

**CITY OF MILPITAS**

Office of Building Safety
455 E. Calaveras Blvd
Milpitas, CA 95035
408-586-3240
www.milpitas.gov

**TEMPORARY
PERMIT**

DATE: _____

TEMPORARY PERMIT #B – TP _____ -- _____

BUILDING PERMIT #B – BP _____ -- _____

PROJECT ADDRESS: _____ Suite/Unit # _____**PROPERTY OWNER:**

Name/Company: _____

Address: _____ City: _____ State: _____ Zip: _____

Phone (____) _____ Fax (____) _____ Cell (____) _____ Pager (____) _____

Contact person: _____ Email: _____

TENANT:

Company Name: _____

Address: _____ City: _____ State: _____ Zip: _____

Phone (____) _____ Fax (____) _____ Cell (____) _____ Pager (____) _____

Contact person: _____ Email: _____

CONTRACTOR:

Company Name: _____ License number: _____

Address: _____ City: _____ State: _____ Zip: _____

Phone (____) _____ Fax (____) _____ Cell (____) _____ Pager (____) _____

Contact person: _____ Email: _____

PROJECT DESCRIPTION:

Describe the scope of work proposed under the Building Permit: _____

This permit is issued on a temporary basis as allowed per Milpitas Municipal Code Title II-1-8.01. Approval and issuance is determined by the Building Official.

Refer to the "[Temporary Permit Inspections](#)" handout for obtaining inspections under this temporary permit.

OWNER AND CONTRACTOR'S ACKNOWLEDGEMENT OF CONDITIONS AND LIABILITY**I HEREBY CERTIFY AND ACKNOWLEDGE THE FOLLOWING:**

1. A COMPLETE SET (ARCHITECTURAL, STRUCTURAL, ELECTRICAL, MECHANICAL AND PLUMBING) OF PLANS (CONSTRUCTION DOCUMENTS) HAS BEEN SUBMITTED TO THE OFFICE OF BUILDING SAFETY FOR PLAN REVIEW.
2. THE SUBMITTED PLANS (CONSTRUCTION DOCUMENTS) HAVE NOT BEEN APPROVED.
3. CONSTRUCTION UNDER THIS TEMPORARY PERMIT WILL PROCEED AT THE RISK OF THE OWNER & CONTRACTOR WITHOUT ASSURANCE THAT THE PERMIT WILL BE APPROVED. IF A PERMIT IS NOT APPROVED, ALL UNAPPROVED ITEMS MUST BE CORRECTED OR REMOVED.
4. THIS PERMIT IS ISSUED ON A TEMPORARY BASIS ONLY.
5. WORK TO BE PERFORMED UNDER THIS PERMIT IS LIMITED TO IS LIMITED TO INTERIOR TENANT IMPROVEMENTS AND NON-STRUCTURAL WORK, UNLESS NOTED OTHERWISE ON THE TEMPORARY PLAN SET AND/OR ON THIS APPLICATION. WORK SHALL NOT BE DONE THAT EXCEEDS THE LIMITATIONS AS STATED ABOVE. WORK SHALL NOT BE DONE ON THE EXTERIOR (INCLUDING THE INSTALLATION OF ROOF MOUNTED AC UNITS).
6. TEMPORARY PERMITS WILL NOT BE COMPLETED OR FINAL INSPECTIONS CONDUCTED UNTIL PRIMARY PERMIT IS ISSUED.
7. WORK TO BE PERFORMED UNDER THIS PERMIT DOES NOT INCLUDE ANY HAZARDOUS MATERIALS WORK.
8. OWNER AND CONTRACTOR WILL HOLD THE CITY HARMLESS FROM ANY AND ALL CLAIMS AS RELATED TO THIS PROJECT.
9. A BUILDING PERMIT WILL BE ISSUED ONLY AFTER THE PLAN REVIEW IS COMPLETED AND APPROVED AND ALL OTHER CITY, COUNTY, AND STATE APPROVALS HAVE BEEN RECEIVED AND ALL REQUIRED FEES PAID.

