Demolition Requirements for Single Family Homes

A demolition permit will not be issued until the following steps have been completed:

1) Construction Fence application must be submitted, approved, issued and inspected
   a. Permit application
   b. Proof of property ownership
   c. Contract with cost of work
   d. Two (2) signed & sealed survey dated within 6 months of application submission
   e. Fence detail

2) Sewer Cap permit must be submitted, approved, issued and inspected

3) Electrical (FPL) Disconnection must be submitted, approved, issued and inspected

4) Right of Way application (Please contact Michael Alvarez, Utility Compliance Officer, for more information at (305)-993-7361, malvarez@balharbourfl.gov)

5) NPDES package and inspection

6) Security District Contractor Affidavit

7) Pre-Demolition Letter of Compliance (Please contact Jason Atkinson, Operations Supervisor, for more information at (305) 993-7334, jatkinson@balharbourfl.gov)

Upon completion of the aforementioned steps and to receive the permit to demolish the existing structure, please submit the following:

1) Demolition permit application
2) Freon Recovery permit application and letter
3) Two (2) signed & sealed architectural demolition plans
4) Two (2) signed and sealed survey dated within 6 months of application submission
5) Vermin Clear Letter
6) Copies of the utility disconnection letters from all applicable utility companies
7) Construction Contract for demolition with fee schedule
8) Vegetation bond value estimate

**PLEASE NOTE:** All applications must be original and signed by the owner and the respective contractor applying for the permit.

Attached you will find the following documents:

- Permit application
- NPDES package
- Security District Contractor Affidavit
Permit Submittal Checklist

☐ Application (completely filled out)
  - **ALL** applications must have original signatures by the owners & qualifiers (Including Subs, Revisions, Renewals)
  - Owner Information
  - Contractor Information
  - Architect Information (If applicable)
  - Engineer Information (If applicable)
  - Folio/Parcel Number
  - Description of Work

☐ Original Condominium/Administration/Landlord Letter

☐ Proof of Ownership
  - Recorded Warranty Deed
  - Articles of Incorporation listing managing members/officers/directors who can sign on behalf of the company registered in the State of Florida Division of Corporations
  - Original Power of Attorney (If applicable)

☐ Contractor Information (Certificate Holder: Bal Harbour Village, 655 96th Street Miami, FL 33154)
  - State License
  - Local Business Tax Receipt
  - Municipal Contractors Tax Receipt
  - General Liability Insurance
  - Workers Compensation/Workers Compensation Exemption
  - Certificate of Competency

☐ Construction Contract
  - Signed by owner
  - MUST have an itemized schedule of values including labor, materials, fixtures, appliances, etc.

☐ Two (2) Copies Signed and Sealed Plans
  - 24’ x 36’ (Maximum Acceptable Size)
  - Must have approved review stamps from MDFR, DERM, WASD, and any other applicable Miami-Dade County agencies

☐ Emergency Contact Sheet

☐ Other Possible Requirements
  - Original Flooring Affidavits (2)
  - Separate Flooring permit floor plan
  - Soundproofing Specs
  - Unity of Title
  - Notice of Commencement
  - Notice of Acceptance for Windows and Doors, Roofing, Armor Screens, Waterproofing, etc.
  - Special Inspector Form(s)
  - Right of Way Application
  - Disconnect Letters for Demolitions
  - NPDES Package
  - Surveys and Site Plans
  - Contractor Affidavit for Security District
  - A/C Change Out form with Unit Specs
### Permit Application

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#### Owner Information

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#### Designer Information

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#### Description

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**NOTICE:** Application is hereby made to obtain a permit to do the work and installations as indicated. I certify that no work or installation has commenced prior to the issuance of a permit and that all work will be performed to meet the standards of all laws regulating construction in this jurisdiction. I understand that a separate permit must be secured for ELECTRICAL WORK, MECHANICAL, PLUMBING, SIGNS, WELLS, POOLS, ROOFING, SHUTTERS, WINDOWS, FURNACES, BOILERS, HEATERS, TANKS, and AIR CONDITIONERS, etc. In addition to the requirements of this permit, there may be additional restrictions found in the public records, and there may be additional permits required from other governmental entities such as water management districts, or federal agencies. **OWNER AFFIDAVIT:** I certify that all the foregoing information is accurate and that all work will be done in compliance with all applicable laws regulating construction and zoning. **Owner’s Electronic Submission Statement:** Under penalty of perjury, I declare that all the information contained in this building permit application and the representations made in the required disclosure statement are true and correct. **WARNING TO OWNER:** YOUR FAILURE TO RECORD A NOTICE OF COMMENCEMENT MAY RESULT IN YOU PAYING TWICE FOR IMPROVEMENTS TO YOUR PROPERTY. IF YOU INTEND TO OBTAIN FINANCING, CONSULT WITH YOUR ATTORNEY OR LENDER BEFORE RECORDING YOUR NOTICE OF COMMENCEMENT.

