

City of La Quinta

Public Works Department
78-495 Calle Tampico
P.O. Box 1504
La Quinta, CA 92247

Call Public Works for assistance at (760) 777-7075

Standard Grading Bond Forms

Pursuant to LQMC 8.02.010 and California Building Code, Section 3311, security is required prior to grading property. The City of La Quinta has prepared a Standard Grading Bond form for use with the Encroachment Permit form that the City utilizes to authorize grading on privately owned property.

For easy electronic distribution purposes, the Standard Grading Bond is available in an interactive form in which you fill in the blanks while viewing the form with the Adobe Acrobat Reader (free software available at www.adobe.com), then print out the completed form, sign it, and seal it as appropriate.

Simply forward the Grading Bond Form to the bonding company via email and they can determine which completion method works best for their administrative operation.

The Public Works Director has determined that the security amount on the bond should equal the bonding amount calculated per the grading bond formula stated in Engineering Bulletin #04-09 (Revised) at <http://www.la-quinta.org/Index.aspx?page=169>

The bonding company must be listed in Circular 570 published by the US Treasury Department. Additionally, the City relies on the A.M. Best Company to evaluate the financial stability of the insurance company issuing the bonds. The City of La Quinta will not accept bonds from any insurance company with an AM Best rating less than “B++ or B+”.

Please submit the completed bond form to Public Works Department for processing.

FAITHFUL PERFORMANCE BOND
(LQMC 8.02.01 & CBC 3311)

Grading Bond

WHEREAS, the City of La Quinta, California, is prepared to issue Encroachment Permit # _____ in accordance with the La Quinta Municipal Code, and the California Building Code which is adopted by reference, to _____, as Principal, whereby Principal will be authorized to perform certain grading improvements identified in the permit, and as further detailed on the grading plans referenced therein, to privately-owned property generally known to the City and others as _____; and

WHEREAS, Said Principal is required under the terms of the permit to furnish a bond for the faithful performance of the grading work in accordance with the approved plans, specifications, and permit requirements; or, if the work is abandoned (not completed as required), Principal shall correct or eliminate any hazardous conditions that may exist.

NOW, therefore, we the Principal and _____, as Surety, are held and firmly bound unto the City of La Quinta, as Obligee, in the penal sum of _____ Dollars (\$ _____) lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, successors, executors and administrators, jointly and severally, firmly by these presents.

The condition of this obligation is such that if the above bonded Principal, his or its heirs, executors, administrators, successors or assigns, shall in all things stand to and abide by, and well and truly keep and perform the covenants, conditions and provisions in the said permit and any alteration thereof made as therein provided, on his or their part, to be kept and performed at the time and in the manner therein specified, and in all respects according to their true intent and meaning, and shall indemnify and save harmless the Obligee, its officers, agents and employees, as therein stipulated, then this obligation shall become null and void; otherwise, it shall be and remain in full force and effect.

As a part of the obligation secured hereby and in addition to the face amount specified therefore, there shall be included costs and reasonable expenses and fees, including reasonable attorney's fees, incurred by the Obligee in successfully enforcing such obligation, all to be taxed as costs and included in any judgment rendered.

The surety hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the permit or to the work to be performed there under or the specifications accompanying the same shall in anywise affect its obligations on this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of the permit or to the work or to the specifications.

In witness whereof, this instrument has been duly executed by the Principal and Surety above named, on _____, 20____.

(Seal)

Principal

Signature of Principal

Title of Signatory

(Seal)

Surety

Signature of Surety

Title of Signatory

Address of Surety

Phone # of Surety

Contact Person for Surety