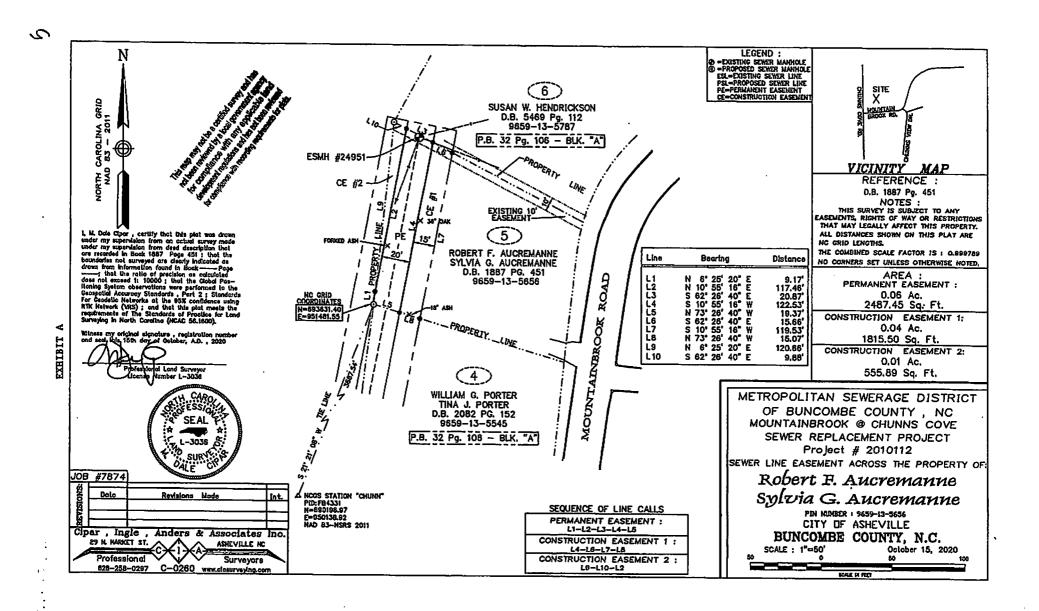
Address: 18 Mountainbrook Road, Asheville, NC 28805

1. The contractor shall restore any fencing that is removed or damaged due to sewer line construction with the same type and quality materials as the existing fence (chain link fencing). Owner understands contractor may re-install the existing fence material as long as it has not been damaged. The MSD Inspector shall communicate with the owner at least 24 hours in advance of the fence relocation so they can keep their dogs put up. Temporary fencing shall be erected

immediately after removing the existing fence along the outer limits of the TCE in

6/2/21

efforts to contain the owner's dog.



May 18, 2021

Project:

Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent:

Wesley G. Banner

Parcel Number:

9659-13-5787

Owner:

Susan W. Hendrickson

Phone:

(336) 339-7131

Address:

22 Mountainbrook Road, Asheville, NC 28805

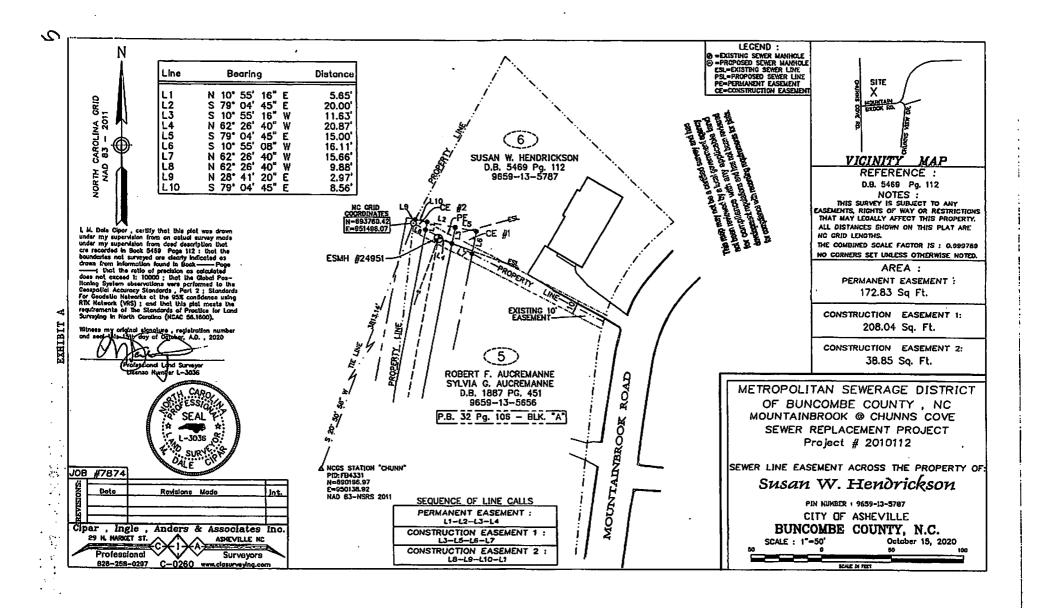
Engineer Approval:

made.