---

**Signature of Owner:** ___________________________*

**Print Name:** ___________________________*

**State of:** ___________________________*

**County of:** ___________________________*

Sworn to (or affirmed) and subscribed before me this day of __________, by __________, who has taken the oath and is personally known to me or has produced __________________________ as identification.

---

**Signature of Qualifier:** ___________________________*

**Print Name:** ___________________________*

**State of:** ___________________________*

**County of:** ___________________________*

Sworn to (or affirmed) and subscribed before me this day of __________, by __________, who has taken the oath and is personally known to me or has produced __________________________ as identification.

---

**Notary Signature:** ___________________________*

**Notary Stamp or Seal:** ___________________________*

**Personally Known or I.D:** ___________________________*

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Rev: 05/05/2021
National Pollution Discharge Elimination System (NPDES)
Construction Site Erosion and Sedimentation Control

Introduction: The City of Bal Harbour participates as a co-permittee with Miami-Dade County in the National Pollution Discharge Elimination System (NPDES) program. The program is aimed at improving stormwater runoff water quality. The City Bal Harbour must address specified activities and program compliance stated within the Annual Reports and permit conditions. The permit conditions require the Building Department, Planning & Zoning Department, Public Works Department, and Code Compliance Department to enforce the following activities as part of the Construction Site Erosion and Sedimentation Control (construction activity means the act of developing or improving land that involves the disturbance of soils and includes clearing, grading, and excavation. FDEP has determined that demolition activities also meet the definition of construction activity):

1. Submission of Erosion & Sedimentation Control plan: Applicants for new construction projects or substantial improvements (i.e., additions, pools, etc.) shall submit as part of the mandatory permit submittal documents of an erosion and sedimentation control plan for the development of the site. The qualifier for the permittee shall attest by his notarized signature that the erosion and sedimentation control plan will be maintained for the duration of the permitted construction activities (see below).

2. Best Management Practices (BMPs) for Erosion and Sedimentation Control: Three (3) mandatory erosion and sedimentation control best management practices shall always be implemented at each development site. These are:
   a. Temporary Gravel Construction Entrance & Exit (See Attachment A).
   b. Storm Drain Inlet Protection (See Attachment B).
   c. Staked Turbidity Barrier (Silt Fence) (See Attachment C).

   NOTE: The Preceding three elements of the plan must be implemented at the development site, inspected and approved by the Chief Building Official or designated inspector prior to the acceptance of the first mandatory Florida Building Code inspection request.

3. Compliance with Erosion and Sedimentation Control Plan: Mandatory Florida Building Code inspections and inspection for erosion and sedimentation control shall be performed simultaneously with construction inspections. Failure to maintain erosion and sedimentation control measures during the entire construction phase will result in a rejected inspection request and/or Code Compliance Department action to be treated as a violation of the City's Code or Ordinance by the Code Compliance Officer.

I hereby agree to maintain the attached erosion and sedimentation control plan for the duration of the construction phase.

______________________________          __________________________
General Contractor - Company Name          Notary

______________________________          __________________________
Name of Qualifier                       License Number of Qualifier

______________________________          __________________________
Signature of Qualifier                  Day of __________ 20
Attachment A: Stabilized Construction Entrance & Exit

Temporary Gravel Construction Entrance & Exit

Definition:
A stone stabilized pad located at points of vehicular ingress and egress on a construction site.

Purpose:
To stabilize entrances to the construction site and reduce the amount of sediment transported onto public roads by motor vehicles or runoff.

Planning Considerations:
Construction entrances provide an area where mud can be removed from construction vehicle tires before they enter a public road. If the action of the vehicle traveling over the stabilized pad is not sufficient to remove most of the mud, then the tires must be washed before the vehicle enters a public road. If tire washing is provided, provision must be made to intercept the wash water and trap the sediment before it is carried offsite. Construction entrances should be used in conjunction with the stabilization of construction roads to reduce the amount of mud picked up by construction vehicles.

