# EXCAVATION

## CITY OF SIERRA MADRE

232 W. Sierra Madre Blvd, Sierra Madre, CA 91024, (626) 355-7135

| | | | |
|---|---|---|---|
| **Permit No:** | P-EXC-260001 | **Date Issued:** | 8/27/2026 |
| **Job Address:** | 600 Sunnyside Ave | **A.P.N.** | 5761002009 |
| **Subdivision:** | | **Lot Number:** | |
| **Owner:** | TOLL WEST COAST LLC | **Contractor:** | HAITBRINK ASPHALT PAVING INC |
| **Address:** | 9301 CORBIN AVE, SUITE 1200<br>NORTHRIDGE, CA 91324 | **Address:** | 350 COMMERCE, SUITE 200<br>IRVINE, CA 92602 |
| **Issued To:** | BRANDON HASKELL | **License #:** | 517707 |
| **Address:** | 350 COMMERCE, SUITE 200<br>IRVINE, CA 92602 | **City Business License #:** | BL01766L |
| **Project Description:** | Public Street Improvements for the Meadows Project including streets, sidewalks, curb ramps, and supporting roadway infrastructure along with entrances to the Mater Dolorosa Retreat Center. | | |
| **Valuation:** | $0.00 | | |

| FEE CODE | DESCRIPTION | QTY | AMOUNT |
|---|---|---|---|
| PWSTAFF | Public Works Engineering Staff | 3 | $507.00 |
| SC025 | Excavation - Paved | 1 | $253.00 |
| | | **TOTAL** | $760.00 |

**N O T I C E**

## ALL FEES ARE NON-REFUNDABLE.

**THIS PERMIT IS VALID FOR 365 DAYS FROM THE DATE IT IS ISSUED. IF A MEANINGFUL* INSPECTION IS NOT CONDUCTED FOR WORK AUTHORIZED BY THIS PERMIT WITHIN THE 365-DAY PERIOD, THE PERMIT WILL BE CONSIDERED INVALID. EVERY MEANINGFUL INSPECTION RENEWS A 180-DAY TIMEFRAME FROM THE DATE OF THE INSPECTION.**

**FOR PROJECTS WHERE A CONSTRUCTION PLAN WAS APPROVED AS A REQUIREMENT OF THE BUILDING PERMIT APPROVAL, A COMPLETE AND LEGIBLE COPY OF THE CONSTRUCTION PLANS AS APPROVED BY THE CITY SHALL BE AVAILABLE FOR OBSERVATION BY THE INSPECTOR DURING A SCHEDULED INSPECTION.**

**I ACKNOWLEDGE THAT I HAVE READ AND UNDERSTAND THE INSTRUCTIONS ACCOMPANYING THIS APPLICATION, AND THAT ALL STATEMENTS MADE HEREIN ARE TRUE, COMPLETE, AND CORRECT, WITH NO MATERIAL INFORMATION OMITTED.**
**I CERTIFY THAT I AM PROPERLY REGISTERED AND/OR LICENSED AS REQUIRED BY THE CITY OF SIERRA MADRE AND THE STATE OF CALIFORNIA, OR THAT I AM THE LEGAL OWNER OF THE ABOVE-DESCRIBED RESIDENTIAL PROPERTY. I UNDERSTAND THAT NO PERSON SHALL BE EMPLOYED IN VIOLATION OF THE CALIFORNIA LABOR CODE, AND THAT A VALID CERTIFICATE OF INSURANCE IS REQUIRED AND WILL BE PROVIDED AS PART OF THIS APPLICATION.**

**THE APPLICATION HAS BEEN ELECTRONICALLY SIGNED AND SUBMITTAL OF THIS APPLICATION, AND I ACKNOWLEDGE THAT I HAVE REVIEWED ITS CONTENTS AND WILL COMPLY WITH ALL APPLICABLE LAWS AND REGULATIONS OF THE CITY OF SIERRA MADRE AND THE STATE OF CALIFORNIA GOVERNING BUILDING AND CONSTRUCTION ACTIVITIES.**

PERFORMANCE BOND BOND#LICX1983866

## RECITALS

WHEREAS, the City, a California municipal corporation ("City"), The Congregation of Passion, Matter Dolorosa Community, a California charitable corporation ("Congregation") and NUWI-SIERRA MADRE LLC, a Delaware limited liability company ("NUWI") entered into a development agreement in October 25, 2022 ("Development Agreement"),whereby NUWI will develop 17.3 acres of the property located at 700 North Sunnyside Avenue, Sierra Madre, California 91024 ("Property") with up to 42 single-family detached residential units, public rights-of-way, and a public park ("Project").