CONDITIONS: _____**NOTE: Violation of any of the above conditions will result in revocation of this permit and inspections.**

Property Owner Print Name: _____ Signature: _____ Date: _____

Contractor Print Name: _____ Signature: _____ Date: _____

Approved by: _____ Date: _____

LICENSED CONTRACTOR'S DECLARATION

I hereby affirm under penalty of perjury that I am licensed under provisions of Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code, and my license is in full force and effect.

License Class: _____ License No.: _____ Contractor Signature: _____ Date: _____

OWNER-BUILDER DECLARATION

I hereby affirm under penalty of perjury that I am exempt from the Contractors' State License Law for the reason(s) indicated below by the checkmark(s) I have placed next to the applicable item(s) (Section 7031.5, Business and Professions Code: Any city or county that requires a permit to construct, alter, improve, demolish, or repair any structure, prior to its issuance, also requires the applicant for the permit to file a signed statement that he or she is licensed pursuant to the provisions of the Contractors' State License Law (Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code) or that he or she is exempt from licensure and the basis for the alleged exemption. Any violation of Section 7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500).):

____ I, as owner of the property, or my employees with wages as their sole compensation, will do (____) all of or (____) portions of the work, and the structure is not intended or offered for sale (Section 7044, Business and Professions Code: The Contractors' State License Law does not apply to an owner of property who, through employees' or personal effort, builds or improves the property, provided that the improvements are not intended or offered for sale. If, however, the building or improvement is sold within one year of completion, the Owner-Builder will have the burden of proving that it was not built or improved for the purpose of sale.).

____ I, as owner of the property, am exclusively contracting with licensed Contractors to construct the project (Section 7044, Business and Professions Code: The Contractors' State License Law does not apply to an owner of property who builds or improves thereon, and who contracts for the projects with a licensed Contractor pursuant to the Contractors' State License Law.).

____ I am exempt from licensure under the Contractors' State License Law for the following reason: _____

By my signature below I acknowledge that, except for my personal residence in which I must have resided for at least one year prior to completion of the improvements covered by this permit, I cannot legally sell a structure that I have built as an owner-builder if it has not been constructed in its entirety by licensed contractors. I understand that a copy of the applicable law, Section 7044 of the Business and Professions Code, is available upon request when this application is submitted or at the following Web site: <http://www.leginfo.ca.gov/calaw.html>.

Signature of Property Owner or Authorized Agent: _____ Date: _____

WORKERS' COMPENSATION DECLARATION

WARNING: FAILURE TO SECURE WORKERS' COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS (\$100,000), IN ADDITION TO THE COST OF COMPENSATION, DAMAGES AS PROVIDED FOR IN SECTION 3706 OF THE LABOR CODE, INTEREST, AND ATTORNEY'S FEES.

I hereby affirm under penalty of perjury one of the following declarations:

____ I have and will maintain a certificate of consent to self-insure for workers' compensation, issued by the Director of Industrial Relations as provided for by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. Policy No. _____

____ I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers' compensation insurance carrier and policy number are:

Carrier: _____ Policy Number: _____ Expiration Date: _____

Name of Agent: _____ Phone: _____

____ I certify that, in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of California, and agree that, if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall forthwith comply with those provisions.

Signature of Applicant: _____ Date: _____

DECLARATION REGARDING CONSTRUCTION LENDING AGENCY

I hereby affirm under penalty of perjury that there is a construction lending agency for the performance of the work for which this permit is issued (Section 3097, Civil Code).

Lender's Name: _____ Lender's Address: _____

CERTIFICATION, AGREEMENT AND AUTHORIZATION

I certify that I have read this application and state that the information is correct. I agree to comply with all city and county ordinances and state laws relating to building construction and hereby authorize representatives of this city to enter upon the above-mentioned property for inspection purposes.

Signature of Applicant: _____ Print Name: _____ Date: _____