Design Criteria:

Aggregate Size
FDOT No. 1 Coarse Aggregate (1.5 – 3.5 inch stone) (4 – 9 cm) should be used. Wood chips may be used for single family residential construction, provided that they can be prevented from floating away in a storm. Manufactured products also are available to prevent or reduce the amount of sediment tracked onto roadways. If a stabilized exit is not sufficient, street sweeping can be provided as an additional measure.

Entrance Dimensions
If stoned is used, the aggregate layer must be at least 6 inches (15 cm) thick. It must extend the full width of the vehicular ingress and egress area. The length of the entrance must be at least 50 feet (20 m). The entrance should widen at its connection to the roadway to accommodate the turning radius of large trucks. (See Figure 1 – Temporary Gravel Construction Entrance)

Construction Specifications
The entrance area should be cleared of all vegetation, roots, and other objectionable material. A geotextile should be laid down to improve stability and simplify maintenance when gravel is used. The gravel shall then be placed over the geotextile to the specified dimensions.

Maintenance:
The stabilized construction exit shall be maintained in a condition that will prevent the tracking or flow of mud onto public rights-of-way. This may require periodic maintenance as conditions demand, and the repair and/or cleanout of any structures used to trap sediments. All materials spilled, dropped, washed, or tracked from vehicles onto roadways or into storm drains must be removed immediately. Sweep the paved road as needed.
Figure 4.3a. Temporary Gravel Construction Entrance
Source: Erosion Draw
Attachment B: Storm Drain Inlet Protection

Storm Drain Inlet Protection

Definition:
A sediment filter or an excavated impounding area around a storm drain drop inlet or curb inlet.

Purpose:
The purpose of a storm drain inlet is to prevent sediment from entering stormwater conveyance systems prior to permanent stabilization of the disturbed area.

Condition Where Practice Applies:
Practice applies where storm drain inlets are to be made operational before permanent stabilization of the disturbed drainage area. Different types of structures area applicable to different conditions (See Figures 2 through 12).

Planning Considerations:
Storm sewers that are made operational before their drainage area is stabilized can convey large amounts of sediment to receiving waters. In the case of extreme sediment loading, the storm sewer itself may clog and lose most of its capacity. To avoid these problems, it is necessary to prevent sediment from entering the system at the inlets.

There are several types of inlets filters and traps, which have different applications depending on the site conditions and type of inlet. Other innovative techniques for accomplishing the same purpose are encouraged, but only after specific plans and details are submitted to and approved by the stormwater permitting agency.

Note that these various inlet protection devices are for drainage areas less than 1 acre (0.4 ha). Runoff from large, disturbed areas should be routed through a Temporary Sediment Trap.

Design Criteria:
1. The drainage area shall be no greater than 1 acre (0.4 ha).
2. The inlet protection device shall be constructed to facilitate the cleanout and disposal of trapped sediment and to minimize interference with construction activities.
3. The inlet protection devised shall be constructed so that any resultant ponding or stormwater will not cause excessive inconvenience or damage to adjacent areas or structures.
4. Figures 2 through 12 provide specific design criteria for each particular inlet protection device.
CHAPTER 4: BEST MANAGEMENT PRACTICES FOR EROSION AND SEDIMENTATION CONTROL

**Specific Application**

This method of inlet protection is applicable where heavy concentrated flows are expected, but not where ponding around the structure might cause excessive inconvenience or damage to adjacent structures and unprotected areas.

* Gravel shall be VDOT #3, #357, or #5 Coarse Aggregate.

**Figure 4.5c. Gravel and Wire Mesh Drop Inlet Sediment Filter**

Source: Virginia DSWC
CHAPTER 4: BEST MANAGEMENT PRACTICES FOR EROSION AND SEDIMENTATION CONTROL

Figure 4.5e. Gravel Filters for Area Inlets
Source: HydroDynamics, Inc.
Figure 4.5i. Block and Gravel Curb Inlet Sediment Barrier

Source: Erosion Draw
CHAPTER 4: BEST MANAGEMENT PRACTICES FOR EROSION AND SEDIMENTATION CONTROL

Figure 5 - Curb Inlet Gravel Filters

Figure 4.5j. Curb Inlet Gravel Filters
Source: HydroDynamics, Inc.
CHAPTER 4: BEST MANAGEMENT PRACTICES FOR EROSION AND SEDIMENTATION CONTROL