WHEREAS, under Section 9 (Assignment of Interests, Successors, Rights and Obligations) of the Development Agreement NUWI assigned its rights to the Project to Toll West Coast LLC ("Principal") on November 19, 2025.

WHEREAS, Section 4 (Payment of Security Bond) of the Development Agreement states: "Pursuant to Government Code section 66499.3, subdivision (a), Developer will pay an amount equal to 100 percent of the total estimated cost of the improvements contemplated in Sections 4(b), (e), (f), and (i) as a security bond to guarantee and warranty the public improvements for a period of one year following the completion and acceptance thereof against any defective work or labor done, or defective materials furnished. The security bond(s) shall be posted prior to the issuance of the first building permit."

WHEREAS, pursuant to Section 4 (Payment of Security Bond) of the Development Agreement, Principal and Surety, listed below, issue this performance bond.

## AGREEMENT

Now, therefore, we, Principal and Lexon Insurance Company ("Surety") are held and firmly bound unto the City, in the penal sum of Two Million One Hundred Thirteen Thousand Five Hundred and 00/100 Dollars ($2,113,500.00) in lawful money of the United States, for the payment of which we bind ourselves, our heirs, successors, executors, and administrators, jointly and severally, firmly by these presents.

The condition of this obligation is such that the obligation shall become null and void if the above-bounded Principal, their heirs, executors, administrators, successors, or assigns, shall in all things stand to, abide by, well and truly keep, and perform the

covenants, conditions, and provisions in the Development Agreement and any alteration thereof made as therein provided, on their part, to be kept and performed at the time and in the manner therein specified, and in all respects according to their true intent and meaning, and shall indemnify and save harmless the City, its officers, agents, and employees, as therein stipulated; otherwise, this obligation shall be and remain in full force and effect.

As a part of the obligation secured hereby and in addition to the face amount specified, costs and reasonable expenses and fees shall be included, including reasonable attorney fees, incurred by the City in successfully enforcing the obligation, all to be taxed as costs and included in any judgment rendered.

The Surety hereby stipulates and agrees that no change, extension of time, alteration, or addition to the terms of the Development Agreement, the work to be performed thereunder, or the specifications accompanying the agreement shall in any way affect its obligations on this bond. The Surety hereby waives notice of any such change, extension of time, alteration, or addition to the terms of the agreement, the work, or the specifications.

In witness whereof, this instrument has been duly executed by Principal and Surety on March 5 of 2026.

**Principal:**

Date: _____

TOLL WEST COAST LLC,
a Delaware limited liability company

Signature: _____
Name: John Perich
Title: VP Land Entitlements

**Surety:** **Lexon Insurance Company**

Date: 3/5/26

Signature: _____
Name: Daniel P. Dunigan
Title: Attorney-In-Fact

# ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Los Angeles )

On March 10, 2026 before me, Jurgita Kumpyte Galinaitiene, Notary Public
(insert name and title of the officer)

personally appeared John Reischl----------,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ **(Seal)**

JURGITA KUMPYTE
GALINAITIENE
Notary Public – California
Los Angeles County
Commission # 2431829
My Comm. Expires Dec 20, 2026

SOMPO INTERNATIONAL
INSURANCE

# POWER OF ATTORNEY

22304

KNOW ALL BY THESE PRESENTS, that **Endurance Assurance Corporation**, a Delaware corporation, **Endurance American Insurance Company**, a Delaware corporation, **Lexon Insurance Company**, a Texas corporation, and/or **Bond Safeguard Insurance Company**, a South Dakota corporation, each, a "Company" and collectively, "**Sompo International**," do hereby constitute and appoint: **Daniel P. Dunigan, Brian C. Block, James L. Hahn, Joseph W. Kolok, Jr., Kelly G. Hennessy** as true and lawful Attorney(s)-In-Fact to make, execute, seal, and deliver for, and on its behalf as surety or co-surety; bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking so made, executed and delivered shall obligate the Company for any portion of the penal sum thereof in excess of the sum of **One Hundred Million Dollars ($100,000,000.00).**

Such bonds and undertakings for said purposes, when duly executed by said attorney(s)-in-fact, shall be binding upon the Company as fully and to the same extent as if signed by the President of the Company under its corporate seal attested by its Corporate Secretary.

This appointment is made under and by authority of certain resolutions adopted by the sole shareholder of each Company by unanimous written consent effective the 15th day of June, 2019, a copy of which appears below under the heading entitled "Certificate".

This Power of Attorney is signed and sealed by facsimile under and by authority of the following resolution adopted by the sole shareholder of each Company by unanimous written consent effective the 15th day of June, 2019 and said resolution has not since been revoked, amended or repealed:

RESOLVED, that the signature of an individual named above and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signature or seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, each Company has caused this instrument to be signed by the following officers, and its corporate seal to be affixed this 15th day of June, 2019.

