SECTION 016700 - PRODUCT REQUIREMENTS

PART 1 - GENERAL

1.1 SUMMARY

A. This Section includes administrative and procedural requirements for selection of products for use in Project; product delivery, storage, and handling; manufacturers' standard warranties on products; special warranties; and environmental requirements.

1.2 DEFINITIONS

A. Products: Items purchased for incorporating into the Work, whether purchased for Project or taken from previously purchased stock. The term "product" includes the terms "material," "equipment," "system," and terms of similar intent.

1. Named Products: Items identified by manufacturer's product name, including make or model number or other designation shown or listed in manufacturer's published product literature, that is current as of date of the Contract Documents.
2. New Products: Items that have not previously been incorporated into another project or facility. Products salvaged or recycled from other projects are not considered new products.
3. Comparable Product: Product that is demonstrated and approved through submittal process, or where indicated as a product substitution, to have the indicated qualities related to type, function, dimension, in-service performance, physical properties, appearance, and other characteristics that equal or exceed those of specified product.

B. Basis-of-Design Product Specification: Where a specific manufacturer's product is named and accompanied by the words "basis of design," including make or model number or other designation, to establish the significant qualities related to type, function, dimension, in-service performance, physical properties, appearance, and other characteristics for purposes of evaluating comparable products of other named manufacturers.

C. Definitions pertaining to sustainable development: As defined in ASTM E2114.

D. Biobased Materials: As defined in the Farm Security and Rural Investment Act, for purposes of Federal procurement of biobased products, “biobased” means a “commercial or industrial product (other than food or feed) that is composed, in whole or in significant part, of biological products or renewable domestic agricultural materials (including plant, animal, and marine materials) or forestry materials.” Biobased materials also include fuels, chemicals, building materials, or electric power or heat produced from biomass as defined by The Biomass Research and Development Act of 2000.

1. Biobased content: The amount of biobased carbon in the material or product as a percentage of weight (mass) of the total organic carbon in the material or product.

E. Chain-of-Custody: Process whereby a product or material is maintained under the physical possession or control during its entire life cycle.

F. Environmentally preferable products: Products and services that have a lesser or reduced effect on the environment in comparison to conventional products and services. Refer to EPA's Final Guidance on Environmentally Preferable Purchasing for more information http://www.epa.gov/epp/guidance/finalguidancetoc.htm.

G. Stewardship: Responsible use and management of resources in support of sustainability.

H. Sustainability: The maintenance of ecosystem components and functions for future generations.

1.3 SUBMITTALS

A. Record Submittals as specified in – Sustainable Design Close-Out Documentation, submit the following:

1. Affirmative Procurement Reporting Form. Submit on form in Appendix A of this Section, or similar form as approved by Contracting Officer.
2. Material Safety Data Sheets (MSDS): For each product required by OSHA to have a MSDS, submit an MSDS. MSDS shall be prepared within the previous five years. Include information for MSDS Sections 1 – 16 in accordance with ANSI Z400.1 and as follows:

   a. Section 1: Chemical Product and Company Identification.
   b. Section 2: Composition/Information on Ingredients.
   c. Section 3: Hazards Identification.
   d. Section 4: First Aid Measures.
   e. Section 5: Fire Fighting Measures.
   f. Section 6: Accidental Release Measures.
   g. Section 7: Handling and Storage.
   h. Section 8: Exposure Controls/Person Protection.
   i. Section 9: Physical and Chemical Properties.
   j. Section 10: Stability and Reactivity Data.
   k. Section 11: Toxicological Information. Include data used to determine the hazards cited in Section 3. Identify acute data, carcinogenicity, reproductive effects, and target organ effects.
   l. Section 12: Ecological Information. Include data regarding environmental impacts during raw materials acquisition, manufacture, and use. Include data regarding environmental impacts in the event of an accidental release.
   m. Section 13: Disposal Considerations. Include data regarding the proper disposal of the chemical. Include information regarding recycling and reuse. Indicate whether or not the product is considered to be "hazardous waste" according the US EPA Hazardous Waste Regulations 40 CFR 261.
   n. Section 14: Transportation Information. Identify hazard class for shipping.
   o. Section 15: Regulatory Information. Identify federal, state, and local regulations applicable to the material.
   p. Section 16: Other Information. Include additional information relative to recycled content, biobased content, and other information regarding environmental and health impacts. Identify the date MSDS was prepared.

1.4 QUALITY ASSURANCE

A. Compatibility of Options: If Contractor is given option of selecting between two or more products for use on Project, product selected shall be compatible with products previously selected, even if previously selected products were also options.

1.5 PRODUCT DELIVERY, STORAGE, AND HANDLING

A. Deliver, store, and handle products using means and methods that will prevent damage, deterioration, and loss, including theft. Comply with manufacturer's written instructions.

