



General Contractor Exemption Application

AN ACT TO REGULATE THE PRACTICE OF GENERAL CONTRACTING

"G.S. 87-1 'General Contractor' defined; exceptions. For the purpose of this Article, any person or firm or corporation who for a fixed price, commission, fee, or wage, undertakes to bid upon or to construct or who undertakes to superintend or manage, on his own behalf or for any person, firm or corporation that is not licensed as a general contractor pursuant to this Article, the construction of any building, highway, public utilities, grading or any improvement or structure where the cost of the undertaking is thirty thousand dollars (\$30,000) or more, or undertakes to erect a North Carolina labeled manufactured modular building meeting the North Carolina State Building Code, shall be deemed to be a 'general contractor' engaged in the business of general contracting in the State of North Carolina.

This section shall not apply to persons or firms or corporations furnishing or erecting industrial equipment, power plant equipment, radial brick chimneys, and monuments.

This section shall not apply to any person or firm or corporation who constructs or alters a building on land owned by that person, firm or corporation provided such building is intended solely for occupancy by that person and his family, firm, or corporation after completion; and provided further that, if such building is not occupied solely by such person and his family, firm, or corporation for at least 12 months following completion, it shall be presumed that the person, firm, or corporation did not intend such building solely for occupancy by that person and his family, firm, or corporation.

This section shall not apply to any person engaged in the business of farming who constructs or alter a building on land owned by that person and used in the business of farming, when such building is intended for use by that person after completion." Effective July 6, 1992.

I acknowledge that I am responsible for the following items and conditions:

1. Workable knowledge and understanding of N.C. Building Codes and General Statutes applicable to the project.
2. That I am the only person authorized to request inspections other than the licensed trades' inspections.
3. That I will coordinate and be responsible for all sub-contractors.
4. I will adhere to all laws and regulations applicable to general construction in the State of North Carolina.
5. I will be available in a supervisory capacity at all times while work is being done.

I certify that this building is not being constructed as a rental property and that I must occupy this structure for at least (12) months following its completion (G.S. 87-1) and this structure is not a "spec" house.

I certify that I have not nor will not enter into a contract for this construction with an unlicensed person to supervise, manage and construct this project which is in excess of \$30,000.

I, the undersigned, have read and understand the above General Statute. As the owner of the land upon which a building permit was applied for, I hereby affirm or swear that I qualify under the exemptions to assume all responsibility and liability of a general contractor upon this project.

Violation of G.S. 87.1 will result in legal action, a stop work order, revocation of the building permit and you may be found guilty of a misdemeanor punishable of a fine not less than \$500, imprisonment of three months, or both.

Signature

Date

Transylvania County, North Carolina

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: _____.

Date: _____ (Signature of Notary)

_____, Notary Public (Printed Name of Notary)

My commission expires: _____.

Unlicensed Building Permit Applicant Questionnaire

Answer yes or no to the following questions:

1. Do you own the land on which this building will be constructed? _____
2. Have you hired or intend to hire an individual to superintend and manage construction of the project?

3. Do you intend to control and supervise construction activities? _____
4. Do you intend to schedule, contract, and directly pay for all phases of construction work to be done?

5. Do you intend to personally occupy the building (commercial: own and operate your business) for at least 12 consecutive months following completion of construction and do you understand that if you do not do so, it creates the presumption under law that you fraudulently secured the permit? _____

Under penalties of perjury and fraud, I declare the answers to the above questions to be true and accurate.

Applicant signature _____

Printed name _____

Date _____