



City of Marlborough
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BUILDING DEPARTMENT

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BUILDING COMMISSIONER
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AFFIDAVIT - HOME IMPROVEMENT CONTRACT LAW
SUPPLEMENT To Permit Application

The Office of Consumer Affairs and Business Regulation ("OCABR") regulates the registration of contractors and subcontractors performing improvements or renovations on detached one to four family homes. Prior to performing work on such homes, a contractor must be registered as a Home Improvement Contractor ("HIC").

M.G.L. Chapter 142A requires that the "reconstruction, alteration, renovation, 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.

Note: If the homeowner contracted with a corporation or LLC, that entity must be registered.

Type of Work: _____

Address of Work: _____

Date of Permit Application: _____

I hereby certify that:

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

___ Work excluded by law (explain): _____

___ Job under \$1,000.00

___ Building not owner occupied

___ Owner obtaining own permit (explain): _____

___ Other (specify): _____

OWNERS OBTAINING THEIR OWN PERMIT OR ENTERING INTO CONTRACTS WITH UNREGISTERED CONTRACTORS OR SUBCONTRACTORS FOR APPLICABLE HOME IMPROVEMENT WORK ARE NOT ELIGIBLE FOR AND DO NOT HAVE ACCESS TO THE ARBITRATION PROGRAM OR GUARANTY FUND UNDER M/G.L. Chapter 142A.

Signed under the penalties of perjury: _____

I hereby apply for a permit as the authorized agent of the owner:

Date Contractor Name HIC Registration No.

OR:

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

Date Owner Name and Signature

HOMEOWNERS ACTING AS A CONTRACTOR FORM

AS A HOMEOWNER ACTING AS YOUR OWN CONTRACTOR:

- You will be personally responsible for all work on this project.
- You are responsible to see that all work meets the Massachusetts State Building Code and the City Ordinances.
- You must supervise all work.
- You must call the Building Department to schedule all Building Inspections.
- You must be present for all Building Inspections.
- You have waived the rights to the Massachusetts Guaranty Fund.
- You are the General Contractor of the project, and a court of law will view you as such if you are sued, or if you should have the need to sue another party.
- Your Subcontractor(s) may lien your property.
- Any Worker injured on your property may sue you if you, or the company for which they work, does not carry Workers' Compensation Insurance.
- Failure to carry Worker's Compensation Insurance may result in CRIMINAL PENALTIES, I.E. FINES AND/OR IMPRISONMENT (Reference M.G.L. c.152 §25)
- A Building Permit would become invalid if work not commenced within six months, or if the Building Permit is not reviewed yearly by the Building Inspector. If you need to renew your Building Permit you are responsible to contact the Building Department.
- Approved plans must be retained on site and the Job Weather Card must be kept posted until a final inspection has been made. Where a Certificate of Occupancy is required, such building shall not be occupied until the final inspection had been made.
- You are responsible to ensure final inspections are done and a Certificate of Completion or Occupancy is obtained.
- You acknowledge a Building Permit conveys no right to occupy any street, alley or sidewalk or any party therefore, either temporarily or permanently. Encroachments on public property, not specifically permitted under the Building Code, must be approved.

Often citizens who act as their own contractor are not aware of the responsibilities that go along with assuming the responsibilities of doing their own construction. Your signature below verifies you have read this document and you understand all the above and all possible implications of doing the construction on your own.

Address: _____ Date: _____

Name: _____

Signature: _____