

## NON-FRANCHISE SOLID WASTE HAULER BOND

BOND NUMBER \_\_\_\_\_

KNOW ALL PEOPLE BY THESE PRESENTS:

That \_\_\_\_\_, whose address for service is \_\_\_\_\_ (“Principal”), and \_\_\_\_\_, whose address for service is \_\_\_\_\_ (“Surety”) are held and firmly bound to the County of Contra Costa (“County”) in the sum of twenty thousand dollars (\$20,000), for which the payment we bind ourselves, our heirs, executors, administrators, personal representatives, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, Principal is required by Section 418-2.018, subdivision (a) of the Contra Costa County Ordinance Code to file with County and maintain until expiration of a non-franchise solid waste collection and transport permit a performance bond of the type and in the amount set by the County Board of Supervisors (“Board”) by resolution, and

WHEREAS, Board Resolution No. 2018/41 sets forth the required type and amount of the performance bond; and

WHEREAS, Principal has applied for a permit to engage in the collection and transportation of solid waste in the unincorporated area of Contra Costa County;

NOW THEREFORE, the condition of this obligation is that if Principal faithfully complies with Chapter 418-2 of the Contra Costa County Ordinance Code and all conditions of the permit issued thereunder, then this obligation shall be null and void; otherwise, it shall remain in full force and effect.

PROVIDED, HOWEVER, this bond is issued subject to the following express conditions:

1. This bond shall be effective on \_\_\_\_\_, \_\_\_\_\_, and shall remain in full force and effect for the term of the initial permit and all renewals thereof, for all liabilities, acts, omissions or causes of action arising after this bond becomes effective and before the cancellation of the bond.
2. The aggregate liability of the Surety hereunder shall not exceed the penal sum of this bond.
3. The conditions of this bond are as set forth in Chapter 418-2 of the Contra Costa County Ordinance Code and the permit issued to Principal thereunder, and Board Resolution 2018/\_\_\_\_.

3. This bond is executed by the Surety to comply with the provisions of Chapter 418-2 of the Contra Costa County Ordinance Code and Chapter 2 (commencing with Section 995.010) of Title 14 of Part 2 of the California Code of Civil Procedure.

4. Surety is jointly and severally liable on the obligations of Chapter 418-2.

5. This bond may be canceled by the Surety by sending a notice of cancellation by certified mail to the Contra Costa County Environmental Health Director, 2120 Diamond Boulevard, Suite 200, Concord, CA 95420. Surety shall at the same time mail or deliver a copy of the notice of cancellation to the Principal. Such cancellation shall take effect 30 days from the date said notice of cancellation is received by the Contra Costa County Environmental Health Director.

IN WITNESS WHEREOF, the Principal and Surety have executed this instrument the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Principal

Surety

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

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

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

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

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

Attorney in Fact \_\_\_\_\_

ACKNOWLEDGEMENT OF SURETY

I declare under penalty of perjury under the laws of the State of California that I have executed the foregoing bond under an unrevoked power of attorney.

Executed on \_\_\_\_\_, \_\_\_\_\_, in \_\_\_\_\_.  
(City, State)

\_\_\_\_\_  
Signature of Attorney-In-Fact for Surety

\_\_\_\_\_  
Printed or Typed Name of Attorney-In-Fact for Surety

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of \_\_\_\_\_  
County of \_\_\_\_\_)

On \_\_\_\_\_ before me, \_\_\_\_\_, Notary Public  
(insert name and title of the officer)

personally appeared \_\_\_\_\_,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature \_\_\_\_\_ (Seal)