DARIN PROSSER

1. The owner is aware that the contractor intends to utilize her driveway for ingress/egress of equipment during construction. The contractor shall provide a full asphalt overlay of the driveway after construction is complete per MSD standards. The overlay limits shall cover the entire driveway up to the side of the house. The MSD Inspector shall communicate with the owner at the phone number listed above prior to paving so that alternate parking arrangements can be

5/18/20



June 17, 2021

Project:

Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent:

Wesley G. Banner

Parcel Number:

9659-13-1153

Owner:

The Wildes at Chunns Cove POA

Attn: Diane Gilkeson

Phone:

(828-450-6000)

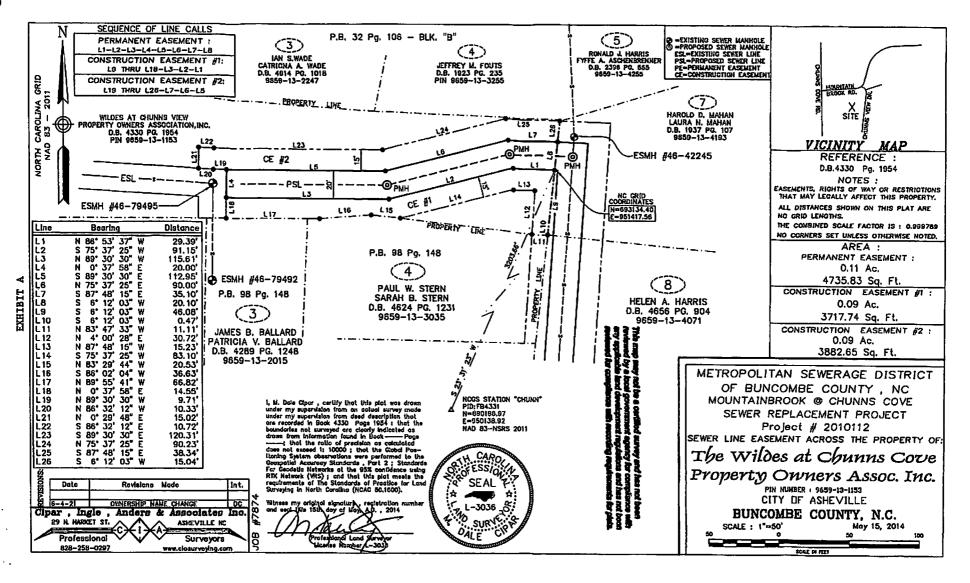
Address:

36 Craftsman Circle Asheville, NC 28805

Engineer Approval: DARW PROSSER

6/17/21

- 1. The contractor shall not use any of the subdivision road in the Wildes at Chunns Cove for access during construction.
- 2. There is a row of eight Maple trees located between manhole #F1-manhole F3 (P.I.STA.0+00-P.I.STA. 2+14 (left)) that are located along the outer edge of the permanent sewer easement. MSD's inspector shall provide owner a 72-hour one time notice (excluding weekends and holidays) of trenching activity near these trees. Owner shall have the option of viewing the root ball with MSD inspector as trenching occurs. Owner understands that time is of the essence and if owner does not make meeting arrangements with MSD inspector within 24 hours of contact, owner understands construction will progress. Upon opening the trench and viewing how much of the root ball will be affected, owner, if present, may make the decision whether to leave the tree or remove the tree. If owner is not present, MSD inspector shall make this decision. Owner understands that if the tree is left and then dies at any time after construction, MSD is not liable to remove or replace the tree.
- 3. The contactor shall use best efforts not to disturb any trees that are located within the temporary construction easement. The trees that lie within the temporary construction easement shall have orange tex net fencing erected around the perimeter of each tree by the contractor in efforts to make them more visible in efforts to prevent damage.



April 20, 2021

Project: Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent: Wesley G. Banner

**Parcel Number:** 9659-13-4193

Owner: Harold D. & Laura N. Mahan

TCE in efforts to contain the owner's dog.

