

CERTIFICATION FOR OWNER BUILDER

For the owner/builder to sign

Projects \$30,000 or more

I understand that I am signing the document under oath; I certify that I am making a truthful statement. I have entered into a construction project where the cost of the undertaking exceeds \$30,000.00. I have read general statute section 87-1 as amended July 6, 1992 (attached). I certify that I am not allowing an unlicensed general contractor to perform the duties of a general contractor, which, I understand from reading general statute section 87-1 below includes construction superintending and managing in addition to, among other things, signing written contracts. I intend to retain the finished house (or other project) exclusively for my own use. I am not building a "Speculation" project with the intention of selling the project once it is completed. I will occupy the property for at least one year (12 months) following the completion (issuance of a certificate of occupancy) of construction. I understand that building a "speculation" project without proper licensure is a violation of General statute 87-1 and General Statute 87-13: This may be a criminal offense. Also, I understand that under General Statute Section 87-15.5, the "Homeowners recovery Fund" no homeowner acting as a general contractor (owner/builder) has any right to recovery. I have filled out the Affidavit of Workers' Compensation Coverage, and certify either that I am not required by law to carry such coverage or that I agree to submit certificates of insurance coverage upon demand by the building inspector. I understand that I am responsible for ascertaining whether I am obligated by law to obtain Workers' Compensation insurance and to assure that my insurance coverage is adequate; I have made all reasonable inquiries of the appropriate authorities and/or sought private legal counsel to assure that I am providing all Workers' Compensation coverage required by law.

This is the _____ day of _____, _____

Witnessed by _____

Date _____

Owner/Builder (Name printed & signed):

Title:

Telephone Number

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 alters 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.