



Andy Beshear  
GOVERNOR

## TRANSPORTATION CABINET

200 Mero Street  
Frankfort, Kentucky 40601

Jim Gray  
SECRETARY

March 24, 2026

CALL NO. 100  
CONTRACT ID NO. 261507  
ADDENDUM # 2

Subject: Breathitt County, PROT 01510946  
Letting March 26, 2026

(1) Revised - Special Note - Pages 21A-21B of 142

Proposal revisions are available at <http://transportation.ky.gov/Construction-Procurement/>.

If you have any questions, please contact us at 502-564-3500.

Sincerely,

A handwritten signature in black ink that reads "Rachel Mills".

Rachel Mills, P.E.  
Director  
Division of Construction Procurement

RM:mr  
Enclosures

**SPECIAL NOTE FOR  
EXCESS MATERIAL SITES**

**BREATHITT COUNTY  
KY 15 ROCKFALL MITIGATION  
ITEM 10-5014.00**

The construction activities of this project may result in a considerable amount of excess material. It is the contractor's responsibility to dispose of any material in compliance with the United States Army Corps of Engineers (USACE) and Kentucky Division of Water (DOW) rules and regulations pertaining to discharges into Waters of the U.S. The contractor is also responsible to ensure material disposal actions are also in compliance with the US Fish and Wildlife Service (USFWS) rules and regulations pertaining to the Endangered Species Act, Section 106 of the National Historic Preservation Act, Floodplains, as well as any other pertinent regulations.

The Kentucky Transportation Cabinet (KYTC) has acquired Section 404 (USACE) & 401 (DOW) permits for two (2) excess material sites that the contractor shall use for this KYTC project. It is the contractor's responsibility to review the Clean Water Act 404 & 401 permits and maintain compliance with the 401 & 404 permits throughout the duration of the project.

Mitigation requirements resulting from the use of these excess material sites will be in the form of in-lieu fees and will be paid by the KYTC prior to stream/wetland impacts occurring in the excess material sites.

**The KYTC has acquired fee simple ownership to both sites.** The sites are adjacent to KYTC right of way and may be accessed from it. The contractor must secure any haul roads or accesses through other properties by agreements with property owners or other governmental agencies (i.e. County roads, private roads, etc.).

The KYTC is not responsible for damages or repairs to accesses to sites located outside of state right of way. The contractor must notify the KYTC prior to tree clearing in the excess material sites. The location of the excess material sites and their boundaries are identified on plan sheet R14.

~~**Any work associated with the excess material site will be incidental to the excavation cost including but not limited to the following items: Erosion Control Devices, Clearing and Grubbing, Seeding and Protection, Temporary and Permanent Drainage Ditches, and Structures (including pipes, culverts, etc.). Please refer to plan sheet 49 Geotechnical Notes Sheet – Notes 12–22 for additional excess material site requirements. Notes 18-20 only apply to the Large Site (South).**~~

**KYTC will pay for Clearing and Grubbing, Temporary and Permanent Seeding and Protection, Erosion Control Blanket and all other erosion control items related to**

**the excess material sites identified on plan sheet R14. These items have been quantified and are on the General Summary. Permanent Drainage Ditches and Structures (including pipes, culverts, etc.) are incidental to Roadway Excavation. Any work associated with excess material sites not within right of way will be incidental to the excavation cost including but not limited to the following items: Erosion Control Devices, Clearing and Grubbing, Seeding and Protection, Temporary and Permanent Drainage Ditches, and Structures (including pipes, culverts, etc.). Please refer to plan sheet 49 Geotechnical Notes Sheet – Notes 12–22 for additional excess material site requirements. Notes 18-20 only apply to the Large Site (South).**

The contractor shall abide by Section 205.04 in the Standard Specifications for Road and Bridge Construction Manual for excess material disposal.