



**County of Spotsylvania Community Development
Environmental Codes Division
9019 Old Battlefield Blvd. 3rd Floor
Spotsylvania, VA 22553**

EROSION & SEDIMENT CONTROL AFFDAVITS
(PLEASE CHECK THE APPROPRIATE BOX OR BOXES)

NAME: _____

ADDRESS: _____

TAX MAP # _____

E&S LANDOWNER AFFDAVIT

COMMONWEALTH OF VIRGINIA
COUNTY OF SPOTSYLVANIA, to-wit:

After having been duly sworn, I do hereby certify and affirm that I am the owner of a certain tract or parcel of land and that I have applied for an **EROSION** (land disturbance) **PERMIT only**. I also affirm that I am familiar with and have complied with the prerequisite of Section 54.1-1111 of the Code of Virginia (see below) and I am not subject to licensure as contractor or subcontractor.

**Title 54.1 Professions and Occupations
Chapter 11 Contractors, §§ 1100-1117
Article 1 Regulation of Contractors, §§ 1100-1117**

§ 54.1-1111 Prerequisites to obtaining building, etc., permit. – Any person applying to the building inspector or any other authority of a county, city, or town in this Commonwealth, charged with the duty of issuing building or other permits for the construction of any building, highway, sewer, or structure, or any removal, grading or improvement shall furnish prior to the issuance of the permit, either (i) satisfactory proof to such inspector or authority that he is duly licensed or certified under the terms of this chapter to carry out or superintend the same, or (ii) **file a written statement, supported by an affidavit, that he is not subject to licensure or certification as a contractor or subcontractor pursuant to this chapter. The applicant shall also furnish satisfactory proof that the taxes or license fees required by any county, city or town have been paid so as to be qualified to bid upon or contract for the work for which the permit has been *applied*. (emphasis added).**

It shall be unlawful for the building inspector or other authority to issue or allow the issuance of such permits unless the applicant has furnished his license or certificate number issued pursuant to this chapter or evidence of being exempt from the provisions of this chapter.

The building inspector, or other such authority, violating the terms of this section shall be guilty of a Class 3 misdemeanor. (Code 1950, § 54-138; 1970, c. 319; 1980, c. 634; 1988, c. 765; 1990, c. 911; 1991, c. 151; 1992, c. 713; 1995, c. 771; 1998, c. 754.)

The 1998 amendments substituted “contractor or subcontractor” for “contractor, subcontractor, or owner-developer” near the end of the first sentence in the first paragraph.

The 1995 amendments added “or certified” after “licensed,” “or certification” after “licensure” and “or license” after “certificate.”

Virginia Code § 54.1-1111

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WELL & DRAINFIELD AFFIDAVIT

COMMONWEALTH OF VIRGINIA
COUNTY OF SPOTSYLVANIA, to-wit:

After having been duly sworn, I do hereby certify that:

1. I am the current owner of record of real property and the improvements there on property located at the address provided and identified by the County Tax Map.
2. With this affidavit, I have submitted proof of ownership consisting of 1) deed of purchase, 2) most recent County tax assessment card reflecting ownership, or 3) similar document providing proof of title/ownership of the real property upon which the proposed land disturbance and/or construction is to occur.
3. I hereby certify that the existing septic and well system/s on the property are approved by, and that an operational permit is on file with, the Virginia Department of Health.
4. I hereby certify that, as part of the land disturbance and/or construction on the property, that I am not, either personally or through the work of others, altering the existing septic or well system(s), that the type of construction proposed will not exceed the approved capacity of the septic system, and that the existing system/s are not at risk for damage from the proposed land disturbance and/or construction activities, and that the construction will not violate Health Department requirements for minimum setbacks from septic and/or well systems.
5. I am aware that inspection of the septic and well systems by the Virginia Department of Health or an approved private company is available to me and highly recommended before beginning any land disturbance and/or construction on my property; however, I have, at my own risk, chosen not to have the septic and/or well system professionally inspected. I am satisfied that I am able to determine for myself that the proposed land disturbance and/or construction will not interfere with, damage or exceed the capacity of the existing septic and/or well system/s, or violate any requirements set by the Health Department; that I understand the possible negative impacts to the property and the possible cost to me in the event of any damage; that I accept the risk associated with this decision and full responsibility for any damage to mine or to the property of others that may occur as a result of the proposed land disturbance and/or construction, to include any negative impact on the resale of the property.
6. I hereby indemnify Spotsylvania County, its officials and/or agents and hold them harmless with respect to any damage that I may suffer or cause as a result hereof. Finally, I understand that any damage, impairment or destruction of the septic and/or well system(s) on the above identified property pursuant to this affidavit shall not, by being self-imposed, constitute a hardship basis for any relief by Spotsylvania County to mitigate any consequence hereof.

Initial Here: _____



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EARLY CLEARING/GRADING REQUEST AFFIDAVIT

COMMONWEALTH OF VIRGINIA
COUNTY OF SPOTSYLVANIA, to-wit:

I am the property owner or a licensed contractor (please circle one), and I am requesting the issuance of an **EROSION CLEARING/GRADING ONLY LAND DISTURBANCE PERMIT**. I understand and attest that this permit is valid for land disturbance activity **only**. Under **no** circumstances may any activity relating to building construction be allowed to commence on this property until after the proper Building and/or Zoning Permits have been obtained.

Initial Here: _____

LANDOWNER/CONTRACTOR & NOTARY PUBLIC SIGNATURE(S) REQUIRED

Witness the following signatures and seals:

Land Owners Signature(s)

Contractor's Signature(s)

Print Name

Print Name

State/Commonwealth of _____,
County of _____, to-wit:

Subscribed and sworn before me this _____ day of _____, 20____ by

_____.

Notary Public

My Commission Expires: _____