**Special Note for Tree, Stump, and Brush Removal**

1. **DESCRIPTION**

Except as provided herein, perform all work in accordance with the Department's Standard Specifications, interim Supplemental Specifications, Standard and Sepia Drawings, and Special Notes and Special Provisions, current editions. Article references are to the Standard Specifications. This project shall consist of furnishing all labor, equipment, materials, and incidentals for the following:

(1) Site Preparation; (2) Maintaining and controlling traffic; (3) Temporary erosion control and temporary pollution control; (4) Cutting, trimming, and/or removing trees, stumps, and/or brush as specified or directed by the Project Engineer; (5) Treating all cut stumps required by Project Engineer to prevent re-sprouting; (5) Clean up and disposal of waste; (6) Final dressing and seeding and protection; and (7) all other work specified in the Contract.

1. **MATERIALS**

All materials shall be sampled and tested in accordance with the Department's Sampling Manual and the materials shall be available for sampling a sufficient time in advance of the use of the materials to allow for the necessary time for testing unless otherwise specified in these Notes.

1. **Maintain and Control Traffic.** The Contractor shall maintain and control traffic in accordance with the Traffic Control Plan.
2. **Seeding and Protection.** Use applicable Seed Mixture as specified per Section 212.03.03.
3. **Erosion Control.** See the Special Note for Erosion Control.
4. **CONSTRUCTION METHODS**
5. **Maintain and Control Traffic.** The Contractor shall maintain and control traffic in accordance with the Traffic Control Plan.
6. **Cutting and/or Removing Trees and/or Stumps**. The Contractor shall cut and/or remove the trees and/or stumps as indicated in the Proposal, or as directed by the Engineer. Cut trees as close to the ground as possible; three inches (3”) or less from ground line. All tree stumps within the mowing zone shall be removed via mechanical grinding, or other methods approved by the Engineer, to a minimum depth of four inches (4”) below the surrounding grade line. For trees that are cut but will not be required to have their stump removed, treat the stump, within one hour of cutting, with the herbicide solution specified below.

Replace and level any and all soil disturbed during the tree, stump, and/or brush removal operations. Leave the soil in a condition suitable for seeding that is level with the surrounding soil grade, with no holes or indentions to catch water or present unsafe mowing conditions. This work will be incidental to the bid items “Remove Trees or Stumps.”

NOTE: Tree cutting restrictions apply. See the Special Note for Tree Removal for details on the restrictions.

1. **Removal of Tree, Stump, and Brush Debris.** The Contractor will remove all debris and biomass from the cutting and/or removal of trees, stumps, and/or brush from the work site and dispose of such off the right-of-way in accordance with local, state, and federal solid waste laws and regulations. Cleanup and remove all existing downed trees and brush located within the designated areas. At the discretion of the Project Engineer, the contractor may be permitted to chip and blow biomass onto non-mowing zones. Chips shall not be blown onto areas that would potentially restrict the flow of water in drainage ditches. All un-chipped biomass must be removed from roadway right-of-ways.

The Contractor shall keep the work zone free of accumulated waste material and debris at all times. Remove and dispose of all tree, stump, and brush chips off the right-of-way. Remove and dispose of all debris and waste material off the right-of-way as work is completed and at the end of each workday. Remove desirable wood pieces from the right-of-way at the end of each workday. Stockpile trees and brush off the right-of-way. At the discretion of the Project Engineer, the Contractor may be permitted to stockpile trees and brush at approved locations along the right-of-way.

The Contractor shall immediately correct any disturbance to all drainage features and structures caused by the Contractor’s work.

1. **Stump Treatment.** Within one hour of cutting, the Contractor shall apply a stump treatment mix consisting of fifty percent (50%) Glyphosate (EPA Reg. No. 524-579) with water and add twelve (12) ounces of Imazapyr (EPA Reg. No. 241-431), as specified, per gallon of solution. The addition of a non-ionic surfactant 5% (v/v) shall be added to the solution to increase uptake of the herbicide solution into the root system. Generic formulations are not acceptable. Mix the herbicide solution in the presence of the Inspector. Include a color indicator in the herbicide solution to mark the treated stumps. Spray or paint the herbicide solution onto all cut stumps within one hour after cutting. Apply the herbicide solution in a manner to avoid drift onto surrounding vegetative ground cover. Stumps in the mowing zone, designated for mechanical grinding treatment, need not receive the herbicide treatment.

