

**TOWN OF CUTLER BAY
(SOLID WASTE FRANCHISEE'S)
PAYMENT BOND**

BY THIS BOND, We, _____ [name of principal/franchisee] as PRINCIPAL/FRANCHISEE AND _____ [name of surety], as SURETY, are bound to the Town of Cutler Bay, herein called TOWN, in the sum of \$ _____, for payment of which we bind ourselves, our heirs, personal representatives, successors, and assigns, jointly and severally.

THE CONDITION OF THIS BOND is that if PRINCIPAL/.FRANCHISEE:

1. Performs the Franchise Agreement dated _____ between PRINCIPAL/FRANCHISEE and TOWN (hereinafter Franchise Agreement) and abides by all of the terms of said Franchise and the TOWN's Ordinance No. 08-01, as amended, (hereinafter Franchise Ordinance), said Franchise Agreement and Ordinance being made parts of this bond by reference, at the times and in the manner prescribed in the Franchise Agreement and Ordinance; and
2. Promptly makes all payments to TOWN as is required pursuant to the Franchise Agreement; and
3. Pays TOWN all losses, damages, expenses, costs and attorney's fees, including appellate proceedings, that TOWN sustains because of a default by PRINCIPAL/FRANCHISEE under the Franchise Agreement; and
4. Performs all duties and responsibilities pursuant to the Franchise Agreement and Franchise Ordinance, then this bond is void; otherwise it remains in full force.

Any changes in or under the Franchise Agreement documents and compliance or noncompliance with any formalities connected with the Franchise Agreement or Franchise Ordinance does not affect SURETY's obligation under this bond.

IN WITNESS WHEREOF, the above-abounded parties have caused this Bond to be executed by their appropriate officials of the ____ day of _____, 20____.

WITNESS:

PRINCIPAL/FRANCHISEE:

Signature

Signature

Print Name: _____

Title: _____

WITNESS:
SURETY:

Signature _____

Print Name: _____

Signature: _____

Its: _____

Title: _____

Countersigned by
Resident Florida Agent of SURETY:

Signature _____

Print Name: _____

(Copy of Agent's current State of Florida
License issued by Florida Insurance
Commissioner shall be attached hereto).

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