

FRANKLIN COUNTY WATER DISTRICT

CONTRACTOR REGISTRATION

Date: _____

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Contractor Entity Name (including all D/B/A's): _____

Contractor Principals (list all, use extra page if necessary) _____

Mailing Address: _____

Phone Number: _____ Email Address: _____

After-Hours Emergency Contact: _____ Phone Number: _____

The above named Contractor (herein so called) hereby requests that it be placed on the official Contractor Registry maintained by the Franklin County Water District (the “**District**”) pursuant to Section 14.27 of the District’s Rules and Regulations. By applying for such registration, Contractor specifically acknowledges and agrees to the following:

Initials

- _____ 1. All information contained herein, and in any permit application submitted by or on behalf of Contractor, shall be true, correct, complete and not materially misleading as of the date submitted. Contractor shall notify District within twenty-one (21) days of any change in the registration and contact information contained herein.
- _____ 2. Contractor has been directed to the District’s Rules and Regulations contained on the District’s official website (<http://www.fcwd.com/resources/rules-regulations>) and agrees to familiarize itself and comply with all such Rules and Regulations (as modified from time to time) applicable to the Contractor’s activities on District Property.
- _____ 3. Contractor shall not perform, and shall not sub-contract with any other party to perform, any work on District Property that requires a permit (pursuant to Sections 14.1 and 14.2 of the District’s Rules and Regulations) unless a permit for such work has been obtained from the District and such permit is in good standing.
- _____ 4. No variance from the terms of a permit is allowed without prior approval from the District.
- _____ 5. No construction, improvement or replacement performed by, through or under Contractor, on District Property shall encroach over property or setback lines.
- _____ 6. All work performed on District Property by, through or under Contractor shall comply with (a) the terms of the permit (if applicable), (b) the District’s Rules and Regulations, and (c) all applicable laws and regulations of the State of Texas and the United States of America, including without limitation all environmental laws and regulations.

_____ 7. CONTRACTOR SHALL INDEMNIFY, DEFEND AND HOLD DISTRICT HARMLESS FROM AND AGAINST ANY AND ALL COSTS, CLAIMS, DAMAGES, SUITS OR CAUSES OF ACTION ARISING AFTER THE EFFECTIVE DATE HEREOF, INCLUDING ALL COSTS OF DEFENSE, ENFORCEMENT AND ATTORNEYS' FEES INCURRED BY THE DISTRICT IN CONNECTION THEREWITH, AND ANY ORDERS, DECREES OR JUDGMENTS WHICH MAY BE ENTERED THEREIN, BROUGHT AS A RESULT OF BREACHES OF CONTRACT OR TORTIOUS CONDUCT, OR ALLEGED BREACHES OF CONTRACT OR ALLEGED TORTIOUS CONDUCT, ARISING OUT OF OR IN CONNECTION WITH CONTRACTOR'S ACTIVITIES ON DISTRICT PROPERTY.

_____ 8. Any violation by Contractor of (a) the terms of this registration, (b) the District's Rules and Regulations, or (c) any applicable permit for work performed on District Property by, through or under Contractor shall be noted in the Contractor Registry for a period of twelve (12) months and shall subject Contractor to the following penalties:

(i) First violation: Contractor shall meet with the District's manager to discuss the violation and shall receive a written warning.

(ii) Second violation in any 12-month period: Contractor shall pay a \$1,000 administrative penalty and shall be immediately suspended from receiving a permit or performing any work on District Property until thirty (30) days from the later of (x) the discovery of the violation by the District, or (y) the expiration or finalization of the Contractor's latest, currently-issued permit.

(iii) Third violation in any 12-month period: Contractor shall pay a \$2,500 administrative penalty and shall be immediately suspended from receiving a permit or performing any work on District Property until ninety (90) days from the later of (x) the discovery of the violation by the District, or (y) the expiration or finalization of the Contractor's latest, currently-issued permit.

(iv) Fourth violation in any 12-month period: Contractor shall be immediately suspended from receiving a permit or performing any work on District Property until one (1) year from the later of (x) the discovery of the violation by the District, or (y) the expiration or finalization of the Contractor's latest, currently-issued permit.

_____ 9. The undersigned individual is an officer or agent of Contractor with full authority to execute this application for registration on behalf of Contractor.

Submitted as of the date first printed above.

By: _____
Printed Name: _____
Title: _____

Reserved for District use:

