CHAPTER 111: CONTRACTORS

Section

Insulation Contractors

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INSULATION CONTRACTORS

§ 111.01 AUTHORITY.

This chapter is adopted pursuant to G.S. \$\$ 143-151.26 through 143-151.36 and G.S. \$ 153A-134.

(Ord. passed 11-21-77)

§ 111.02 LICENSE REQUIRED.

- (A) On and after January 1, 1978, no person, firm, or corporation may for consideration install, alter, or restore, within any unincorporated part of the county and within any city which adopts this chapter pursuant to the authority granted in G.S. § 153A-122, any insulation or other materials or energy utilization equipment designed or intended to meet the State Building Code requirements for insulation and energy utilization standards who is not either:
 - (1) Licensed as a contractor to do the proposed work under G.S. Chapter 87;
 - (2) Working under the supervision or a registered architect or professional engineer;
 - (3) An owner working upon his or her own building; or

- (4) Licensed under this chapter.
- (B) Contractor performing work in Haywood County must be licensed as required by G.S. Chapter 87.

(Ord. passed 11-21-77)

Cross-reference:

Building Regulations, see Chapter 150

§ 111.03 PROCEDURE FOR ISSUANCE.

- (A) *Review by county officers*. Each application received by the Department of Inspections shall be promptly forwarded to the Sheriff's Department for review. The officers shall promptly make any comments and recommendations pertaining to the application and forward them to the Department of Inspections.
- (B) *Licensing agency*. The application and any comments and recommendations relating thereto shall be considered by the Department of Inspections which shall then issue or deny the license pursuant to the following standards.
- (C) *Standards*. The Department of Inspections shall issue the license unless it shall find that the applicant or any employee, partner, officer, or director or the applicant:
- (1) Has been convicted within the last three years of a felony or an act involving dishonesty, fraud, or deceit, whether in this or any other state or jurisdiction;
- (2) Has been refused a license to do the type of work authorized herein or has had such a license suspended or revoked by any local, state, or federal government or agency and the government or agency has not subsequently granted or restored the license;
 - (3) Has knowingly made a false statement in the application.
- (D) *Appeal from denial*. Any applicant whose license is denied may appeal denial to the County Board of Commissioners. After reasonable notice to the applicant, the Board shall afford the applicant an opportunity to show why its license should not be denied. (Ord. passed 11-21-77)

§ 111.04 TERMINATION AND RENEWAL OF LICENSE.

All licenses issued hereunder shall terminate on the last day of the calendar year for which issued. Renewal of the licenses shall be pursuant to the same procedures and requirements set forth for initial issuance.

(Ord. passed 11-21-77)

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§ 111.05 SUSPENSION; REVOCATION; APPEAL.

(A) The Department of Inspections may suspend or revoke any license issued hereunder at any time upon a showing that the applicant or any employee, partner, officer, or director, or the applicant has:

- (1) Knowingly made a false statement in the application for a license; or
- (2) Violated the State Building Code requirements whether in this or any other jurisdiction; or
- (3) Been convicted of any act involving dishonesty, fraud, or deceit with respect to any contract entered into for work requiring this license.
- (B) Any licensee whose license is suspended or revoked may appeal the suspension or revocation to the Board of County Commissioners. After reasonable notice to the licensee, the Board shall afford the licensee an opportunity to show why its license should not be suspended or revoked. (Ord. passed 11-21-77)

§111.06 CHANGE OF LOCATION.

The location of any licensed business may be changed, provided 10 days' notice thereof is given to the Department of Inspections and operation at the new location does not violate any applicable state or local law, ordinance, or regulation.

(Ord. passed 11-21-77)

§ 111.07 APPLICATIONS.

Every person desiring a license under this chapter shall submit an application for the license to the Department of Inspections conforming to the following requirements:

- (A) *Form of application*. Each application shall be a written statement upon forms provided by the Department of Inspections.
 - (B) Contents of application. Each application shall contain the following information:
- (1) Name and home address of the applicant, if an individual; home office address, if a corporation or partnership.
 - (2) Names and home addresses of the partners, if a partnership;
 - (3) Names and home addresses of the officers and directors, if a corporation;

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- (4) Place where the proposed business is to be located.
- (5) Complete record of all convictions or felonies or acts involving dishonesty, fraud, or deceit by the applicant or any employee, partner, officer, or director or the applicant whether in this or any other state or jurisdiction;
- (6) Complete record of all licenses held by the applicant or any employee, partner, officer, or director of the applicant authorizing activities of the type regulated by this chapter or other activities involving construction, alterations, or modification of buildings and structures.
- (7) Information as to the circumstances in which any local, state, or federal government or agency has refused, suspended, or revoked a license of the type described in § 111.07(B)(6) to applicant or any employee, partner, officer, or director or the applicant.
- (C) *License fee*. Each applicant shall be accompanied by a license fee in the amount of \$10 for the license, the amount to be for the calendar year, and prorated by quarters to the end of the year.
- (D) *False statements*. False statements on any application for a license shall be grounds for immediate revocation or denial of the license. (Ord. passed 11-21-77)

§ 111.08 PERMIT REQUIRED.

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- (A) On and after January 1, 1978, no person, firm, or corporation may for a consideration install, alter, or restore, within any unincorporated part of the county and within any city which adopts this chapter pursuant to the authority granted in G.S. § 153A-122, any insulation or other materials or energy utilization equipment designed or intended to meet the State Building Code requirements for insulation and energy utilization standards without first securing a permit for the work to be done. The permit shall be either:
- (1) A general building permit, secured from the County Inspection Department and evidencing full compliance with all applicable requirements or the State Building Code and other state and local laws; or
- (2) An insulation and energy utilization permit, secured from the County Inspection Department and evidencing full compliance with the insulation and energy utilization standards in the State Building Code. For each such insulation and energy utilization permit issued, there shall be a fee of \$10.
 - (B) The following are exempted from the requirement or obtaining a permit:
 - (1) An owner working upon his or her own building; and

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(2) Any person working under the supervision of a registered architect or professional engineer. (Ord. passed 11-21-77)

§ 111.99 PENALTY.

Any person, firm, or corporation violating the provisions of this chapter shall be subject to all applicable punishment, penalties, and equitable relief provided for by G.S. §§ 143-151.26 through 143-151.36 and G.S. § 153A-123. (Ord. passed 11-21-77)