Figure 6 - Curb Inlet Sediment Barrier

CHAPTER 4: BEST MANAGEMENT PRACTICES FOR EROSION AND SEDIMENTATION CONTROL

BACK OF SIDEWALK
GRAVEL FILLED SANDBAGS ARE STACKED TIGHTLY.
CATCH BASIN
CURB INLET
BACK OF CURB
PLAN VIEW
PONDING HEIGHT
CURB INLET
SPILLWAY
SECTION A - A
CATCH BASIN
NOTES:
1. PLACE CURB TYPE SEDIMENT BARRIERS ON GENTLY SLOPING STREET SEGMENTS, WHERE WATER CAN POND AND ALLOW SEDIMENT TO SEPARATE FROM RUNOFF.
2. SANDBAGS, OF EITHER BURLAP OR NOVIV GEOTEXTILE FABRIC, ARE FILLED WITH GRAVEL, LAYERED AND PACKED TIGHTLY.
3. LEAVE ONE SANDBAG GAP IN THE TOP ROW TO PROVIDE A SPILLWAY FOR OVERFLOW.
4. INSPECT BARRIERS AND REMOVE SEDIMENT AFTER EACH STORM EVENT. SEDIMENT AND GRAVEL MUST BE REMOVED FROM THE TRAVELED WAY IMMEDIATELY.

Figure 4.5k. Curb Inlet Sediment Barrier
Source: Erosion Draw

Rev 12/1/17
Attachment C: Stacked Turbidity Barrier (Silt Fence)

Silt Fence

Definition:
A temporary sediment barrier consisting of a filter fabric stretched across and attached to supporting posts and entrenched. Some silt fence is wire reinforced for support.

Purpose:
The purpose of a silt fence is to slow the velocity of water and retain sediment on site.

Planning Considerations:
Silt fences can trap a much higher percentage of suspended sediments than straw bales and are preferable to straw barriers and many cases. The most effective application is to install two parallel silt fences spaced a minimum of three feet apart. The installation and maintenance methods outlined here can improve performance.

Design Criteria:
1. No formal design is required for many small projects and minor incidental applications.
2. Silt fences shall have an expected usable life of six months. They are applicable around perimeters and stock piles, and at temporary locations where continuous construction changes the earth contour and runoff characteristics.
3. Silt fences have limited applicability to situations in which only sheet or overland flows are expected. They normally cannot filter the volumes of water generated by channel flows, and many fabrics do not have sufficient structural strength to support the weight of water ponded behind the fence line.

Construction Specifications:

Materials
1. Synthetic filter fabric shall be pervious sheet of propylene, nylon, polyester, or polyethylene yarn. It shall contain ultraviolet ray inhibitors and stabilizers to provide a minimum of 6 months of expected usable construction life at a temperature range of 0°F to 120°F (-17°C to 49°C).
2. The stakes for a silt fence shall be 1 x 2 inches (2.5 x 5 cm) wood (preferred), or equivalent metal with a minimum length of 3 feet (90 cm).
3. Wire fence reinforcement for silt fences using standard-strength filter cloth shall be a minimum of 36 inches (90 cm) in height, shall be a minimum 14 gauge, and shall a maximum mesh spacing of 6 inches (15 cm).

Sheetflow Application: Silt Fence
1. The height of a silt fence shall not exceed 36 inches (90 cm). Higher fences may impound volumes of water sufficient to cause failure of the structure.
2. The filter fabric shall be purchased in a continuous roll cut to the length of the barrier to avoid the use of joints. When joints are necessary, filter cloth shall be spliced as described in Item 8 below.
3. Posts shall be spaced a maximum of 10 feet (3 m) apart at the barrier location and driven securely into the ground a minimum of 12 inches (30 cm). When extra-strength fabric is used without the wire support fence, post spacing shall not exceed 6 feet (1.8 m).
4. A trench shall be excavated approximately 4 inches (10 cm) wide and 4 inches (10 cm) deep along the line of posts and upslope from the barrier.
5. When standard-strength filter fabric is used, a wire mesh support fence shall be fastened securely to the upslope side of the posts using heavy duty wire staples at least 1 inch (25 mm) long, tie wires, or hog rings. The wire shall extend into the trench a minimum of 2 inches (5 cm) and shall not extend more than 36 inches (90 cm) above the original ground surface.
6. The standard-strength filter fabric shall be stapled or wired to the fence and 8 inches (20 cm) of the fabric shall be extended into the trench. The fabric shall not extend more than 36 inches (90 cm) above the original ground surface.

