

BUILDING PERMIT AFFIDAVIT

Home Improvement Contractor Law
Supplement to Permit Application

The Massachusetts State Building Code 780 CMR: Licensing of Construction Supervisors; 108.3.5 Except for those structures governed by Construction Control in 780 CMR 116.0, effective July 1, 1982, no individual shall be engaged in directly supervising persons engaged in construction, reconstruction, alterations, repair, removal, or demolition involving an activity regulated by any provision of 780 CMR, unless said individual is licensed in accordance to the Rules and Regulations for Licensing Construction Supervisors as set forth in 780 CMR R5.

No person shall be engaged in the supervision of the field erection of a manufactured building unless such person is licensed in accordance with 780 CMR R5: The Rules and Regulations for the Licensing of Construction Supervisors.

EXCEPTION: Any Home Owner performing work for which a building permit is required shall be exempt from the licensing provisions of CMR 780 108.3.5, provided that if a Home Owner engages a person(s) for hire to do such work, that such Home Owner shall act as supervisor. **This exception shall not apply to the field erection of a manufactured building constructed pursuant to 780 CMR 35 and 780 CMR R3.**

108.3.5.2 Exemptions from Construction Supervisors License Requirement: A construction Supervisor's License is not required for roofing, siding, erection of rooftop solar collectors, construction of swimming pools, the erection of signs, installation of replacement windows not involving structural modifications, the erection of tents.

108.3.5.3 No municipality shall be prohibited from requiring a license for those individuals.

MGL C. 142A requires that the "reconstruction, alteration, renovation, repair, modernization, conversion, improvement, removal, demolition, or construction of an addition to any pre-existing owner-occupied building containing at least one but not more than four dwelling units...or to structures which are adjacent to such residence or building" be done by registered contractors, with certain exceptions, along with other requirements.

780 CMR: State Board of Building Regulations and Standards

108.3.6 Registration of Home Improvement Contractors: In accordance with the provisions of MGL C. 142A, no Home Improvement Contractor, or organization or firm shall be involved in the improvement of any existing owner occupied one to four family residential building unless said Home Improvement Contractor has registered with the BBRS in accordance with the rules and regulations of Home Improvement Contractors as set forth in 780 CMR R6.

NOTICE IS HERE BY GIVEN: OWNERS PULLING THEIR OWN PERMIT OR DEALING WITH UNREGISTERED CONTRACTORS FOR APPLICABLE HOME IMPROVEMENT WORK DO NOT HAVE ACCESS TO THE ARBITRATION PROGRAM OR GUARANTY FUND UNDER MGL C.142.

TYPE OF WORK: _____ EST. COST _____

ADDRESS OF WORK: _____

OWNER NAME: _____

Registration is not required for the following reason(s):

_____ Work excluded by law
_____ Job under \$1,000.00
_____ Owner pulling own permit

Notwithstanding the above notice, I hereby apply for a permit as the owner of the above property:

OWNER

DATE

APPLICANT/CONTRACTOR (IF APPL.)

DATE