**Phone:** (828) 551-1382

Engineer Approval:

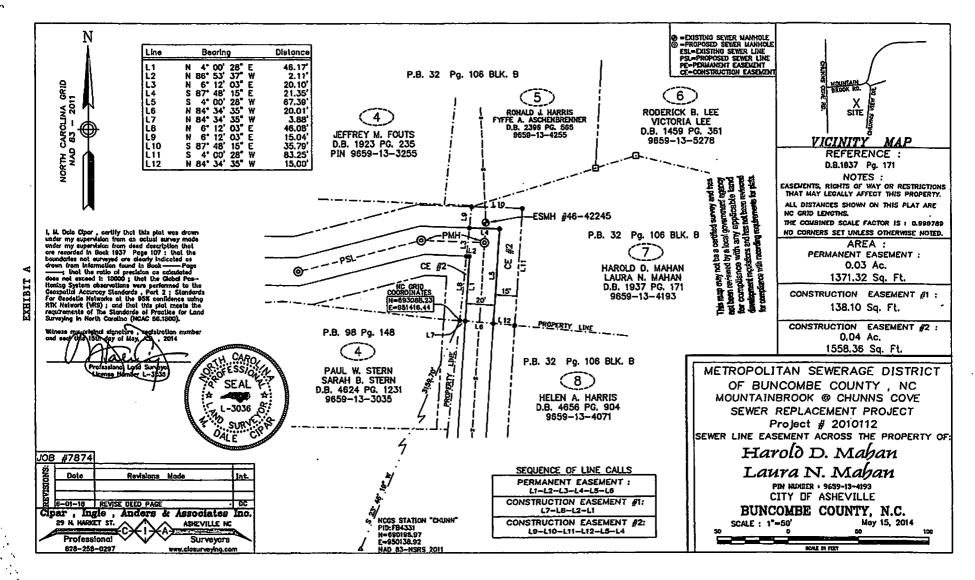
Address: 3 Chunns View Drive, Asheville, NC 28805

 The contractor shall restore any fencing that is removed or damaged due to sewer line construction with the same type and quality materials as the existing fence (chain link fencing). Owner understands contractor may re-install the existing fence material as long as it has not been damaged. Temporary fencing shall be

erected immediately after removing the existing fence along the outer limits of the

4/20/21

2. The contractor shall haul off the logs that are piled within the limits of the permanent and temporary easements as part of the clearing operation.



March 30, 2021

Project:

Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent:

Wesley G. Banner

Parcel Number:

9659-13-4071

Owner:

Helen Ann Harris

Phone:

(828) 281-1885

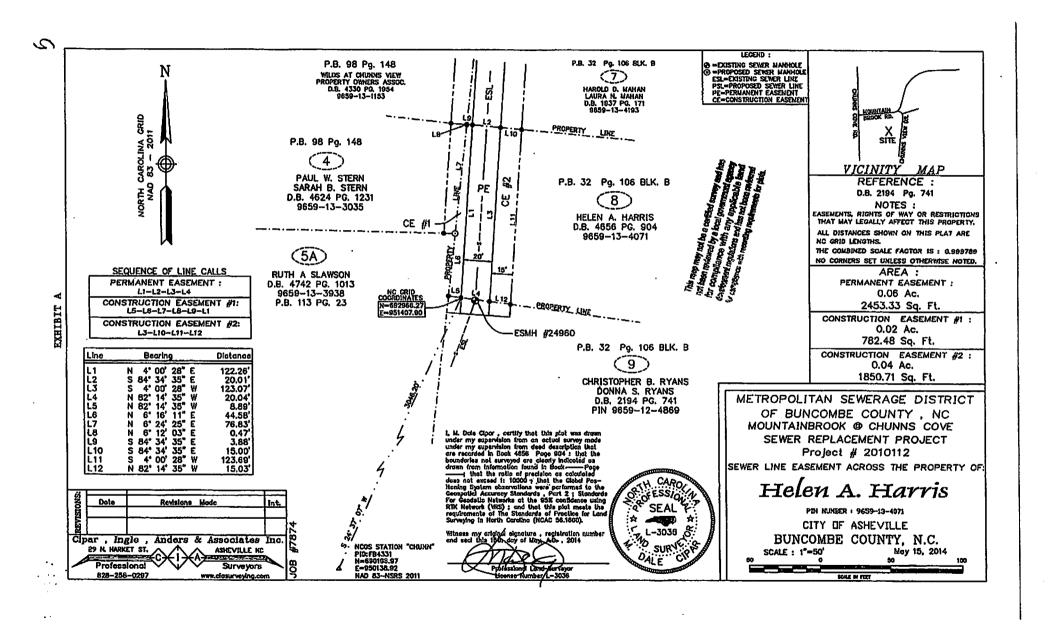
Address:

