

Permit No.	
Address	
File No.	

Sustainability Fee Affidavit

In order to promote sustainable development within the City of Miami Beach the Sustainability Fee Program was created, by Ordinance No. 2016-3993, to support resilient design and construction practices. To meet the requirements outlined therein, the City has established a certification compliance schedule to incentivize all qualifying projects to attain a LEED certification, or The International Living Future Institute Certification. Sustainable building practices promote the economic and environmental health of the City, and ensure that it becomes environmentally resilient and contribute to the fight against sea level rise and help curb climate change.

Projects Requiring Compliance:

The following projects require participation in the Sustainability Fee Program:

1. All new construction that proposes over 7,000 square feet of construction of a structure; or
2. Ground floor additions (whether attached or detached) to existing structures that encompass over 10,000 square feet of additional floor area; or
3. Nonconforming buildings which are repaired or substantially rehabilitated by more than 50% of the value of the building, as determined by the Building Official, are subject to the following conditions:
 - a. Existing non-contributing structures in a designated local historic district or site that are over 7,000 square feet.
 - b. Buildings constructed prior to 1965 and determined to be architecturally significant by the Planning Director, or designees, that are over 7,000 square feet.
 - c. Buildings determined by the Planning Director, or designee, not to be architectural significant, that are over 7,000 square feet.

Sustainability Fee Calculation:

- This affidavit will be required prior to receiving building permit approval from the Planning Department.
- The applicant must first post a Sustainability Fee payment bond or issue full payment of the Sustainability Fee to the City prior to issuance of a Temporary Certificate of Occupancy

Initials: _____ Date: _____

(TCO), Certificate of Occupancy (CO), or Certificate of Completion (CC), whichever comes first.

- The Sustainability Fee shall be calculated at five percent (5%) of the total construction valuation of the building permit or three percent (3%) of the total construction valuation of the building permit for *architecturally significant structures constructed prior to 1965*.
- The application may be considered for a refund or partial refund, of the bond, or payment of the Sustainability Fee, based upon achieving the program certification levels in the compliance schedule below:

Certification Compliance Schedule

Level of Certification Achieved	Sustainability Fee Reimbursement to Participant for meeting certain Green Building certification levels
LEED Platinum Certified or International Living Future Institute Living Building Challenge Certified	100% refund of bond or payment of Sustainability Fee
LEED Gold Certified or International Living Future Institute Petals or Net Zero Energy Certified	100% refund of bond or payment of Sustainability Fee
LEED Silver Certified	66% refund of bond or payment of Sustainability Fee
LEED Certified	50% refund of bond or payment of Sustainability Fee
Failure to obtain Certification	0% refund of bond or payment of Sustainability fee

If proof of green building certification is provided prior to obtaining a TCO, CO, or CC, the "Sustainability Fee" shall be in the full amount identified above, minus the refund for the level of green building certification achieved identified in the Certification Compliance Schedule.

Refunds, Forfeitures, & Extensions:

- Within one (1) year of receipt of a Certificate of Occupancy (CO), Temporary Certificate of Occupancy (TCO) or Certificate of Completion (CC), the applicant shall submit proof of green building certification for the development from a certified agency.
 - Refund of the Sustainability Fee or bond to the eligible participant may occur as provided for in the Certification Compliance Schedule, above.
 - The Planning Director may approve, upon the request of the applicant, a one-time one (1) year extension, provided proof that the certification agency's review remains pending to determine final certification.
- The entirety of the Sustainability Fee shall be forfeited to the City based upon failure to achieve certification as identified in the Certification Compliance Schedule.

Initials: _____ Date: _____

Sustainability Fee Preliminary Calculation

The following calculation is preliminary only and will be recalculated at the time of TCO/CO/CC, whichever comes first.

Permit Information		
Permit Number		Calculation Date
Address		
Permit Reviewer		
Scope of Permit		
<u>New Construction</u>	<u>Nonconforming Building Repaired or Rehabilitated by More Than 50% of the Value of the Building as determined by the Building Official.</u>	
<input type="checkbox"/> New construction over 7,000 square feet <input type="checkbox"/> Ground floor addition over 10,000 square feet of additional floor area	<input type="checkbox"/> Existing non-contributing structures in a designated historic district or site over 7,000 square feet <input type="checkbox"/> Architecturally significant buildings constructed prior to 1965 over 7,000 square feet <input type="checkbox"/> Non-architectural significant building over 7,000 square feet	
Preliminary Calculation		
Current Permit Valuation		
Sustainability Fee		
Refund Based on Certification		
Level of Certification	Reimbursement Percentage	Dollar Amount
LEED Platinum Certified or International Living Future Institute Living Building Challenge Certified	100%	
LEED Gold Certified or International Living Future Institute Petals or Net Zero Energy Certified	100%	
LEED Silver Certified	66%	
LEED Certified	50%	
Failure to obtain Certification	0%	NO REFUND

Initials: _____ Date: _____

OWNER AFFIDAVIT FOR INDIVIDUAL OWNER

STATE OF _____

COUNTY OF _____

I, _____, being first duly sworn, depose and certify as follows: (1) I am the owner of the subject property. (2) I hereby acknowledge and agree that as currently proposed, the work to be performed under Permit Number _____ is required to comply with the City's Sustainability Fee Ordinance.

SIGNATURE

Sworn to and subscribed before me this ____ day of _____, 20____. The foregoing instrument was acknowledged before me by, who has produced as identification and/or is personally known to me and who did/did not take an oath.

NOTARY SEAL OR STAMP

NOTARY PUBLIC

My Commission Expires: _____

PRINT NAME

ALTERNATE OWNER AFFIDAVIT FOR CORPORATION, PARTNERSHIP, OR LIMITED LIABILITY COMPANY (Circle one)

STATE OF _____

COUNTY OF _____

I, _____, being first duly sworn, depose and certify as follows: (1) I am the _____ (print title) of _____ (print name of corporate entity). (2) I am authorized to file this application on behalf of such entity. (3) This entity is the owner of the business or property. (4) I hereby acknowledge and agree that as currently proposed, the work to be performed under Permit Number _____ is required to comply with the City's Sustainability Fee Ordinance.

SIGNATURE

Sworn to and subscribed before me this ____ day of _____, 20____. The foregoing instrument was acknowledged before me by, who has produced as identification and/or is personally known to me and who did/did not take an oath.

NOTARY SEAL OR STAMP

NOTARY PUBLIC

My Commission Expires: _____

PRINT NAME

Initials: _____ Date: _____

Contractors Acknowledgement
(To be completed by the contractor of record)

STATE OF _____

COUNTY OF _____

I, _____, being first duly sworn, depose and certify as follows: (1) I am the contractor of record for Permit Number _____. (2) My Florida State Identification Number/License is _____. (3) I hereby acknowledge and agree that as currently proposed, the work to be performed under said Permit Number is required to comply with the City's Sustainability Fee Program. (4) I also acknowledge and understand that said permit will not receive a Certificate of Occupancy/Temporary Certificate of Occupancy/Certificate of Completion unless a payment/bond is made in accordance with Section 133-6 of the City's Code, or proof of certification by a certified agency is provided.

SIGNATURE

Sworn to and subscribed before me this ____ day of _____, 20____. The foregoing instrument was acknowledged before me by, who has produced as identification and/or is personally known to me and who did/did not take an oath.

NOTARY SEAL OR STAMP

NOTARY PUBLIC

My Commission Expires: _____

PRINT NAME

Initials: _____ Date: _____