B. Delivery and Handling:

1. Schedule delivery to minimize long-term storage at Project site and to prevent overcrowding of construction spaces.
2. Coordinate delivery with installation time to ensure minimum holding time for items that are flammable, hazardous, easily damaged, or sensitive to deterioration, theft, and other losses.
3. Deliver products to Project site in an undamaged condition in manufacturer's original sealed container or other packaging system, complete with labels and instructions for handling, storing, unpacking, protecting, and installing.
4. Inspect products on delivery to ensure compliance with the Contract Documents and to ensure that products are undamaged and properly protected.
5. Contractor is encouraged to obtain materials in biodegradable or recyclable/reusable packaging which uses the minimum amount of packaging possible.

C. Storage:

1. Store products to allow for inspection and measurement of quantity or counting of units.
2. Store materials in a manner that will not endanger Project structure.
3. Store products that are subject to damage by the elements, under cover in a weather tight enclosure above ground, with ventilation adequate to prevent condensation.
4. Store cementitious products and materials on elevated platforms.
5. Store foam plastic from exposure to sunlight, except to extent necessary for period of installation and concealment.
6. Comply with product manufacturer's written instructions for temperature, humidity, ventilation, and weather-protection requirements for storage.
7. Protect stored products from damage and liquids from freezing.
8. Store loose granular materials in a well-drained area on solid surfaces to prevent mixing with foreign matter.

1.6 PACKAGING

A. Where Contractor has the option to provide one of the listed products or equal, preference shall be given to products with minimal packaging and easily recyclable packaging as defined in ASTM D5834.

B. Maximize use of source reduction and recycling procedures outlined in ASTM D5834.

1.7 ENVIRONMENTALLY PREFERABLE PRODUCTS

A. Provide environmentally preferable products to the greatest extent possible.

1. To the greatest extent possible, provide products and materials that have a lesser or reduced effect on the environment considering raw materials acquisition, production, manufacturing, packaging, distribution, reuse, operation, maintenance, and/or disposal of the product.
2. Eliminate the use of ozone depleting compounds during and after construction where alternative environmentally preferable products are available, consistent with either the Montreal Protocol and Title VI or the Clean Air Act Amendments of 1990, or equivalent overall air quality benefits that take into account life cycle impacts.
3. Use products meeting or exceeding EPA's recycled content recommendations for EPA-designated products. Use materials with recycled content such that the sum of post-consumer recycled content plus on-half of the pre-consumer content constitutes at least 10% (based on cost) of the total value of the materials in the project.

1.8 PRODUCT WARRANTIES

A. Warranties specified in other Sections shall be in addition to, and run concurrent with, other warranties required by the Contract Documents. Manufacturer's disclaimers and limitations on product warranties do not relieve Contractor of obligations under requirements of the Contract Documents.

1. Manufacturer's Warranty: Preprinted written warranty published by individual manufacturer for a particular product and specifically endorsed by manufacturer to Owner.
2. Special Warranty: Written warranty required by or incorporated into the Contract Documents, either to extend time limit provided by manufacturer's warranty or to provide more rights for Owner.

B. Special Warranties: Prepare a written document that contains appropriate terms and identification, ready for execution. Submit a draft for approval before final execution.

1. Manufacturer's Standard Form: Modified to include Project-specific information and properly executed.
2. Specified Form: When specified forms are included with the Specifications, prepare a written document using appropriate form properly executed.
3. Refer to Divisions 2 through 16 Sections for specific content requirements and particular requirements for submitting special warranties.

C. Submittal Time: Comply with requirements in Division 01 Section "Closeout Procedures."

PART 2 - PRODUCTS

2.1 PRODUCT SELECTION PROCEDURES

A. General Product Requirements: Provide products that comply with the Contract Documents, that are undamaged and, unless otherwise indicated, that are new at time of installation.

1. Provide products complete with accessories, trim, finish, fasteners, and other items needed for a complete installation and indicated use and effect.
2. Standard Products: If available, and unless custom products or nonstandard options are specified, provide standard products of types that have been produced and used successfully in similar situations on other projects.
3. Government reserves the right to limit selection to products with warranties not in conflict with requirements of the Contract Documents.
4. Where products are accompanied by the term "as selected," Contracting Officer will make selection.
5. Where products are accompanied by the term "match sample," sample to be matched is Governments.
6. Descriptive, performance, and reference standard requirements in the Specifications establish "salient characteristics" of products.