11 Chunns View Drive, Asheville, NC 28805

Engineer Approval: DARIN PROSSET

3/30/21

- 1. There is a pet cemetery located P.I. Sta. 4+03 (Line F) that contains the remains of 13 cats. The MSD Inspector shall make contact with the property owner at the phone number listed above at least 48 hours in advance to coordinate relocation of the remains. The MSD Inspector shall take photos of each marked grave site prior to moving them. It is imperative that the property owner be present at all times during the removal and relocation process, and this require close coordination by the MSD Inspector. The property owner is aware that the relocation area must be outside of the proposed easement areas in the back yard.
- 2. The contractor shall restore any fencing that is removed or damaged due to sewer line construction with the same type and quality materials as the existing fence (chain link fencing). Owner understands contractor may re-install the existing fence material as long as it has not been damaged.



April 15, 2021

Project: Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent: Wesley G. Banner

**Parcel Number:** 9659-12-4869

Owner: Garrett M. Gomez

**Phone:** (909) 706-2875

Engineer Approval:

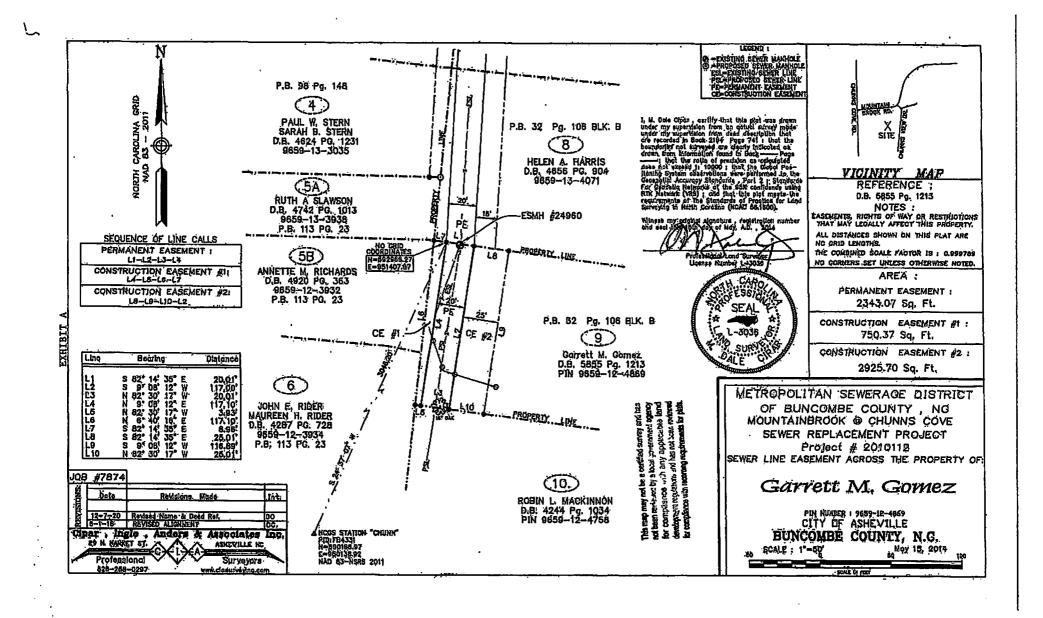
Address: 13 Chunns View Drive, Asheville, NC 28805

DARIN PROSSER

1. The contractor shall stabilize the embankment between P.I. Sta. 2+58-P.I.Sta. 4+73 using coir matting per MSD erosion control standards.

1/15/21

- 2. The contractor shall restore any fencing that is removed or damaged due to sewer line construction with the same type and quality materials as the existing fence (chain link fencing). Owner understands contractor may re-install the existing fence material as long as it has not been damaged.
- 3. The property owner has been fully compensated for the loss of five (5) emerald green giant arborvitae trees located within the permanent sewer easement. The property owner is aware that once these trees are removed by the contactor that they will not be allowed to be replanted in the future in the 20' permanent sewer easement corridor. There are an additional 4-5 emerald green giant arborvitae trees located within the temporary construction easement. These are small 3'-4' in height trees that the property owner is requesting be removed and transplanted elsewhere on his property by the contractor prior to construction. In the event the transplanted trees do not survive replacement trees shall be provided by the contractor of like species and healthy specimens obtained from a local nursery and of similar height. Replacement trees, if required, are to be planted by the contractor in mutually agreeable areas outside the limits of the permanent easement that are reasonably accessible to contractor. The MSD Inspector shall contact the property owner at the phone number listed above to determine the transplant locations on his property. If these locations are outside of the temporary construction easements, the MSD Inspector shall get the owner to sign off on this special provision before transplanting occurs. Transplanted or replacement shall be covered by a one-year warranty from date of installation provided the property owner regularly waters and maintains the trees provided. The one-year warranty shall not apply if owner does not provide regular watering and maintenance. Trees shall only be subject to replacement one time.



