



# Seminole Gulf Railway

A LIMITED PARTNERSHIP

4110 Centerpointe Drive, Suite 207, Fort Myers, FL 33916

Telephone: (239) 275-6060 Facsimile: (239) 275-0581 Online: [www.sem Gulf.com](http://www.sem Gulf.com)

## INSURANCE AND RIGHT-OF-WAY REQUIREMENTS

**ALL WORK PERFORMED ON RAILROAD RIGHT-OF-WAY MUST BE PERFORMED UNDER AN AGREEMENT BETWEEN THE RAILROAD AND A PUBLIC OR PRIVATE ENTITY. THE FOLLOWING REQUIREMENTS SHALL APPLY TO NEW CONSTRUCTION AND MAINTENANCE, PURSUANT TO SUCH AN AGREEMENT.**

Entity or Contractor working on property of Seminole Gulf Railway LP, shall carry, with respect to the operations it or any of its subcontractors performs, the following insurance coverage:

**Railroad Protective Liability Insurance** with per occurrence limit of not less than **Two Million Dollars (\$2,000,000)** and aggregate limit of not less than **Six Million Dollars (\$ 6,000,000)** written on the ISO form, without exclusions. The policy is to name **Seminole Gulf Railway LP** as the **named insured(s)**. The original policy for Railroad Protective liability insurance must be provided to Seminole Gulf Railway LP, **prior to the commencement of any work on Railroad property.**

**Commercial General Liability Coverage** using form CG0001 10-01 without modification. A combined single limit of \$5,000,000 per occurrence and \$5,000,000 Aggregate is required. (This requirement may be met with an umbrella or excess general liability policy if the general liability policy limit alone is not sufficient). Seminole Gulf Railway LP shall be named as an additional insured using forms CG2010 (7-04) and CG2037 (7-04), or the equivalent. Copies of additional insured endorsements naming Seminole Gulf Railway LP as an additional insured must be attached to the certificate of insurance. **BLANKET ADDITIONAL INSURED ENDORSEMENTS ARE NOT ACCEPTABLE.**

**Auto liability** with a combined single limit of not less than **One Million Dollars (\$1,000,000)**. Seminole Gulf Railway LP shall be included as **named additional insured**.

**Workers compensation and employers liability** with standard limits of liability. The policy is to contain a waiver of subrogation in favor of **Seminole Gulf Railway**.

Such policies of insurance shall be endorsed to provide thirty (30) days' notice to each name insured by the insurance company before any reduction to or cancellation of the policies. **SEMINOLE GULF RAILWAY LP** shall be furnished with a **certificate of insurance** for the coverage provided for herein indicating conformance to the foregoing, **prior to the commencement of any work on Railroad property.**

Unless other arrangements are made, any contractor working on Railroad property must be working under a fully executed Agreement. Seminole Gulf Railway also requires a minimum of **14 business day notice** before any work can be performed on or about its right-of-way.

Arrangements shall also be made to have a qualified Railroad Inspector/Flagman who is an employee of Seminole Gulf Railway present while the contractor performs the work. A minimum two-day (20 hours) flagging and inspection fee must be paid in advance of the commencement of work. A day is defined as up to 10 hours between the hours of 7am and 5pm, Monday through Friday. If additional Flagging and Inspection services are necessary, they will be billed at the **daily rate**. The fee for a Flagman/Inspector is \$156.00 per hour from 7am to 5pm Monday through Friday. At all other times the over-time rate of \$234.00 per hour shall apply. The fee covers the cost of a qualified Railroad Flagman/Inspector, vehicle, and travel time.

**ACCESS TO RAILROAD PROPERTY REQUIRES PERMISSION FROM THE TRAIN DISPATCHER. THE TRAIN DISPATCHER MUST BE NOTIFIED BY THE CONTRACTOR'S FIELD REPRESENTATIVE IN CHARGE, UPON ENTERING THE PROPERTY AND UPON LEAVING THE PROPERTY. THE TRAIN DISPATCHER CAN BE CONTACTED AT **239-275-9043** TWENTY-FOUR HOURS A DAY SEVEN DAYS A WEEK.**

### **FOR ADDITIONAL INFORMATION PLEASE CONTACT:**

Joseph C. Macri

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