

AFFIDAVIT FOR CONTRACTOR EXEMPTION

“OWNER/BUILDER” APPLYING FOR A PERMIT IN TITUSVILLE, FLORIDA

Florida Statute 489.103(7) requires all owners of property, acting as their own contractor, to complete the following disclosure statement. This is an affidavit for contractor exemption for an owner/builder applying for a permit with the City of Titusville.

NOTE: A PERSON WHO KNOWINGLY MAKES A FALSE WRITTEN DECLARATION MAY BE GUILTY OF THE CRIME OF PERJURY, A FELONY OF THE THIRD DEGREE, PUNISHABLE AS PROVIDED BY FLORIDA STATUTES 775.082, 775.083, OR 775.084

- State law requires construction to be done by licensed contractors. You are applying for a permit under an exemption to this law. The exemption allows you, as the owner of the property, to act as your own contractor even though you do not have a license.
 - You must supervise the construction yourself. You may build, improve, or repair a one-family residence or accessory structure. The residence may not be built or altered for sale or lease. If you sell or lease the building you have built yourself within one (1) year after the construction is complete, the law will presume that you built it for sale or lease; which is in violation of this exemption.
 - You may not hire an unlicensed person as your contractor. It is your responsibility to make sure that people employed by you have a license where required by state law and by city licensing ordinances. **AN OCCUPATIONAL LICENSE IS A TAX AND IS NOT ACCEPTABLE AS A LICENSE TO CONTRACT.** Any person working on your property who is not licensed, must work under your direct supervision and must be employed by you, which means that you must deduct FICA and withholding tax and provide workers' compensation coverage for that employee; all as prescribed by law.
- ❖ Owners violating the above shall be subject to a penalty under Florida Statute 455.228 and may be issued a citation and/or civil penalty.

I agree to comply with the following conditions:

1. Any contractor that I may contract with for the construction, alteration, or repairs to my property will hold a valid City of Titusville Competency Card and Occupational License if required;
2. I will perform plumbing, electrical, and mechanical work myself, or I will contract for such work with contractors that hold a valid State license;
3. I agree to furnish a copy of **all** contracts between myself and/or members of my immediate family and any General, Building, Roofing, Residential, Electrical, Plumbing, and Mechanical contractors for work to be done on the property, to the City of Titusville's Building Department;
4. All construction or improvements performed under your owner/builder permit shall be in strict compliance with all applicable codes and regulations pertaining to such work;
5. I will assume the responsibility of familiarizing myself with the provisions of the City's regulations and ordinances, as well as state codes, and call for the required inspections of all construction/improvements/repairs covered under permit. I will not expect instruction or supervision of my work from the City of Titusville's Inspectors.

Your Owner/Builder exemption does not waive any permit conditions or requirements nor waive any portion or portions of any applicable state and local regulations.

PLEASE COMPLETE BACK SIDE OF FORM

As an "owner/builder," you attest, by your signature on this form, that you have not received an Owner/Builder permit for a period of at least twelve (12) months from any permitting agency within the State of Florida.

I, the owner/builder intend to: (check all that apply)

- _____ Do all physical work without the use of hired labor or contractors; or
- _____ Use licensed contractors, whose license number and name appears on the permit application, which will be posted on the Inspection-Job Card that I will receive upon issuance of my permit; or
- _____ Use unlicensed workers under my full-time, direct supervision and will deduct FICA and withholding tax and provide workers' compensation for those employees.

I, as owner/builder, in consideration of a permit issued by the City of Titusville, Florida, agree to indemnify and hold harmless said City of Titusville, Florida, its Officers and Agents from any and all claims, damages, or expenses, which arise from the construction/improvement/repair accomplished in connection with said permit.

Property Address: _____

Legal Description: TWN: _____ RNG: _____ SEC: _____ SUB: _____ LOT: _____ -

Owner(s) name: _____

Owner(s) signature(s): _____

State of _____
County of _____

Sworn to and subscribed before me this _____ day of _____, 20____ by _____, who is personally known or produced identification _____

Notary Public

(seal)