**Endurance Assurance Corporation**
By: Richard M Appel
Richard Appel; SVP & Senior Counsel

**Endurance American Insurance Company**
By: Richard M Appel
Richard Appel; SVP & Senior Counsel

**Lexon Insurance Company**
By: Richard M Appel
Richard Appel; SVP & Senior Counsel

**Bond Safeguard Insurance Company**
By: Richard M Appel
Richard Appel; SVP & Senior Counsel

## ACKNOWLEDGEMENT

On this 15th day of June, 2019, before me, personally came the above signatories known to me, who being duly sworn, did depose and say that he/they is an officer of each of the Companies; and that he executed said instrument on behalf of each Company by authority of his office under the by-laws of each Company.

By: Amy Taylor
Amy Taylor, Notary Public - My Commission Expires 3/9/27

## CERTIFICATE

I, the undersigned Officer of each Company, DO HEREBY CERTIFY that:

1. That the original power of attorney of which the foregoing is a copy was duly executed on behalf of each Company and has not since been revoked, amended or modified; that the undersigned has compared the foregoing copy thereof with the original power of attorney, and that the same is a true and correct copy of the original power of attorney and of the whole thereof;
2. The following are resolutions which were adopted by the sole shareholder of each Company by unanimous written consent effective June 15, 2019 and said resolutions have not since been revoked, amended or modified:

   "RESOLVED, that each of the individuals named below is authorized to make, execute, seal and deliver for and on behalf of the Company any and all bonds, undertakings or obligations in surety or co-surety with others: RICHARD M. APPEL, BRIAN J. BEGGS, CHRISTOPHER DONELAN, SHARON L. SIMS, CHRISTOPHER L. SPARRO, MARIANNE L. WILBERT

   ; and be it further

   RESOLVED, that each of the individuals named above is authorized to appoint attorneys-in-fact for the purpose of making, executing, sealing and delivering bonds, undertakings or obligations in surety or co-surety for and on behalf of the Company."
3. The undersigned further certifies that the above resolutions are true and correct copies of the resolutions as so recorded and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal this 5th day of March, 2026.

By:
Daniel S. Lurie, Secretary

## NOTICE: U. S. TREASURY DEPARTMENT'S OFFICE OF FOREIGN ASSETS CONTROL (OFAC)

No coverage is provided by this Notice nor can it be construed to replace any provisions of any surety bond or other surety coverage provided. This Notice provides information concerning possible impact on your surety coverage due to directives issued by OFAC. **Please read this Notice carefully.**

The Office of Foreign Assets Control (OFAC) administers and enforces sanctions policy, based on Presidential declarations of "national emergency". OFAC has identified and listed numerous foreign agents, front organizations, terrorists, terrorist organizations, and narcotics traffickers as "Specially Designated Nationals and Blocked Persons". This list can be located on the United States Treasury's website – https://www.treasury.gov/resource-center/sanctions/SDN-List.

In accordance with OFAC regulations, if it is determined that you or any other person or entity claiming the benefits of any coverage has violated U.S. sanctions law or is a Specially Designated National and Blocked Person, as identified by OFAC, any coverage will be considered a blocked or frozen contract and all provisions of any coverage provided are immediately subject to OFAC. When a surety bond or other form of surety coverage is considered to be such a blocked or frozen contract, no payments nor premium refunds may be made without authorization from OFAC. Other limitations on the premiums and payments may also apply.

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

**Civil Code § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfullness, accuracy or validity of that document.

State of PA

County of CHESTER

On MARCH 6 2026 (Date) before me, Amanda Montagno, Notary Public (Name and Title of Notary)

personally appeared Daniel P. Dunigan (Name and or Names of Signer(s))

Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Commonwealth of Pennsylvania - Notary Seal
Amanda Montagno, Notary Public
Chester County
My Commission Expires November 7, 2028
Commission Number 14544778

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature _____ (Notary Public Signature)

Place Notary Public Seal Above

## OPTIONAL

*Though the information below is not required by law, it may prove valuable to the persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

### Description of Attached Document

Title or Type of Document _____

Document Date _____ Number of Pages: _____

Signer's Name: _____

☐ Individual
☐ Corporate Officer – Title(s): _____
☐ Partner - ☐ Limited ☐ General
☐ Guardian or Conservator
☒ Attorney-in-Fact
☐ Trustee
☐ Other: _____
Signer is representing _____
Lexon Insurance Company

RIGHT THUMBPRINT OF SIGNER
Top of thumb

☐ Individual
☐ Corporate Officer – Title(s): _____
☐ Partner - ☐ Limited ☐ General
☐ Guardian or Conservator
☐ Attorney-in-Fact
☐ Trustee
☐ Other: _____
Signer is representing _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb