Bond in Compliance with City Ordinance – 2016 License Period

Surety:
(Address)

Bond No.

Penal Sum:

Effective Date:

Principal:
(Address)

Expiration Date:

License Period:

KNOW ALL PERSONS BY THESE PRESENTS, that Principal and Surety are held firmly bound unto the City of Newark, a political subdivision of the State of Delaware, in the penal and full amount of this bond, for the payment of such sum shall well and truly be made, we bind ourselves and our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the above bound Principal has made application to the City of Newark for a contractor license with permit contractor endorsement with the following criteria:

Code Section 7-1 General:

Compliance Bond: A compliance bond for licensing and permit along with certificate of liability insurance shall be submitted naming the City of Newark as the certificate holder in the following classifications: (Note: Select category or categories which accurately describe your contractor status).

	Category	Cost of Construction	Size of bond required
☐	Unlimited General Contractor	$1,000,000.00 and above	$200,000
☐	Limited General Contractor	$500,000.00 up to $999,999.99	$150,000.00
☐	General Contractor	$250,000.00 to $499,999.99 $100,000.00 to $249,999.99 $1.00 to $99,999.99	$100,000.00 $75,000.00 $50,000.00
☐	Unlimited Subcontractor (HVAC, Fire, Plumbing, & Mechanical)	$1,000,000.00 and above	$200,000.00

☐	Limited Subcontractor (HVAC, Fire, Plumbing, & Mechanical)	(Less than $1,000.000.00)	$50,000.00
☐	Minor Renovation Contractor	$25,000.00 - $75,999.99	$25,000.00
		$1.00 - $24,999.99 (Decks, Sheds, Fences, Additions, Basements) & (1 & 2 employees and/or HVAC companies with less than 4 employees)	$10,000.00

I. Comply with all provisions of all pertinent City of Newark Construction Codes (Newark Municipal Code, Chapter 7) and all applicable federal and State of Delaware laws and regulations affecting or relating to the business or occupation that the contractor license with permit contractor endorsement is issued the same as if such requirements and provisions were fully set forth in this bond and by reference such requirements and provisions are made a part hereof.

II. Faithfully and promptly correct any and all violations of all City of Newark Construction Codes (Municipal Code, Chapter 7) and all laws, ordinances, and regulations affecting or relating to the business or occupation that the contractor license with permit contractor endorsement is issued and discovered within three years from the date of the issuance of a certificate of occupancy or the certificate of completion subject to the tolling and accrual provisions of 10 Del. C. § 8106.

III. Indemnify and hold harmless City of Newark, its officers, employees, agents, and representatives from any and all liability loss, damage or expense of any kind whatsoever that City of Newark, its officers, employees, agents or representatives may sustain or that may be recovered from it or them by reason of the issuance of a contractor license with permit contractor endorsement or from claims related or connected to the execution of work performed by Principal, its, his or hers agents and employees, or any subcontractor or any other person under Principal's supervision, direction or control.

IV. Pay all penalties, fees, and charges that are imposed by City of Newark pursuant to Chapter 7 of the City of Newark if Principal fails to pay such charges within thirty days after they are due.

PROVIDED, however, enumerated in the City of Newark Municipal Code, Chapter 7, then Surety, which this bond is subject to the following conditions and provisions:

1. If Principal fails to correct any code violations after being noticed and having the opportunity to contest such violations pursuant to the applicable violation, enforcement, and penalty provisions enumerated in the City of Newark Building Code, then Surety shall remedy such default within sixty days of written notification by the City of Newark.

2. The aggregate penalty of this bond shall not exceed the penal sum stated in this bond.

3. Any claim under this bond shall be instituted before the expiration of three years from the date when a certificate of occupancy or certificate of use is issued subject to tolling and accrual provisions of 10 Del. C. § 8106.

4. This bond shall apply to work permitted during the License Period only.

5. Surety may cancel this bond by giving forty-five (45) days advanced notice in writing to the Principal and the City of Newark at:

Code Enforcement Division
City of Newark
220 South Main Street
Newark, DE 19711

Surety's liability shall cease upon the effective date of cancellation, except with respect to losses, claims or obligations associated with work permitted during the License Period before the effective date of cancellation.

6. This bond may not be continued in whole or part past the Expiration Date.

IN WITNESS WHEREOF, Principal and Surety hereby sign and seal this Bond:

Principal (SIGNATURE)

By: _____
Signature

_____
Print Name

_____
Title

_____
Date

Surety (SEAL) (Agent must attach proof of authority to act as Attorney-in-fact for Surety.)

By: _____
Signature (Seal)

_____
Print Name

_____
Title

_____
Date

Claim Contact Information (include address and phone number):

_____
_____
_____
_____

(Revised 11-23-15)