7. When extra-strength filter fabric and closer post spacing are used, the wire mesh support fence may be eliminated. In this case, the filter fabric is stapled or wired directly to the posts with all other provisions of Item 6 applying.

8. When attaching 2 silt fences together, place the end post of the second fence inside the end post of the first fence. Rotate both posts at least 180 degrees in a clockwise direction to create a tight seal with the filter fabric. Drive both posts into the ground and bury the flap (See Figure 14 – Silt Fence Installation).

9. The trench shall be backfilled and the soil compacted over the filter fabric.

10. The most effective application consists of a double row of silt fences spaced a minimum of 3 feet apart, so that if the first row collapses it will not fall on the second row. Wire or synthetic mesh may be used to reinforce the first row (See Figure 15 – Double Row Stacked Silt Fence).

11. When used to control sediment from a steep slope, silt fences should be placed away from the toe of the slope for increased holding capacity (See Figure 16 – Proper Placement of Silt Fence at Toe of Slope).

12. Silt fences shall be removed when they have served their useful purpose, but not before the upslope area has been permanently stabilized.

**Maintenance:**

1. Silt fences shall be inspected within 24 hours after each ½ inch rainfall event and at least once a week. Any required repairs shall be made immediately.

2. Should the fabric on a silt fence decompose or become ineffective before the end of the expected usable life and the barrier is still necessary, the fabric shall be replaced promptly.

3. Sediment deposits should be removed when deposits each approximately one-half the height of the barrier.

4. Any sediment deposits remaining in place after the silt fence is no longer required shall be dressed to conform to the existing grade, prepared, and seeded.
**CHAPTER 4: BEST MANAGEMENT PRACTICES FOR EROSION AND SEDIMENTATION CONTROL**

**Figure 4.4a. Silt Fence**

Source: Erosion Draw

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1. Inspect and repair fence after each storm event and remove sediment when necessary.
2. Removed sediment shall be deposited to an area that will not contribute sediment off-site and can be permanently stabilized.
3. Silt fence shall be placed on slope contours to maximize ponding efficiency.
Figure 4.4b. Installing a Filter Fabric Silt Fence
Source: HydroDynamics, Inc.
References:

Florida Stormwater Erosion and Sedimentation Control Inspector’s Manual
Florida Department of Environmental Protection
Nonpoint Source Management Section
Tallahassee, Florida
July 2008
Affidavit

Acknowledgement of Village of Bal Harbour

Ordinances related to Construction

The issuance of a Building Permit by the Village of Bal Harbour allows the Permit Holder (General Contractor and his Sub-Contractors) to perform construction work at the subject property as delineated in the permit documents.

In addition to compliance with the Florida Building Code, the Permit Holder is responsible for compliance with the Village of Bal Harbour Code of Ordinances that include but is not limited to Zoning, Construction and Parks and Public Spaces, and all other Authorities Having Jurisdiction (AHJ) on the property. The Permit Holder is required to review the Village Ordinances pertaining to construction activity which are available online at: https://library.municode.com/fl/bal_harbour/codes/code_of_ordinances. The following highlight some, but not all, of the Permit Holder’s responsibilities when working on a property within the Village:

A. Maintenance of, and Activity Related to, an Active Construction Building Permit and Sub-Permits

1. The Contractor and Sub-Contractors (Permit Holder) understands that in order to keep a permit active, an approved inspection is required within a 180-day period. Failure to do so, shall cause the permit to expire and entrance into the residential district will be prohibited until such time as the permit holder renews the permit.

2. If a Right of Way Permit is issued, it shall be valid for 90 days or three months and the Permit Holder shall comply with all conditions of the Right of Way permit.

3. Street Closures and Maintenance of Traffic Plans (MOT) shall be pre-approved by Public Works 72 hours in advance. Please contact Mr. Michael Alvarez at 786-566-3462 for submittal requirements.


   It shall be unlawful to obstruct any public road or established highway without permission of the proper authorities, or to willfully cause any obstruction to be placed therein.

B. Construction Activities in the Security District of Residential Section; Sec. 6-42

1. A building permit issued by the Building Official shall be evidence of eligibility for entry into the Security District. The Permit Holder shall be eligible for entry into the Security District from the date of issuance of the corresponding building permit for a period of one year or until completion of the Construction Activities and issuance of a certificate of occupancy or certificate of completion for the work undertaken, or the building permit expires, whichever is sooner.

