



**City of Long Beach**  
**Department of Development Services**  
333 West Ocean Blvd., 4<sup>th</sup> Floor  
Long Beach, CA 90802  
Phone: (562) 570-5237 Fax: (562) 570-6753  
Website: www.lbds.info

## **GRADING PERMIT SURETY BOND FOR FAITHFUL PERFORMANCE**

BOND NO: \_\_\_\_\_  
PREMIUM: \$ \_\_\_\_\_  
BOND TERM: \_\_\_\_\_

**KNOW ALL MEN BY THESE PRESENTS**, that we, \_\_\_\_\_, as PRINCIPAL, and \_\_\_\_\_, a corporate surety organized and existing under the laws of the State of California, admitted as a surety in the State of California, and authorized to transact business in the State of California as SURETY, are held and firmly bound unto the CITY OF LONG BEACH, CALIFORNIA, a municipal corporation (hereinafter "CITY"), in the sum of \_\_\_\_\_ (\$ \_\_\_\_\_), lawful money of the United States of America, for the payment of which sum, well and truly to be made, the Principal and Surety do bind themselves, their respective heirs, administrators, executors, successors and assigns, jointly and severally, firmly by these presents.

### **THE CONDITION OF THIS OBLIGATION IS SUCH THAT:**

**WHEREAS**, said Principal is the applicant under Grading Permit No. \_\_\_\_\_ of the City ("Permit"), for the excavation, grading, or fill of the real property located at \_\_\_\_\_, in the City of Long Beach, and is required by City to give this bond in connection with the issuance of said Permit; and

**WHEREAS**, the estimated cost of the work authorized by the Permit is \_\_\_\_\_ (\$ \_\_\_\_\_); and

**WHEREAS**, the Long Beach Municipal Code Section 18.75.030 permits as a condition precedent to the issuance of said Permit that the Principal furnish a performance security in the sum above named to the City of Long Beach; and

**WHEREAS**, it is agreed that the Principal shall:

- a. Comply with all the provisions of the excavation and grading codes, regulations and ordinances of the City; and
- b. Comply with all of the terms and conditions of the Permit to the satisfaction of the City's Directors of Public Works and/or Development Services or his/her designee; and
- c. Complete all of the work designated on the Permit within the time limit specified in the Permit or any extensions thereof; and
- d. Reimburse the City for any work the City's Directors of Public Works and/or Development Services deem necessary to complete, correct, or otherwise undertake with regard to the work specified in the Permit;

**NOW, THEREFORE**, if Principal, its executors, successors and assigns shall promptly and faithfully perform all of the covenants, conditions, agreements and obligations of this agreement and the Permit on said Principal's part to be kept, done and performed at the times and in the manner

specified therein, then this obligation shall be null and void, otherwise it shall be and remain in full force and effect;

**PROVIDED**, that any modifications, alterations, or changes which may be made in said Permit, or in the work to be done, or the giving by the City of any extension of time for the performance under said Permit, or the giving of any other forbearance upon the part of either the City or the Principal to the other, shall not in any way release the Principal or the Surety, or either of them, or their respective heirs, administrators, executors, successors or assigns, from any liability arising hereunder, and notice to the Surety of any such modifications, alterations, changes, extensions or forbearances is hereby waived.

**IN WITNESS WHEREOF**, the above named Principal and Surety have executed, or caused to be executed, this instrument with all of the formalities required by law on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

APPROVED AS TO FORM

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

CHARLES PARKIN, City Attorney

By: \_\_\_\_\_  
Deputy

PRINCIPAL

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

By: \_\_\_\_\_

Name \_\_\_\_\_

Title: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Phone: \_\_\_\_\_

APPROVED AS TO SUFFICIENCY

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

By: \_\_\_\_\_  
City Manager / City Building Official

SURETY, admitted in California

By: \_\_\_\_\_

Attorney-in-Fact

Type Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

- NOTES:**
1. Execution of the bond must be acknowledged by both PRINCIPAL and SURETY before a notary public and a notary's certificate of acknowledgment must be attached.
  2. A corporation must execute the bond by 2 authorized officers or, if executed by a person not listed in Sec. 313, Calif. Corp. Code, then a certified copy of a resolution of its Board of Directors authorizing execution must be attached.