May 12, 2021

Project: Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent: Wesley G. Banner

**Parcel Number:** 9659-12-4758

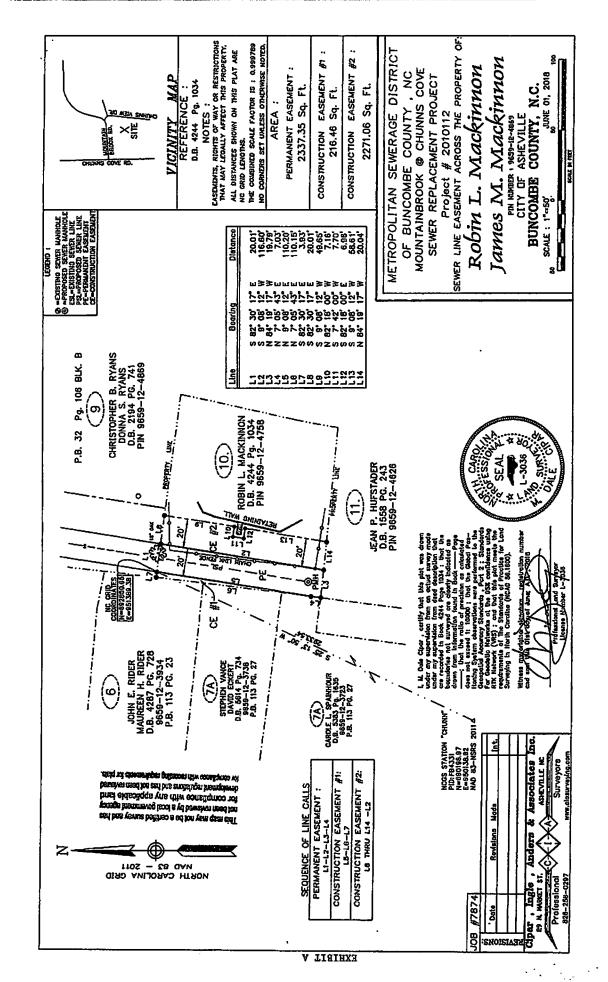
Owner: James M. Mackinnon

**Phone:** (828) 350-8395

Address: 17 Chunns View Drive, Asheville, NC 28805

Engineer Approval: DARIN PROSSER 5/12/

- 1. The contractor shall restore any fencing that is removed or damaged due to sewer line construction with the same type and quality materials as the existing fence (chain link fencing). Owner understands contractor may re-install the existing fence material as long as it has not been damaged. Temporary fencing shall be erected immediately after removing the existing fence along the outer limits of the TCE in efforts to contain the owner's dog.
- 2. MSD's inspector shall provide owner a 48-hour notice (excluding weekends and holidays) of trenching activity near the <u>large diameter white pine tree</u> tree located at or near <u>P.I. STA. 05+68 (Right)</u> Owner shall have the option of viewing the root ball with MSD inspector as trenching occurs. Owner understands that time is of the essence and if owner does not make meeting arrangements with MSD inspector within 24 hours of contact, owner understands construction will progress. Upon opening the trench and viewing how much of the root ball will be affected, owner, if present, may make the decision whether to leave the tree or remove the tree. If owner is not present, MSD inspector shall make this decision. Owner understands that if the tree is left and then dies at any time after construction, MSD is not liable to remove or replace the tree.



#### EXHIBIT B

### SPECIAL PROVISIONS DETAIL SHEET

April 26, 2021

Project:

Mountainbrook Road @ Chunns Cove Rd. GSR

MSD of Buncombe County Project #2010112

Agent:

Wesley G. Banner

Parcel Number:

9659-13-3035

Owner:

Myra Zachrich

Phone:

(419) 553-6046

Address:

13 Craftsman Circle, Asheville, NC 28805

Engineer Approval:

<u>Daria prossell</u>

1/26/21

1. The contractor shall not disturb the wooden fence that is located outside of the temporary construction easement on this property. The MSD Inspector shall take good quality photos and video prior to construction to document its current condition.