2. The Permit Holder shall be responsible for applying to the Bal Harbour Civic Association to obtain entrance privileges to the gated residential (security) district. The related policies and procedures related to obtaining and using those entrance privileges are the responsibility of the Permit Holder and he/she is responsible for ensuring compliance with said access requirements by his/her related employees and subcontractors.

3. The Permit Holder shall be responsible for obtaining any required extensions for the security entrance permit from the Civic Association based on the corresponding expiration of any Village building permit and extension.
4. No person owning property in the Security District shall authorize or allow any contractor to perform Construction Activities upon such property without first paying the applicable building permit fees to the Village and obtaining a current and valid Entrance Permit for the contractor from the Village.

C. Property Signage

No signage related to any construction shall be posted on any single family property. Signage for other properties may be posted only in conformance with Chapter 15, Signs, of the Village Code, which can be reviewed at:

https://library.municode.com/fl/bal_harbour/codes/code_of_ordinances?nodeId=PTIIICOOR_CH15SI_ARTIINGE_S15-10SIBUPR.

D. Commercial Vehicles

1. Contractor vehicles are required to be marked pursuant to Sec 10-4 of Miami Dade County Code of Ordinances which states in part:

"Contractors conducting their contracting business within Miami-Dade County shall identify all trucks used in the furtherance of their business by use in the transporting of materials, equipment or employees to a job site, excepting a truck owned by an employee which truck is only used for private transportation or in carrying employees' personal tools and personal equipment necessary to fulfill their job tasks, by placing on the sides thereof, in a permanent manner, identification of contractor, by name or symbol, and their certificate number, in letters and numerals not less than three (3) inches in height, excepting those trucks rented or leased by a contractor from a commercial vehicle rental agency for a period of less than one (1) month and such trucks are plainly marked with the name of the lessor in letters and numerals not less than three (3) inches in height."


(a) It shall be unlawful for any person to park any truck, tractor or commercial vehicle, or any personal vehicle displaying Signage, in any residential district of the Village between the hours of 9:00 p.m. and 8:30 a.m. Monday through Saturday and at any time on Sunday, New Year’s Day, Christmas Day, Independence Day, Labor Day and Thanksgiving Day, unless fully enclosed in a garage or other structure or completely screened from public view by landscaping. (b) The prohibition contained in subsection (a) shall not apply to a truck or van belonging to a resident of the location where it is parked so long as the truck or van does not display any Signage. (c) For the purposes of this section, the term Signage shall mean any name, identification, description, display, illustration, or device which directs attention to a product, place, activity, service, person, event, institution, or business.

E. Demolition of Structures in the Residential District:

1. When the scope of work of the building permit includes the total demolition of a structure the Permit Holder shall comply with the Regrading and Revegetation Plan submitted pursuant to Sec. 6-143 of the Village Code and approved as part of the permit: (https://library.municode.com/fl/bal_harbour/codes/code_of_ordinances?nodeId=PTIIICOOR_CH6BUBURE)

Please note that the time necessary to complete the implementation of the regrading and revegetation plan, other than the maintenance period necessary to achieve self-sustained growth, shall not exceed ninety (90) days from the date demolition is begun.*

2. Failure to comply with the above will result in a notice of violation pursuant to: Sec. 6-145.
F. The Permit Holder shall comply with Article VII. - Construction Site Operations, Sec. 6-201: “Property Maintenance Standards” that states the following:

1. **Debris Control.** All properties with on-going construction activities shall maintain the premises in a neat and orderly manner. A trash enclosure, dumpster or other container shall be maintained on-site at all times. Loose debris shall be placed within the enclosure. A cover shall be maintained over such debris containers during periods when no construction activity is taking place.

2. **Erosion and Dust Control.** In compliance with the Village’s National Pollution Discharge Elimination System (NDPES) permit requirements, prior to beginning any clearing, grubbing or construction activities, as part of the building permit process, the contractor shall submit a plan detailing the location and handling of materials, soils and outlining the actions that will be taken to prohibit run-off of dirt, sand, fluids, vegetation or any other item into the Town’s storm-water system or onto adjacent property. Piles of soil shall provide for a containment area to reduce run-off.

