**PEAK HOUR RESTRICTIONS**

The Contractor shall have (all lanes)(two lanes) open to traffic during peak hours in (each direction) along (your highway), as shown in the plans. (This “as shown in the plans” is only if you need a chart because it is too complicated to write in a word document.) The Contractor shall not be permitted to conduct any type of operation that would impede the flow of traffic during peak hours. The Contractor shall be permitted to work through the weekends, except for those holiday weekends specified in Article 107.09.

Peak hours are defined as:

(your time here)

Example:

Westbound 6:00 am to 10:00 am, 3:00 pm to 7:00 pm

Eastbound 3:00 pm to 8:00 pm

In addition to the restrictions noted above, no lane closures will be allowed on Fridays between 12:00 p.m. and 12:00 a.m. midnight.

If your contract is authorized to have a “penalty” attached then add the following paragraph to the PEAK HOUR RESTRICTIONS.

Should the Contractor fail to have all lanes open to traffic during the defined peak hours, the Contractor shall be liable and shall pay to the Department $5000 (your amount), not as a penalty but as liquidated damages, for every 15 minute interval or portion thereof that the flow of traffic is impeded by the Contractor’s operations. The Department will deduct these liquidated damages from any monies due or to become due to the Contractor from the Department.

Note: Due to a change in Article 107.09 in the 2012 Standard Specifications, the following provision is proposed to be the standardized base of a special provision for PEAK HOUR RESTRICTIONS. If a chart is required to clarify when the Contractor can work, please state that.