

Application for Agricultural Building / Equine Facility Exemption

(October - 2009)

Certain agricultural buildings and equine facilities are exempt from the State of Oregon Structural Specialty Code. A building permit is not required for buildings, structures or equine facilities located on a farm if the building, structure or equine facility is to be used exclusively for the operation of the farm. Electrical, plumbing and mechanical permits are always required. The following definitions apply:

FARM: Is the land used for the primary purpose of obtaining a profit in money by raising, harvesting, and selling of crops; feeding, breeding, management and sale of, or the produce of, livestock, poultry, fur-bearing animals or honeybees; dairying and the sale of dairy products; animal husbandry; preparation and storage of the produce raised on the farm for human use and animal use and disposal by marketing or otherwise; or any other agricultural or horticultural use.

FARM AGRICULTURAL BUILDING: Is a structure located on a farm and used in the operation of such farm for all the uses listed above; and storage, maintenance or repair of farm machinery and equipment;

A FARM AGRICULTURAL BUILDING AND; EQUINE FACILITY DOES NOT INCLUDE:

- A dwelling;
- A structure used for a purpose other than growing plants in which 10 or more persons are present at any one time;
- A structure regulated by the State Fire Marshal pursuant to ORS 476;
- A structure used by the public; or
- A structure subject to Sections 4001 to 4127, title 42, United State Code (the National Flood Insurance Act of 1968) as amended, and regulations promulgated thereunder. (ORS 455.315)

EQUINE FACILITY: Is a building located on a farm and used by the farm owner or the public for stabling or training of equines, riding lessons and training clinics.

AGRICULTURAL BUILDINGS AND EQUINE FACILITIES WILL BE ALLOWED WITHOUT A BUILDING PERMIT IN AREAS ZONED RA-1, RA-2, RRF-5, FF-10, EFU, TBR AND AG/FOREST AND FU-10.

An agricultural building is to be built on the property located at:

_____ T.____ R.____ Sec _____, TL _____
and will be used exclusively for farm use. The proposed structure meets the above definition, and is therefore exempt from the building permit process. (**Site plan is required and attached**)

I understand this exemption does not exclude me from obtaining all applicable permits:

Print Name Phone

Address City State Zip

Owners Signature
-----Staff Use Only-----

Planning Date Utilities (if needed) Date Soils Date Building Date

- NWI Scenic Rivers Floodplain PRCA WRG Erosion Control

Statement of Use

Agricultural Buildings and Equine Facilities

It is important that you provide a detailed description of how this building will be used. This information will be used to ensure compliance with land use laws and to determine whether or not the building qualifies as an exempt structure. It is essential that your description is as complete as possible. For equine facilities, please indicate the total number of people that will be present in the building at the same time on a consistent basis:

(No. of People On A Consistent Basis)	(Use of The Structure)

The undersigned understands this agricultural building can only be used for farm use. It is also understood that any changes of use including, but not limited to the use of the building for a dwelling, personal storage, storage of vehicles, other than farm vehicles (i.e. boats, cars, RV's, etc.) and home occupations will require a building permit and nullify the agricultural exemption. **INITIALS:** _____

If this is an equine facility, I, the undersigned understand the building can be used only for the stabling or training of equines, riding lessons and training clinics and can have no more than ten persons in the building at the same time on a consistent basis. A person is *any* individual including, but not limited to the owner, family members, employees, members of the public, etc. It is also understood if more than ten persons are present in the building at the same time on a consistent basis, the agricultural exemption is void and building permits will be required for this change in use. **INITIALS:** _____

Date: _____ Please Print Name: _____

Signature of Owner or Agent: _____

Township _____ Range _____ Section _____ Tax Lot _____ Zone _____

ADDRESS: _____

COMMENTS: _____

DATE: _____

STAFF INITIALS: _____