

MINIDOKA COUNTY

AG BUILDING EXEMPTION

The Minidoka County Zoning Ordinance exempts agricultural buildings from the requirements of a full building permit. The building is eligible for this exemption if the building and the land parcel meet the definition and land parcel criteria as established in the Minidoka County Zoning Ordinance. The definition and criteria are as follows:

Definition (Section 2-2)

BUILDING, AGRICULTURAL: A structure located on agricultural zoned property and designed and constructed to house farm implements, hay, grain, poultry, livestock or other horticultural products and includes sheds, barns, corrals or fences. This definition does not include a place for human habitation or a place of regular employment, where agricultural products are extracted, processed, treated or packaged, or a place used by the public.

Land parcel criteria (Section 13-5)

EXEMPTION FROM ZONING/BUILDING PERMIT: Structures or buildings, that meet the definition of Agricultural Building and is constructed and located in an Agricultural Zone on a parcel that meets the below definition for Agricultural Exemption, will only be required to obtain a Siting Permit in lieu of a Building Permit.

A parcel or tract of land that is more than five contiguous acres, and is actively devoted to agriculture is eligible for an agricultural exemption when meeting the following criteria:

- A. It is used to produce field crops including, but not limited to, grains, feed crops, fruits and vegetables; or
- B. It is used to produce nursery stock as defined in Idaho Code, Section 22-2302; or
- C. It is used by the owner for the grazing of livestock to be sold as part of a net profit-making enterprise, or is leased by the owner to a bona fide lessee for grazing purposes; or
- D. It is in a cropland retirement or rotation program.

As mentioned above a building that qualifies for an agricultural exemption must still obtain a zoning/building permit for siting purposes to assure road and property line setbacks, but is exempt from full building permit, building code requirements and associated inspections.

SEE REVERSE SIDE FOR EXEMPTION FORM

AG BUILDING EXEMPTION FORM

OWNER: _____

BUILDING ADDRESS: _____

LEGAL DESCRIPTION (attach if necessary): _____

BUILDING SIZE: _____ ZONING DISTRICT: _____

CONSTRUCTION TYPE (describe): _____

I hereby certify that the wherein described building complies with the definition of an Agricultural Building as established by the Minidoka County Zoning Ordinance and will only be used for the storage of livestock, crops, or other horticultural products and will not be used for human habitation, a place of employment by the public. Further I certify that the parcel of land on which the building is located meets the criteria for the agricultural exemption as also established in the Minidoka County Zoning Ordinance and as mentioned herein.

Owner or owner's representative

Subscribed and affirmed before me the _____ day of _____, 20__

State of Idaho)

)

County of _____)

Signature

My commission expires on _____, 20__

MINIDOKA COUNTY HEREBY ATTESTS THAT THIS AFOREMENTIONED BUILDING WAS EXEMPT FROM THE ISSUANCE OF A REGULAR PERMIT AS WELL AS BUILDING CODE REQUIREMENTS AND APPLICABLE INSPECTIONS. FURTHER, MINIDOKA COUNTY ATTESTS THAT NO INSPECTIONS OTHER THAN A SETBACK INSPECTION WAS MADE FOR THIS BUILDING AND DOES NOT CERTIFY THAT COMPLIANCE WITH ANY MINIMUM BUILDING CODE REQUIREMENTS OR CONSTRUCTION STANDARDS

USE OF THIS BUILDING FOR ANY USE OTHER THAN HEREIN MENTIONED WOULD REQUIRE THE ISSUANCE OF A BUILDING PERMIT FOR THE CHANGE OF OCCUPANCY AND COMPLIANCE WITH THE APPLICABLE CODES WOULD BE REQUIRED FOR THAT SPECIFIC USE.