B. Product Selection Procedures:

1. Product: Where Specifications name a single product and manufacturer, provide the named product that complies with requirements or approved equal.
2. Manufacturer/Source: Where Specifications name a single manufacturer or source, provide a product by the named manufacturer or source that complies with requirements or approved equal.
3. Products: Where Specifications include a list of names of both products and manufacturers, provide one of the products listed that complies with requirements or approved equal.
4. Manufacturers: Where Specifications include a list of manufacturers' names, provide a product by one of the manufacturers listed that complies with requirements or approved equal.
5. Available Products: Where Specifications include a list of names of both products and manufacturers, provide one of the products listed, or an unnamed product, that complies with requirements. Comply with provisions in Part 2 "Comparable Products" Article for consideration of an unnamed product.
6. Available Manufacturers: Where Specifications include a list of manufacturers, provide a product by one of the manufacturers listed, or an unnamed manufacturer, that complies with requirements. Comply with provisions in Part 2 "Comparable Products" Article for consideration of an unnamed product.
7. Product Options: Where Specifications indicate that sizes, profiles, and dimensional requirements on Drawings are based on a specific product or system, provide the specified product, system, or approved equal.
8. Basis-of-Design Product: Where Specifications name a product and include a list of manufacturers, provide the specified product or a comparable product by one of the other named manufacturers, or approved equal. Drawings and Specifications indicate sizes, profiles, dimensions, and other characteristics that are based on the product named.

9. Visual Matching Specification: Where Specifications require matching an established Sample, select a product that complies with requirements and matches Architect's sample. Contracting Officers decision will be final on whether a proposed product matches.

    a. If no product available within specified category matches and complies with other specified requirements, comply with provisions in Part 2 "Product Substitutions" Article for proposal of product.

10. Visual Selection Specification: Where Specifications include the phrase "as selected from manufacturer's colors, patterns, textures" or a similar phrase, select a product that complies with other specified requirements.

    a. Standard Range: Where Specifications include the phrase "standard range of colors, patterns, textures" or similar phrase, Architect will select color, pattern, density, or texture from manufacturer's product line that does not include premium items.
    b. Full Range: Where Specifications include the phrase "full range of colors, patterns, textures" or similar phrase, Architect will select color, pattern, density, or texture from manufacturer's product line that includes both standard and premium items.

2.2 COMPARABLE PRODUCTS

A. Conditions: Contracting Officer will consider Contractor's request for comparable product when the following conditions are satisfied. If the following conditions are not satisfied, Contracting Officer will return requests without action, except to record noncompliance with these requirements:

1. Evidence that the proposed product does not require revisions to the Contract Documents, that it is consistent with the Contract Documents and will produce the indicated results, and that it is compatible with other portions of the Work.
2. Detailed comparison of significant qualities of proposed product with those named in the Specifications. Significant qualities include attributes such as performance, weight, size, durability, visual effect, and specific features and requirements indicated.
3. Evidence that proposed product provides specified warranty.
4. List of similar installations for completed projects with project names and addresses and names and addresses of architects and owners, if requested.
5. Samples, if requested.

PART 3 - EXECUTION

3.1 PROTECTION AFTER INSTALLATION

A. Provide adequate coverings as necessary to protect installed materials from damage resulting from natural elements, traffic, and subsequent construction. Remove when no longer needed.

END OF SECTION 016700

AFFIRMATIVE PROCUREMENT REPORTING FORM
Recycled Content Materials & Biobased Content Materials

Project Name: _____ Project Number: _____

Contractor Name: _____ License Number: _____

Contractor Address: _____

Product	Total $ value provided	Total $ value w/ recycled content Pre-consum-er	Total $ value w/ recycled content Post-consum-er	Total $ value w/ biobased content	Exempted indicate 1,2,3,4	Comments
Hydraulic Mulch (paper based)						
Hydraulic Mulch (wood based)						
Compost						
Parking Stops (Concrete w/ fly ash, slag cement or low cement con-tent)						
Parking Stops (Plastic/Rubber)						
Patio Blocks/Rubber						
Patio Blocks/Plastic						
Playground Sur-faces						
Concrete w/ fly ash						
Concrete w/ slag cement						
Concrete w/ low cement content						
Plastic lumber						
Building Insula-tion						
Rock Wool						
Fiber glass						
Cellulose						
Perlite Comp Board						
Plastic Rigid Foam						
Glass Fiber Reinf						

Foam						
Phenolic Rigid Foam						
Ceramic tile						
Resilient flooring						
Floor Tiles/Rubber						
Floor Tiles/Plastic						
Running Tracks						
Carpet (PET)						
Paint						
Reprocessed Latex Paint White & Light Colors						
Reprocessed Latex Dark Colors						
Consolidated Latex Paint						
toilet/shower partitions (plastic or steel)						
Other						

CERTIFICATION

I hereby certify the information provided herein is accurate and that the requisition/procurement of all materials listed on this form comply with current EPA standards for recycled/recovered materials content. The following exemptions may apply to the non-procurement of recycled/recovered content materials:

1) The product does not meet appropriate performance standards
2) The product is not available within a reasonable time frame
3) The product is not available competitively (from two or more sources)
4) The product is only available at an unreasonable price (compared with a comparable non-recycled content product.)

Signature: _____ Date: _____

END OF
AFFIRMATIVE PROCUREMENT REPORTING FORM
Recycled Content Materials & Biobased Content Materials