APPLICATION FOR PERMIT TO TRANSPORT LOADS ON BRAZORIA COUNTY ROADS

STATE OF TEXAS  )
COUNTY OF BRAZORIA  )

TO THE COUNTY ENGINEER OF BRAZORIA COUNTY, TEXAS:

COMES NOW (Name of Company) of (Name of County) County, (individually) (a corporation with permit to transact business in Texas, acting by and through its legal representative), and hereby petitions the County Engineer for the temporary revocable right to use Brazoria County roads for the transporting of ready-mix concrete trucks ONLY (Subchapter B, Chapter 622 of the Texas Transportation Code), to and from the following locations and using the following Brazoria County Roads:

_________________________________________________________________________

_________________________________________________________________________

As a condition for the grant of a Permit, Applicant is filing a $15,000.00 bond with the County Engineer's Office, and Applicant agrees to promptly pay all damages to Brazoria County caused by the transporting of said loads by its or its subcontractor or agents over and across Brazoria County roads, bridges or other structures, within thirty (30) days of demand for same by Brazoria County. If the work using the above mentioned roads is not completed by the bond's expiration date a new bond or continuation certificate is required.

Applicant also agrees that if additional road-surfacing material, bridge reinforcement, materials allowing wider turning radiuses, or any other material need by the Applicant to operate on Brazoria County Roads, these additional reinforcements or material must be approved by the County Engineer's office. Additionally, Applicant will pay for and provide any of these reinforcements and/or materials.

Applicant further agrees to comply with the Uniform Traffic Act of the State of Texas, and the laws of the State of Texas in operating under this Permit, and he further represents that he has complied with the financial responsibility provisions of the laws of the State of Texas, and all other enactment's governing an operation of this kind, and the rules and regulations of Brazoria County governing such roads.

Permitted vehicles may operate on any load zoned road or bridge, but may not exceed the posted weight limits thereon by more than 5%. Texas Transportation Code §623.011.

The vehicle must be registered for the maximum amount of weight allowed for this vehicle in order for this permit to be valid.

INDEMNITY: APPLICANT AGREES TO ASSUME THE ENTIRE RESPONSIBILITY AND LIABILITY AND TO HOLD HARMLESS AND INDEMNIFY THE COUNTY, ITS AGENTS, SERVANTS, EMPLOYEES AGAINST ALL LIABILITY FOR ALL INJURIES ARISING OUT OF THE APPLICANT'S USE OF BRAZORIA COUNTY ROADS & BRIDGES. REGARDLESS OF WHETHER SUCH CLAIMS ARE MADE BY THE APPLICANT, BY THE APPLICANT'S EMPLOYEES, SUB-CONTRACTORS, OR BY THIRD PARTIES. Initials:_____________________

Revised 2/10/2010
Brazoria County reserves the right to revoke the permit at any time, in the sole discretion of Brazoria County, for interests of public health, safety or welfare or for failure to pay road damages upon demand, or for any other reason deemed sufficient by Brazoria County.

By allowing a permit holder to operate a vehicle over Brazoria County roads when the vehicle exceeds applicable weight limits, Brazoria County is acting within its police power to not only regulate the usage of those roads but also to allow the permit holder to do that which would otherwise be illegal. As such, Brazoria County’s grant of authority to the permit holder under section 623.018 is a license/permit instead of a contract, as those terms are used in Texas law.

This permit is only good for 90 days per Texas Transportation Code § 623.018(b). The bond, may be obtained on an annual basis.

SIGNED AND DATED THIS _______ DAY OF __________________, 20____

(Signature of Applicant)

(Print or type name)

(Title)

Address: ____________________________

Phone no.: __________________________

Fax no.: ____________________________
KNOW ALL MEN BY THESE PRESENTS:

THE STATE OF TEXAS  
COUNTY OF BRAZORIA 

THAT WE, ______________________________________________ (Company Name) of ______________________________________________ (Address) Texas, as principal, and ______________________________________________ (surety company) a corporation duly licensed to do business in the State of Texas, as Surety, are held and firmly bound unto Brazoria County, Texas, State of Texas in the penal sum of $15,000.00, to the payment of which, well and truly be made, we hereby bind ourselves, our heirs, executors, administrators and assigns.

With this bond, the Principal and/or Surety will pay the County of Brazoria, for any and all damages that it causes to any road, bridge, or any other structure owned or maintained by the County of Brazoria, these damages include those by virtue of the operation of any equipment by the Principal, its agents, employees, or subcontractors.

DATED this _____________ day of _____________________, 20____

SURETY (SIGNATURE)  
(PRINT OR TYPE NAME)  
ADDRESS  
PHONE NO.: 

PRINCIPAL (SIGNATURE)  
(PRINT OR TYPE NAME)  
COMPANY NAME AND ADDRESS  
PHONE NO.: 

(ATTACH POWER OF ATTORNEY)

Bond Expiration Date: _____________________  
Bond Number: _____________________