3. **Temporary Bathroom Facilities.** Temporary Bathroom Facilities shall be placed at a location that minimizes visibility from off-site. Any such facility shall be enclosed within a decoratively fenced area (such as shadowbox, wood fencing, lattice wood panels, etc.) to effectively screen the sides and rear of the Temporary Bathroom Facility. Plywood is not acceptable nor is chain link fencing. No Temporary Bathroom Facility may be kept on a construction site unless construction activities are occurring.

4. **Vegetation Maintenance.** Vegetation such as grass, shrubs, trees and ground covers shall be maintained in such a fashion so that the site does not appear overgrown or unkempt.

G. **Hurricane Preparedness Plan**

The Contractor shall, by June 1 of any year, or if the permit is issued between June and September, within 30 days of issuance of the permit, submit for the approval of the Building Official a Hurricane Preparation Plan which shall be monitored periodically by the Chief Building Inspector. The General Contractor shall be responsible to make all necessary preparations and secure the site as required by the Village in the event of a tropical storm and/or eminent Hurricane landfall.

H. **Noise Disturbance:** Section 11-27 of the Village Code states in part the following:

1. It shall be unlawful for any Person to make, continue or cause to be made or continued any loud, excessive or unusual Noise Disturbance. Sec. 11-29. - Violations of article, in part state:

a. **Noises exceeding permitted decibel level.** Any noise which emits a sound measured at an A-weighted equivalent sound level (Leq) in excess of 57 decibels in a Residential Neighborhood and 64 decibels in a Commercial Apartment Neighborhood between the hours of 7:00 a.m. and 10:00 p.m. (Daytime Decibel Levels)

b. 54 decibels in a Residential Neighborhood and 61 decibels in a Commercial Apartment Neighborhood between the hours of 10:00 p.m. and 7:00 a.m. (Nighttime Decibel Levels), shall be presumed a nuisance and prima facie evidence of a violation of this article.

c. The measurements shall be taken with a calibrated sound level meter at the location of the dwelling unit or premises of the complaining party. If there is no complaining party, the measurement shall be taken at approximately 100 feet from the property from which the noise is emanating.
d. **Mitigation practices.** Any person operating or causing or allowing the operation of tools or equipment used in construction, drilling or repair work, shall mitigate noise by assuring compliance with the following noise mitigation practices or other methods that the Building Official determines, in his or her sole discretion, are at least as effective as those listed below:

(1) Pile driving: a. Substitution of hydraulic impact hammers for diesel impact hammers; b. Use of augering equipment to construct bored piles; c. Use of vibratory hammers for driving steel piles; and d. Use of static load equipment to push rather than drive piles.

(2) Concrete breaking: a. Substitution of hydraulic, electric or gasoline-powered tools for pneumatic equipment; b. Substitution of a whip-action impact hammer for a standard, excavator-mounted hammer; c. Use of a thermal lance to burn holes in concrete; d. Use of diamond drills and saws; e. Use of hydraulic bursters or jacks; f. Use of excavator-mounted hydraulic crushers; g. Use of nonexplosive chemical demolition agents; and h. Use of high-pressure discharge of carbon dioxide gas.

(3) Construction site noise control: Use of sound barriers, absorptive sound blankets, and acoustic enclosures.

(4) Operational Restrictions: a. Scheduling of noisy activity to coincide with periods of least noise sensitivity; b. Restricting equipment idling on-site; c. Prohibiting unnecessary rattling and banging; d. Use of portable radios to communicate with workers.

2. **Responsible parties.** The parties responsible for a violation shall include the owner of a property, the lessee of a property where such violation occurs within lessee’s leased space and the individual or entity engaged in the Noise-generating activity.

3. **Deviations.** An applicant may seek the prior written consent of the Village Manager to make Construction Noise for a limited time during the prohibited hours or in excess of the Permitted Decibel Levels. Such consent may be granted by the Village Manager if an applicant submits documentation establishing, as determined in the sole discretion of the Village Manager, that the activity producing the Construction Noise, by its very nature, cannot meet the Permitted Decibel Level or be mitigated to meet the Permitted Decibel Level. The Village Manager may impose appropriate conditions to mitigate the impact of the deviation on the Village.

