



Rev. Date: 7-2021

**DISCLOSURE STATEMENT**  
**BY OWNER DESIRING TO CONSTRUCT/REPAIR**  
**HIS/HER OWN RESIDENTIAL OR COMMERCIAL BUILDING**  
1065 Ridgewood Avenue, Holly Hill, Florida 32117-2807  
**Phone:(386) 248-9442/Email: permitdesk@hollyhillfl.org**

## **CITY OF HOLLY HILL FLORIDA**

Before me this day personally appeared \_\_\_\_\_ who, being duly sworn, disposes and says as follows: **“I have read and fully understand the provisions of this State Statute Exemption”**

**FLORIDA STATUTE 489.103 EXEMPTIONS:** “This subsection does not exempt any person who is employed by or has a contract with such owner and who acts in the capacity of a contractor. The owner may not delegate the owner’s responsibility to directly supervise all work to any other person unless that person is registered or certified under this part and the work being performed is within the scope of that person’s license. For the purposes of this subsection, the term “owners of property” includes the owner of a mobile home situated on a leased lot. **To qualify for exemption under this subsection, an owner must personally appear and sign the building permit application** and must satisfy local permitting agency requirements, if any, providing that the owner has a complete understanding of the owner’s obligations under the law as specified in the disclosure statement in this section. If any person violates the requirements of this subsection, the local permitting agency shall withhold final approval, revoke the permit, or pursue any action or remedy for unlicensed activity against the owner and any person performing work that requires licensure under the permit issued. The local permitting agency shall provide the person with a disclosure statement in substantially the following form:”

## **DISCLOSURE STATEMENT:**

### **Owner Must Read and Initial Each Statement Below:**

\_\_\_\_\_ I understand that in order to receive an owner-builder permit I must personally own the property. The property cannot be held in any other entity such as an LLC, Corporation, Partnership, Trust, etc. Even an officer of such type of entity cannot receive an owner-builder permit.

\_\_\_\_\_ I understand that state law requires construction to be done by a licensed contractor and have applied for an owner-builder permit under an exemption from the law. The exemption specified that I, as the owner of the property listed, may act as my own contractor with certain restrictions even though I do not have a license.

\_\_\_\_\_ I understand that building permits are not required to be signed by a property owner unless he or she is responsible for the construction and is not hiring a licensed contractor to assume responsibility.

\_\_\_\_\_ I understand that, as an owner-builder, I am the responsible party of record on a permit. I understand that I may protect myself from potential financial risk by hiring a licensed contractor and having the permit filed in his or her name instead of my own name. I also understand that a contractor is required by law to be licensed in Florida and to list his/her license numbers on permits and contracts.

\_\_\_\_\_ I understand that I may build or improve a one-family or two-family residence or a farm outbuilding. I may also build or improve a commercial building if the costs do not exceed \$75,000. The building or residence must be for my own use or occupancy. It may not be built or substantially improved for sale or leased within 1 year after the construction is complete, the law will presume that I built or substantially improved it for sale or lease, which violates the exemption.

\_\_\_\_\_ I understand that, as the owner-builder, I must provide direct, on-site supervision of the construction.

\_\_\_\_\_ I understand that I may not hire an unlicensed person to act as my contractor or to supervisor persons working on my building or residence. It is my responsibility to ensure that the persons whom I employ have the licenses required by law and by county or municipal ordinance.

\_\_\_\_\_ I understand that it is a frequent practice of unlicensed persons to have the property owner obtain an owner-builder permit that erroneously implies that the property owner is providing his or her own labor and material. I, as an owner-builder, may be held liable and subjected to serious financial risk for any injuries sustained by an unlicensed person or his or her employees while working on my property. My homeowner’s insurance may not provide coverage for those injuries. I am willfully acting as an owner-builder and am aware of the limits of my insurance coverage for injuries to works on my property.

\_\_\_\_\_ I understand that I may not delegate the responsibility for supervising work to a licensed contractor who is not licensed to perform the work being done. Any person working on my building who is not licensed must work under my direct supervision and must be employed by me, which means that I must comply with laws requiring the withholding of federal income tax and social security contribution under the Federal Insurance Contribution Act (FICA) and must provide workers' compensation for the employee. I understand that my failure to follow these laws may subject me to serious financial risk.

\_\_\_\_\_ I agree that, as the party legally and financially responsible for this proposed construction activity, I will abide by all applicable laws and requirements that govern owner-builder as well as employers. I also understand that the construction must comply with all applicable laws, ordinances, building codes, and zoning regulations.

\_\_\_\_\_ I understand that I may obtain more information regarding my obligations as an employer from the Internal Revenue Service, that United States Small Business Administration, the Florida Department of Financial Services, and the Florida Department of Revenue. I also understand that I may contact the Florida Construction Industry Licensing Board at (850) 487-1395 or <http://www.myfloridalicense.com/dbpr/pro/cilb/> for more information about licensed contractors.

\_\_\_\_\_ I am aware of, and consent to; an owner-builder building permit applied for in my name and understands that I am the party legally and financially responsible for the proposed construction activity at the following address:

\_\_\_\_\_.  
\_\_\_\_\_ I agree to notify City of Holly Hill immediately of any additions, deletions, or changes to any of the information that I have provide on this disclosure.

Licensed contractors are regulated by laws designed to protect the public. If you contract with a person who does not have a license, the Construction Industry Licensing Board and Department of Business and Professional Regulation may be unable to assist you with any financial loss that you sustain as a result of a complaint. Your only remedy against an unlicensed contractor may be in civil court. It is also important for you to understand that, if an unlicensed contractor or employee of an individual or firm is injured while working on your property, you may be held liable for damages. If you obtain an owner-builder permit and wish to hire a licensed contractor, you will be responsible for verifying whether the contractor is properly licensed and the status of the contractor's workers' compensation coverage.

Before a building permit can be issued, this disclosure statement must be completed and signed by the property owner and returned to the local permitting agency responsible for issuing the permit. A copy of the property owner's driver license, the notarized signature of the property owner, or other type of verification acceptable to the local permitting agency is required when the permit is issued.

\_\_\_\_\_  
**Property Owners' Signature**

STATE OF FLORIDA  
COUNTY OF VOLUSIA

Sworn to (or affirmed) and subscribed before me, by means of ☐ physical presence or ☐ online notarization, this \_\_\_\_ day of \_\_\_\_\_, 202\_\_, by \_\_\_\_\_, who is personally known to me or produced \_\_\_\_\_ as identification and did/did not take an oath.

NOTARY PUBLIC, STATE OF FLORIDA

\_\_\_\_\_  
Notary Signature

\_\_\_\_\_  
Printed Name

Commission No.: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_