

PERFORMANCE BOND FOR DRAINAGE & PONDS

KNOW ALL MEN BY THESE PRESENTS, that \_\_\_\_\_  
\_\_\_\_\_ [name of developer/owner] hereinafter called "Principal," and  
\_\_\_\_\_ [name of surety company]  
hereinafter called "Surety," are held and firmly bound unto Newton County, Georgia, in the sum of  
\_\_\_\_\_ [amount of bond] for securing required improvements and works, as hereinafter  
set forth, for the payment of which sum Principal and Surety do well and surely bind themselves, their heirs,  
executors, administrators, successors and assigns, jointly and severally, firmly by these presents,  
acknowledge and agree as follows:

WHEREAS, the Principal has completed a development known as \_\_\_\_\_  
hereinafter called "Project," and located at \_\_\_\_\_  
in Newton County, Georgia, and Principal now desires a Final Plat approval, Certificate of Occupancy or  
Letter of Completion; and

WHEREAS, the Newton County Development Regulations require a Development Performance and  
Maintenance Agreement and performance bond to insure construction/development of storm water/pond  
facilities from \_\_\_\_\_ [date of LDP approval by Planning Director], through and  
including until work is completed;

NOW THEREFORE, the conditions of this obligation are as follows, that whenever the Principal is declared  
in default by the Newton County Planning Director or his designee, the Surety shall promptly remedy the  
default as follows:

1. Reimburse Newton County for all costs of repair and maintenance of sidewalks in the Project during the  
bond period; or at the option of the County,
2. Complete the repairs and maintenance required under the direction and approval of Newton County.

The Surety shall commence performance of its obligations and undertakings under this Bond promptly and  
without delay, after written notice from the Newton County Planning Director to the Surety.

This bond is intended to comply with the requirements of the Newton County Development Regulations and  
shall be interpreted so as to comply with the minimum requirements thereof. However, in the event the  
express language of this bond exceeds the minimum requirements, then the additional protection shall be  
enforced to the benefit of the County. All legal proceedings initiated with respect to this document shall be  
subject to Georgia courts and law.

IN WITNESS WHEREOF, the undersigned have caused this instrument to be executed and their respective  
corporate seals to be affixed and attested by their duly authorized representatives this \_\_\_ day of  
\_\_\_\_\_, 2021.

PRINCIPAL:  
[corporation or entity name]

\_\_\_\_\_  
by: [print name of officer] L.S.  
its: [title]

Attest:

\_\_\_\_\_  
Secretary

SURETY:  
[corporation or entity name]

\_\_\_\_\_  
by: [print name of officer] L.S.  
its: [title]

Attest:

\_\_\_\_\_  
Secretary

[attach power of attorney]