



# MISSISSIPPI DEPARTMENT OF TRANSPORTATION

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CERTIFICATE OF PERFORMANCE - PRIOR FEDERAL-AID CONTRACTS  
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PROGRESS SCHEDULE;  
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REVISIONS TO THE ABOVE WILL BE INDICATED ON THE SECOND SHEET  
(OF SECTION 905 AS ADDENDA)

## MISSISSIPPI DEPARTMENT OF TRANSPORTATION

**SECTION 904 - NOTICE TO BIDDERS NO. 6483**

**CODE: (SP)**

**DATE: 03/19/2003**

**SUBJECT: Storm Water Discharge Associated with Construction Activity  
(≥ 1 and < 5 Acres)**

**PROJECT: STP-0010-01(099) / 103722 - HANCOCK COUNTY**

Construction Storm Water General NPDES Permit [MSR 15](#) to discharge storm water associated with construction activity is required. This project is granted permission to discharge treated storm water into State waters. Copies of said permit and Storm Water Pollution Prevention Plan (SWPPP) are on file with the Department.

Prior to the execution of the contract, the successful bidder shall execute and deliver to the Executive Director an original signed copy of the completed Prime Contractor Certification ([Form No. 1](#)).

Failure of the bidder to execute and file the completed Prime Contractor Certification ([Form No. 1](#)) shall be just cause for the cancellation of the award.

The executed Prime Contractor Certification ([Form No. 1](#)) shall be prima facie evidence that the bidder has examined the permit, is satisfied as to the terms and conditions contained therein, and that [the bidder](#) assumes the responsibility for meeting all permit terms and conditions and for performing permit requirements including, but not limited to, the inspection and reporting requirements of Part IV. For this project, the [Contractor](#) shall furnish, set up and read, as needed, an on-site rain gauge.

[Prior to the commencement of construction activities, the Contractor must furnish the Project Engineer a completed copy of the Small Construction Notice of Intent \(SCNOI\) for the Project Engineer's records.](#)

The Contractor shall make inspections in accordance with Part IV.C and shall furnish the Project Engineer with the results of each weekly inspection as soon as possible following the date of inspection. A copy of the form provided in Part IX with the inspection portion completed shall be sufficient. The weekly inspections must be documented [monthly](#) on the [Inspection and Certification Form for Small Construction Erosion and Sediment Controls \(Part IX\)](#). The Contractor's representative and the Project Engineer shall jointly review and discuss the results of the inspections so that corrective action can be taken. The Project Engineer shall retain copies of the inspection reports.

[An amount equal to 25 percent \(25%\) of the total estimated value of the work performed during each period in which the Contractor fails to submit the completed monthly Inspection and Certification Form for Small Construction Erosion and Sediment Controls \(Part IX\) to the Project Engineer will be withheld from the Contractor's earned work. Thereafter, on subsequent successive estimate periods, the percentage withheld will be increased at the rate](#)

of 25 percent per estimate period in which the non-conformance with this specification continues. Monies withheld for this non-conformance will be released for payment on the next monthly estimate for partial payment following the date the submittal of the completed monthly Inspection and Certification Form for Small Construction Erosion and Sediment Controls (Part IX) is brought back into compliance with this specification.

In summary, prior to the execution of the contract, the successful bidder shall execute and deliver to the Executive Director an original signed copy of the completed Prime Contractor Certification (Form No. 1). Also, prior to the commencement of construction on the project, the Contractor shall furnish the Project Engineer a completed copy of the Small Construction Notice of Intent (SCNOI) for the Project Engineer's records.

Securing a permit (s) for storm water discharge associated with the Contractor's activity on any other regulated area the Contractor occupies, shall be the responsibility of the Contractor.