Provide herbicide material for the treatment of cut stumps meeting the following criteria:

* 1. **Glyphosate**

Active ingredient: (**Glyphosate**)

\*Glyphosate, N-(phosphonomethyl)glycine, in the form of its

potassium salt 48.7%

Inert ingredients 51.3%

Total 100.0%

\* Contains 660 grams per liter or 5.5 pounds per U.S. gallon of the active ingredient glyphosate, in the form of its potassium salt. Equivalent to 540 grams per liter or 4.5 pounds per U.S. gallon of the acid, glyphosate.

EPA Reg. No. 524-579

* 1. **Imazapyr**

Active ingredient: (**Imazapyr**)

 \*Isopropylamine salt of Imazapyr 2-[4,5-dihydro-4-methyl-4-(1methylethyl)-5oxo-1H-imidazol-2-yl]-3-pyridinecarboxylic acid) 26.7%

Inert ingredients 73.3%

Total 100%

\* Equivalent to 21.8 percent 2-[4,5-dihydro-4-methyl-4-(1methylethyl)-5oxo-1H-imidazolyl]-3-pyridinecarboxylic acid or 2 pounds acid per gallon.

EPA Reg. No. 241-431

KRS 217B requires that any individual who applies pesticides to Kentucky Highway Right-of-Way areas must be certified as a Pesticide Applicator under Category 6 guidelines. Comply with all current laws and regulations established by the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and by KRS 217B that regulate the handling, use, and application of pesticides.

1. **Property Damage.** The Contractor will be responsible for all damage to public and/or private property resulting from his/her work.
2. **Coordination with Utility Companies.** NOTICE: Utility locations shown in the plans are approximate and have not been specifically located by the Department. Locate all underground, above ground and overhead utilities prior to beginning construction. The Contractor shall have the responsibility for contacting and maintaining liaison with all utility companies that have utilities located within the project limits. Do not disturb existing overhead or underground utilities. It is not anticipated that any utility facilities will need to be relocated and/or adjusted; however, in the event that it is discovered that the work does require that utilities be relocated and/or adjusted, the utility companies will work concurrently with the Utility Owner while they relocate their facilities. The Contractor shall be responsible for repairing all utility damage that occurs as a result of his/her operations.
3. **Right-of-Way Limits****.** The exact limits of the Right-of-Way have not been established by the Department. The Contractor shall limit his/her activities to the obvious Right-of-Way, permanent or temporary easements, and any work areas secured by consent and release of the adjacent property owners. The Contractor shall be responsible for all encroachments onto private lands.
4. **Clean Up, Disposal of Waste.** Clean up and dispose of all removed debris by the end of each workday, and other waste as per Section 204.03.08. The Department will incur no cost to obtain the disposal sites. The Department will NOT make direct payment for clean up or disposal of waste and debris from the project. See the Special Provision for Waste and Borrow Sites.
5. **Final Dressing, Seeding and Protection.** Apply final dressing, class A to all disturbed areas, both on and off the Right-of-Way. Sow all disturbed earthen areas with the appropriate Seed Mixture as specified in Section 212.03.03.
6. **Erosion Control.** See the Special Note for Erosion Control.
7. **METHOD OF MEASUREMENT**
8. **Maintain and Control Traffic.** See the Traffic Control Plan.
9. **Site preparation.** Other than the bid items listed, site preparation will NOT be measured for payment, but shall be incidental to the project bid items.
10. **Remove Trees or Stumps.** The Department will measure the quantity as EACH tree and/or stump removed. Trees and/or stumps to be measured under this bid item are only those trees and/or stumps indicated on the Plans or in the Proposal, or as directed by the Engineer.
11. **Stump Treatment.** The Department will NOT measure for payment the operation of Stump Treatment. This activity shall be incidental to the bid item “Remove Trees or Stumps”.
12. **Clean Up, Disposal of Waste.** The Department will NOT measure for payment the operations of Clean Up and Disposal of Waste. These activities shall be incidental to the project bid items.
13. **Final Dressing, Seeding and Protection.** The Department will NOT measure for payment the operations of Final Dressing. Seeding and Protection will be measured according to Section 212.
14. **Erosion Control.** See the Special Note for Erosion Control.
15. **BASIS OF PAYMENT**
16. **Maintain and Control Traffic.** See the Traffic Control Plan.
17. **Remove Trees or Stumps.** The Department will make payment for the completed and accepted quantities of EACH tree and/or stump removed. The Department will consider payment at the contract unit price as full compensation for furnishing all materials, equipment, labor, other expenses, and all incidentals necessary to complete the work of removing the trees and/or stumps.
18. **Erosion Control.** See the Special Note for Erosion Control.