

SUBSUBCONTRACTOR CRANE USE AGREEMENT

WHEREAS, **Clancy & Theys Construction Company** has furnished for its own use and convenience a crane in connection with work performed or to be performed at the project;

WHEREAS, (Subcontractor) desires to use such crane and the below indicated persons/equipment for performing certain work at said location; (Check all that apply)

Furnished by Clancy & Theys

Crane Operator Rigger(s) Signalperson(s) Rigging Equipment

Furnished by Subcontractor

Crane Operator Rigger(s) Signalperson(s) Rigging Equipment

NOW, THERFORE, in consideration of the premises and of the undertakings of the Subcontractor hereinafter stated, **Clancy & Theys Construction Company** hereby consents to said use by the Subcontractor of such crane and items listed above, at the convenience of **Clancy & Theys Construction Company**, subject to all of the following terms and agreements:

(Subcontractor), agrees to indemnify and hold harmless **Clancy & Theys Construction Company** for loss, damage and expense because of injury to the person or property of the parties hereto and their employees, and to the person or property of any other person or corporation arising out of the existence, maintenance or use of said crane and associated above indicated items by the Subcontractor.

The Subcontractor further agrees (A) to insure the liability assumed in paragraph (1) above, in a reliable and acceptable insurance company, and (B) to maintain insurance in such an insurance company providing the Subcontractor with Workers' Compensation and Public Liability Insurance on the operations of the Subcontractor at the premises described above and will furnish to **Clancy & Theys Construction Company** certificates to that effect.

Clancy & Theys Construction Company does not guarantee the safety or suitability of any crane or operator for the purpose of the Subcontractor. Said Subcontractor is responsible for compliance with all applicable OSHA regulations. It is the responsibility of the Subcontractor to ensure all required inspections, training, and documentation has been completed. Subcontractors are also required to hold a pre-hoist meeting; *(The attached Crane - Pre-Planning Checklist should be used by subcontractors as a guide.)*

The Subcontractor agrees to provide to Clancy & Theys, as required, the following before initial use.

Written Hoist Plan *(Including Weights/Configuration) of Items to be Hoisted* Rigger Qualifications
Signalperson Qualifications Rigging Equipment Inspection Documentation

IN WITNESS WHEREOF, **Clancy & Theys Construction Company** and Subcontractor have executed this instrument this day of , 20

Subcontractor (Subcontractor)

Clancy & Theys Construction Company

By

(Authorized Representative)

By

(Authorized Representative)

Pre-Hoist Planning Checklist

Required for all hoisting activities using a crane that is rated equal to or greater than 2000 pounds for its maximum capacity; regardless of the material weight or the number of hoists to be made.

Hoisting Operations

- ☐ A Pre-Hoist Planning Meeting will be held **AT LEAST 2 WEEKS IN ADVANCE** for any and all lifts to discuss hoisting procedures, safety, and other pertinent issues.
 - Required attendees: C&T Superintendent, Sub-Contractor Representative, and if possible: Crane Operator/Representative, Qualified Rigger, Signalperson, & C&T EH&S Department Representative
 - Minutes of this meeting will be documented and attendees are required to sign-in
- ☐ A written Site-Specific Hoist Plan will be developed by the party performing the hoist and a copy kept on-site. The plan shall include the minimum information:
 - Data/calculations used to determine the size and configuration of the crane
 - Data/calculations used to determine the size, type, and construction of the crane outrigger pads.
 - Description of the sequence of work
 - Most recent Annual Crane Inspection Documentation
 - Crane Operator Certifications
 - Rigger Qualifications
 - Dedicated Spotter Qualifications as required when working around overhead power lines or other hazards
 - Signalperson Qualifications along with a brief description of the means of communications to be used
 - Maintenance and Repair Person(s) Qualifications
 - Forklift Operator Certification, if applicable
 - Site plan that indicates: Crane Pad/Travel Locations, Swing Radius, Location of Overhead Power Lines
 - Critical Lift Plan if Applicable (*Hoisting Loads \geq 75% of Rated Capacity, Lifts Involving more than 1 Crane, or Hoisting Personnel*)
 - Written verification accepting the ground conditions provided by the controlling entity (Soil Bearing Capacity Required)
 - Written notification of being informed of any known and potential underground hazards by the controlling entity
 - Inclement weather procedures
 - Tagline use procedures/policies
 - Acquire Federal Aviation Administration Permit if Applicable. (*Notify FAA at least 45 Days Prior to Construction*) <https://oeaaa.faa.gov/oeaaa/external/portal.jsp>
 - Any construction or alteration exceeding 200 ft above ground level
 - Any construction or alteration within 20,000 ft of a public use or military airport; within 5,000 ft of a public use heliport; or any construction or alteration located on a public use airport or heliport regardless of height or location.
- ☐ All cranes will be inspected by a Competent Person daily or before each shift prior to being put into use.
 - Inspections will be documented and copies given to the C&T project Superintendent on a daily basis
- ☐ No materials are to be suspended from the rigging unless an operator is at the controls of the crane; even for overnight storage of materials or equipment.
- ☐ A Pre-Hoist Meeting will be held for any and all lifts to discuss hoist procedures, safety, and other pertinent issues.
 - Required attendees: C&T Superintendent, Sub-Contractor Representative, Crane Operator, Qualified Rigger(s), Signalperson(s), and if required, a C&T EH&S Department Representative.
 - Minutes of this meeting will be documented and attendees are required to sign-in

Tower Cranes

- ☐ 3rd Party Foundation Evaluation is required to be performed by a Professional Engineer.
- ☐ A Pre-Assembly Meeting shall be held with all involved parties to plan and discuss scope, operations, and associated safety issues. (C&T, Crane Owner, Operator, Rigging Foreman, Spotters, & Lead Signal Person)
 - The manufacturer's assembly procedures shall be followed. Other procedures must comply with 29 CFR 1926.1406
- ☐ A Pre-Assembly Inspection of the crane's components must be performed by a qualified person prior to assembly.
- ☐ A Post-Assembly Inspection shall be performed by a qualified person.
- ☐ C&T requires an additional 3rd party inspection of the crane prior to being utilized to hoist materials.
 - Unless otherwise approved by the C&T EH&S Department this inspection will be performed by COSGRU, Inc. (Matthew Cos)
 - 443-915-8200 / cosgru@gmail.com
- ☐ C&T requires a 3rd party inspection every 90 days thereafter while on the project. COSGRU, Inc. will perform these inspections unless otherwise approved by the C&T EH&S Department.

Mobile Cranes

- ☐ A Pre-Assembly Inspection of the crane's components must be performed by a qualified person prior to assembly.
- ☐ A 3rd Party Post-Assembly Inspection is required to be performed by a Qualified Person on all mobile cranes rated for 200 tons or more or cranes making Critical Lifts, prior to being placed in operation.

Rigging

- ☐ All rigging equipment shall be inspected by a Competent Person prior to being placed into operation. Inspections shall be documented and a copy placed into the site specific safety plan.
- ☐ All rigging equipment shall be inspected by a Competent Person on a weekly basis and must meet the most current OSHA and ANSI/ASME requirements. Inspections shall be documented and a copy given to the C&T project Superintendent.
- ☐ All rigging equipment must be equipped with tags that identifying the manufacturer, working load limits, and other ANSI/ASME required information.