

**WASCO COUNTY
FARM AGRICULTURAL EXEMPT CERTIFICATE APPLICATION**

BUILDING INFORMATION

1. Describe how the building(s) will be used.

2. Dimensions of the proposed building: _____

3. List any other uses of the proposed building.

4. Floor Plan: A floor plan of the building which shows how it will be used is required.
A floor plan of the building is attached?

NO YES

5. Maximum number of persons in the building at any time: _____

6. Will the building be used by the public?

NO YES

7. Setbacks/Buffers

Property: Front _____ Sides _____ Rear _____

Irrigation Ditch(es): Closest distance to building from centerline _____

Water Resources: Closest distance to building from high water mark _____

8. Is the location of the proposed structure within a designated floodplain?

NO YES

9. A ministerial review application has been submitted with this application?

NO YES

FARM MANAGEMENT PLAN

A Farm Agricultural Exempt Structure requires verification of a farm use on the subject tract consistent with ORS 215.203. A farm management plan includes but is not limited to the following:

1. The subject parcel is enrolled in the farm deferral program with the Wasco County Assessor? NO YES

2. List the existing and/or proposed types of farm uses and their acreages on the subject tract:

3. List the current and/or proposed number and type of animals grazing or being raised on the subject tract:

4. List existing farm structures (including irrigation sprinklers) supporting the farm use.

5. List the existing and/or proposed number of employees, including owners, working the farm parcel, and their responsibilities and the hours per week they will be principally engaged in the farm use.

6. A map(s) has been included that shows the location of all current and/or proposed farm activities (registered fields, grazing areas, areas dedicated to farm structures, acres and location of water rights). Check with the Farm Services Agency for maps identifying the location of all registered field crops. NO YES

7. For farm uses or activities not yet established, a schedule of when they will be completed is included? NO YES N/A

8. Other information to verify the farm use:

9. I have filed the following Restrictive Covenant at the Wasco County Assessor's Office and a copy is included? NO YES

**RESTRICTIVE COVENANT
Structural Use**

The undersigned Owner(s) hereby agrees that the _____ foot wide by _____ foot long by _____ foot tall structure on the property described below, will be solely used as an agricultural building as defined by ORS 455.315(2) (see below). This agreement further serves as notice to the owner and successors in interest that no change in use of the structure may occur without obtaining the necessary land use approval from the Wasco county Planning Department and building permits from the Building Codes Division. This covenant is binding on the Owner(s), their heirs, successor and assigns.

This covenant shall not be modified or terminated except by the express written consent of the Owner(s) of the land at the time and the Wasco County Planning Department, as hereafter provided.

Wasco County, a political subdivision of the State of Oregon, shall be considered a party to this covenant and shall have the right, if it so desires, to enforce any or all of the covenant contained herein by judicial or administrative proceeding. This covenant is made pursuant to the provisions of the Wasco County Land Use and Development Ordinance.

ORS 455.315 Exemption of agricultural buildings

- (1) Nothing in this chapter is intended to authorize the application of a state structural specialty code to any agricultural building.
- (2) As used in this section

“Agricultural building” means a structure located on a farm and used in the operation of the farm for storage, maintenance or repair of farm machinery and equipment or for the raising, harvesting and selling of crops or the feeding, breeding, management and sale of, or the produce of, livestock, poultry, fur-bearing animals or honeybees or dairying and the sale of dairy products or any other agricultural or horticultural use or animal husbandry, or any combination thereof, including the preparation and storage of the produce raised on the farm for human use and animal use and disposal by marketing or otherwise.

“Agricultural building” does not mean: 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 chapter 476; a structure used by the public; or a structure subject to sections 4001 to 4127, title 42, United States Code (the National Flood Insurance Act of 1968) as amended, and regulations promulgated thereunder.

Map/Tax Lot #s	Acct #s	Site Address
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Record Owner	Signature
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Record Owner	Signature
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Dated this _____ day of _____, _____

STATE OF OREGON)
): ss.
COUNTY OF WASCO)

Signed and Acknowledged before me by _____, on this _____ day of _____, _____

Notary Public of State of Oregon

My Commission Expires: _____

AFTER RECORDING RETURN TO: Wasco County Planning, 2705 East 2nd Street, The Dalles, OR 97058

Oregon Revised Statute 455.315
Exemption of agricultural buildings and equine facilities.

1. Nothing in this chapter is intended to authorize the application of a state structural specialty code to any agricultural building or equine facility.
2. As used in this section:
 - a. "Agricultural building" means a structure located on a farm and used in the operation of the farm for:
 - (1) Storage, maintenance or repair of farm machinery and equipment;
 - (2) The raising, harvesting and selling of crops;
 - (3) The feeding, breeding, management and sale of, or the produce of, livestock, poultry, fur-bearing animals or honeybees;
 - (4) Dairying and the sale of dairy products; or
 - (5) Any other agricultural or horticultural use or animal husbandry, or any combination thereof, including the preparation and storage of the produce raised on the farm for human use and animal use and disposal by marketing or otherwise.
 - b. "Agricultural building" does not include:
 - (1) A dwelling;
 - (2) A structure used for a purpose other than growing plants in which 10 or more persons are present at any one time;
 - (3) A structure regulated by the State Fire Marshal pursuant to ORS chapter 476;
 - (4) A structure used by the public; or
 - (5) A structure subject to sections 4001 to 4127, title 42, United States Code (the National Flood Insurance Act of 1968) as amended, and regulations promulgated thereunder.
 - c. "Equine facility" means a building located on a farm and used by the farm owner or the public for:
 - (1) Stabling or training equines; or
 - (2) Riding lessons and training clinics.
 - d. "Equine facility" does not include:
 - (1) A dwelling;
 - (2) A structure in which more than 10 persons are present at any one time;
 - (3) A structure regulated by the State Fire Marshal pursuant to ORS chapter 476; or
 - (4) A structure subject to sections 4001 to 4127, title 42, United States Code (the National Flood Insurance Act of 1968) as amended, and regulations promulgated thereunder.

What is a Farm?

A farm is land used for the primary purpose of obtaining profit in money by raising, harvesting, and selling of crops or by the feeding, breeding, management and sale of, or produce of, livestock, poultry, fur-bearing animals or honeybees or for dairying and the sale of dairy products or any other agricultural or horticulture use or animal husbandry or combination thereof, including the preparation and storage of the produce raised on such farm for human use and disposal by marketing or otherwise.

What is a Non-Farm Agricultural Building?

A Non-Farm agricultural building is a structure, which by use or character of its occupancy is similar to a farm agriculture building but is not located on a farm.