



Town of Apple Valley Building Department  
1777 N Meadowlark Dr, Apple Valley, UT 84737  
PHONE: 435-877-1190

<https://www.applevalleyut.gov/Building>

## **AGRICULTURAL EXEMPTION ACKNOWLEDGEMENT**

This form is intended to authorize an exemption from receiving a building permit under Section 15A-1-201 of the Utah Code Annotated.

### **Owner(s) of Record:**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_ Fax: \_\_\_\_\_

### **Project Information:**

Parcel #: \_\_\_\_\_ Subdivision Name: \_\_\_\_\_

Address: \_\_\_\_\_ Section: \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_

### **Building Description (proposed agricultural use and proposed building dimensions):**

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### **Definitions:**

1. As defined by Utah State Code 58-56-4(1)(a), **agricultural use** means a use that relates to the tilling of soil and raising of crops, care of livestock, or raising domestic animals;
2. As defined by Utah State Code 58-56-4(a)(b) **“not for human occupancy”** means use of a structure for purposes other than protection or comfort of human beings, but allows people to enter the structure for:
  - a. Maintenance and repair; and
  - b. The care of livestock, crops, or equipment intended for agricultural use which are kept there.
3. As defined by Utah State Code 58-56-1(c) **“residential area”** means land that is not intended for agricultural use which are kept there; and
  - a. Within the boundaries of a city or town; and less than five contiguous acres; or
  - b. Within a subdivision for which the county has approved a subdivision plat under Title 17, Chapter 27a, Part 6, Subdivisions; and less than two contiguous acres; or
  - c. Not located in whole or in part in an agricultural protection area created under Title 17, Chapter 41, Agriculture Protection Areas.

**Qualifying Conditions:**

- |   | <u>YES</u>            | <u>NO</u>             |
|---|-----------------------|-----------------------|
| 1. Will the proposed structure be used only for “ <b>agricultural use</b> ” as defined above?   | <input type="radio"/> | <input type="radio"/> |
| 2. Will the proposed structure be used for “ <b>human occupancy</b> ” as defined above?   | <input type="radio"/> | <input type="radio"/> |
| 3. Will the proposed structure include electrical, plumbing, or other mechanical code related work? (Work subject to mechanical, electrical, and plumbing code inspections are not exempted)  | <input type="radio"/> | <input type="radio"/> |
| 4. Is the subject property outside of a “ <b>residential area</b> ” as strictly defined above:  | <input type="radio"/> | <input type="radio"/> |
| a. If the subject property is located within a platted subdivision, please identify the Subdivision name and acreage of the parcel.<br><br>Subdivision: _____ Acreage: _____  |                       |                       |
| b. Is the subject property located in whole or in part in an Agriculture Protection Area created under Title 17, Chapter 41, Agriculture Protection Areas?  | <input type="radio"/> | <input type="radio"/> |
| 5. Applicant understands and agrees that this exemption does not apply to Fire Code Requirements. All Town, State, and Wildland Urban Interface Fire Codes, adopted adopted by the Town of Apple Valley must be met by the applicant. | <input type="radio"/> | <input type="radio"/> |

**Submission Requirements:**

- ◀ **Application form:** Completed and signed by the property owner(s).
- ◀ **Approval of the property owner(s) if different from the applicant:** The property owner(s) must sign the back of the application form, or submit a letter indicating their ownership and authorization for the submittal of the application.
- ◀ **One (1) copy of a detailed site plan:** The site plan must identify all structures located on the subject parcel, the location of the proposed agricultural structure, and the setbacks from the proposed agricultural structure to all property lines.
- ◀ **One (1) copy of a detailed floor plan.**
- ◀ **One (1) copy of detailed building elevations:** Natural Grade line and Height from that line to the highest point of the roof required on elevation drawings.

**OWNER(S) ACKNOWLEDGEMENT**

**\*PLEASE INITIAL BEHIND EACH STATEMENT\***

I hereby make application and declaration that I intend to construct a structure solely in conjunction with an "agricultural use" and not for human occupancy", both as defined previously. \_\_\_\_\_

I understand that as an exempt building, the Town of Apple Valley Building Department has not reviewed the plans for the structure and has therefore not made any implied or in fact approvals of any safety, structural integrity, building design, or similar issues. \_\_\_\_\_

I further understand that this structure may not be converted to a residential building, a non-agricultural storage building, or any other non-agricultural related use without obtaining a building permit and that such permit may require significant modifications to the structure in order to comply with the applicable Codes in effect at that time. \_\_\_\_\_

I understand that the Town of Apple Valley is authorized to inspect the site as necessary to ensure the structure is complying with the applicable setback and height requirements for the zone in which the structure is located. \_\_\_\_



Any misleading or incorrect answers may constitute an act of falsification of government records under Section 76-8-511 of the Utah Code Annotated or issuing a written false statement under Section 76-8-504 of the Utah Code Annotated, both of which are Class B misdemeanors. I hereby declare under penalty of perjury that this application form, and all information submitted as part of this application form is true, complete, and accurate to the best of my knowledge.

**Owner(s) Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Please Print Name:** \_\_\_\_\_

**ACKNOWLEDGEMENT:**

**STATE OF** \_\_\_\_\_

**COUNTY OF** \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, before me personally appeared \_\_\_\_\_ (owner), and did state upon his/her oath that he/she is the owner of the above described real property in the Town of Apple Valley, Utah, and that the foregoing instrument was acknowledged before me.

Witness my hand and official seal. \_\_\_\_\_  
Notary Public



**FOR OFFICE USE ONLY**

FRONT setback from property line: \_\_\_\_\_ or setback from centerline of road (whichever is greater): \_\_\_\_\_

REAR setback from property line: \_\_\_\_\_

SIDE setback from property line: \_\_\_\_\_ SIDE setback from property line: \_\_\_\_\_

MAXIMUM HEIGHT of structure: \_\_\_\_\_

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_