4. **Permit Holder shall comply with Sec. 11-31. - Certain Noises restricted to specified hours, which states:**

**Sec. 11-31. - Certain Noises restricted to specified hours**

(a) Regulated Noises. Noises, other than those enumerated in section 11-29 because of their nature and characteristics, shall be grouped as follows for the purpose of control and restriction:

(1) In all zoning districts other than the "B" Business District:
   a. Steam, gasoline or oil-operated cranes, pile drivers, excavators, dredges, ditchers and all other similar machinery;
   b. One-cylinder steam or internal-combustion engines, horizontal or vertical;
   c. Air compressors and pneumatic riveting machines, jackhammers, drills and other similar air equipment;
   d. Power bands and circular saws working in the open;
   e. Hand hammers on steel or iron, structural, rivet or otherwise;
   f. Stationary or portable concrete mixers, with engines multi-cylindered and properly muffled;
   g. Power bands and circular saws, sanders, planers, grinding machines, drills, bar benders and cutters, and similar machinery, when enclosed;
h. Hand operations in connection with plumbing, electrical, roofing and framing work in the open;

i. Transit concrete mixers, with engines multi-cylindered and properly muffled, operated to cause the least possible noise;

j. Hand operations in connection with plumbing, electrical, roofing and framing work, when enclosed;

k. Hand loading and unloading and the handling of building materials and other similar heavy trucking;

l. Masonry work and the hand mixing of mortar;

m. Plastering and the hand mixing of plaster;

n. Painting; and

p. Glazing.

To be considered enclosed, Noises shall originate within the exterior walls of a Building.

(2) In all zoning districts:

(a). Landscaping; and b. All other Noises of similar intensity and/or annoyance to landscaping or the uses listed in subsection 11-31(a)(2).

(b) Prohibited Times. The Noises set forth in subsection (a) of this section are hereby prohibited at any location and at any hour on Sundays and on New Year's Day, Christmas Day, Independence Day, Labor Day and Thanksgiving Day, and on Mondays through Saturdays from 5:30 p.m. to 8:30 a.m., except as provided in subsections (d) and (e) of this section.

(c) Consent for Exterior Construction and Lawn Maintenance Activities in Residential Districts During Prohibited Times. An applicant may seek the prior written consent of the Village Manager to construct or demolish, or to add to, alter or repair the exterior portion of any dwelling, or to mow or perform any other lawn maintenance activities which require the use of machinery, in residential districts during the hours prohibited by subsection (b). Such consent may be granted by the Village Manager if an applicant submits documentation establishing, as determined in the sole discretion of the Village Manager, that the activities described in this paragraph (c) cannot be done at any other time and will not take more than one day to complete.

(d) Hours for Interior Construction Activities in Residential Districts. Except in an Emergency which will result in damage or injury, or with the prior written consent of the Village Manager, it shall be unlawful to permit independent contractors, vendors, or any other hired persons or employees to make any additions, alterations, or repairs inside any dwelling in residential districts between the hours of 9:00 p.m. and 8:30 a.m. on any day. Such consent may be granted by the Village Manager if an applicant submits documentation establishing, as determined in the sole discretion of the Village Manager, that any alterations, additions, or repairs described in this subsection cannot be made at any other time and will not take more than one day to complete.

(e) An application for the consent of the Village Manager to produce the Noises set forth in subsection (a) of this section during the hours prohibited in subsection (b) of this section shall be made in a form approved by the Village and shall be accompanied by an application fee established by the Village Council (the "Application Fee"). Village residents filing such applications for the production of Noises at their personal residence shall be exempt from the Application Fee. In the event that the Village Manager grants their consent to perform Noise-producing activity during the hours prohibited in subsection (b) of this section, the Village Manager may require the applicant to post an off-duty police officer, code compliance officer, or other employee or agent of the Village at the site of the Noise-producing activity at the applicant's sole cost and expense.
(f) The requirements of this section shall not be construed to prevent the operation of automobiles or light delivery vehicles at any time; provided, however, that such motor vehicles shall at all times be properly muffled and shall be so operated as to create the least possible noise or nuisance.

By Signing this affidavit, I ___________________________the Permit Holder testify I have read this document and agree to comply with the requirements herein in addition to all applicable ordinances related to permissible construction activities and impacts.

Further, I acknowledge violation of these requirements or Village or other applicable codes, may result in the issuance of a stop work order or violations and fines issued against the property owner, the lessee and the Permit Holder.

______________________________  ______________________________
Qualifier's Signature              Printed Name

State of ________________________
County of ________________________

Sworn to and Subscribed before me this _________ day of ________________________, 20__________ by ________________________________(printed name of qualifier)

☐ Personally known to me; or ☐ Produced Identification

______________________________

Signature of Notary Public    (Seal)

Permit Holder Driver License #________________________
Permit Holder License Plate #________________________