

Sample Erosion & Sediment Control Letter of Credit

Date:

Name of Issuing Bank (MUST BE WITHIN 100 MILES OF FINCASTLE)

Street Address

City, State, Zip Code

TO: Erosion & Sediment Control Administrator
Botetourt County Dept. of Public Facilities and Programs
30 W. Back St., #4
Fincastle, Virginia 24090

RE: Letter of Credit Reference Number -- _____
Subdivision & Section Number -- _____
or Project Name -- _____

Dear Sir/Madam:

We hereby issue in favor of Botetourt County, Virginia, our Irrevocable Credit for the account of _____ (Developer) for an amount not to exceed in the aggregate U.S. Dollar \$ _____ (_____ Thousand and no/100 dollars) available by your drafts at sight on _____ at the above referenced address effective on _____, 20__.

This Letter of Credit will be renewed automatically for six (6) month periods unless the issuer shall, at least thirty (30) days prior to _____, 20__, the initial expiration date hereof, or at least thirty (30) days prior to the expiration of any six month renewal term, give Botetourt County notice that the issuer does not intend to extend this letter of credit beyond the expiration date.

The following documents must be presented at sight on or before the initial expiration date of this letter of credit, on or before the expiration date of any renewal term, as appropriate:

1. A sworn statement from the Erosion and Sediment Control Officer for Botetourt County, Virginia, that _____ (Developer) has failed to make or complete improvement briefly described as follows: _____ in accordance with approved plans and specifications on file with Botetourt County; and
2. An estimate prepared by Botetourt County showing the cost of making such improvements as anticipated by the aforesaid plans and specifications.

We engage with you that drafts drawn under and in conformity with the terms of this credit will be duly honored on presentation if presented to us at our office, address above, on or before the initial expiration date, or on or before the expiration date of any renewal term, as appropriate. The original letter of credit must accompany the documents required under this credit.

Very truly yours,

Name of Issuing Bank

By: Authorized Signature