



Duchesne County
Department of Building Safety

734 North Center St., P.O. Box 317

Duchesne, Utah 84021-0317

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Karl D. Mott

Building Official

AGRICULTURAL EXEMPTION ACKNOWLEDGEMENT

This form is intended to authorize an exemption from receiving a building permit under Section 15A-1-204 of the Utah Code amended 2017 general session;

(11)

(a) *Except as provided in Subsection (11)(b), a structure used solely in conjunction with agriculture use, and not for human occupancy, or a structure that is no more than 1,500 square feet and used solely for the type of sales described in Subsection 59-12-104(20), is exempt from the permit requirements of the State Construction Code.*

59-12-104 (20) exclusive sale during the harvest season of seasonal crops, seedling plants, or garden, farm, or other agricultural produce if the seasonal crops are, seedling plants are, or garden, farm, or other agricultural produce is sold by:

(a) the producer of the seasonal crops, seedling plants, or garden, farm, or other agricultural produce;

(b) an employee of the producer described in Subsection (20)(a); or

(c) a member of the immediate family of the producer described in Subsection (20)(a);

(b)(i) *Unless exempted by a provision other than Subsection (11)(a), a plumbing, electrical, and mechanical permit may be required when that work is included in a structure described in Subsection (11)(a).*

In order to qualify for an agricultural exemption, the following requirements shall be met:

1. The use of the building shall comply with the following definitions per Utah State Code Annotated Section 15A-1-202:

(1) *"Agricultural use" means a use that relates to the tilling of soil and raising of crops, or keeping or raising domestic animals.;*

(10) *"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.

2. County parcels, within county approved subdivisions, must be 2 continuous acres or more in size. Parcels within cities and towns must have 5 continuous acres to qualify for this exemption.

15A-1-204 (11) (b) (ii) Unless located in whole or in part in an agricultural protection area created under Title 17, Chapter 41, Agriculture, Industrial, or Critical Infrastructure Materials Protection Areas, a structure described in Subsection (11)(a) is not exempt from a permit requirement if the structure is located on land that is:

(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.

3. All zoning requirements for setback from property lines must be met.

Owner(s) of Record: Name: _____ Phone: _____
Mailing Address: _____ Fax: _____
City: _____ State: _____ Zip: _____
E-Mail Address: _____
Project Information: Parcel # (tax I.D.#): _____ Parcel Size: _____ Acres
Subdivision Name: _____ Lot #: _____
Address: _____
Section: _____ Township: _____ Range: _____

Building Description (proposed use and proposed size): _____

Zoning Approval: _____ Date: _____

Building Official Approval: _____ Date: _____

OWNER(S) ACKNOWLEDGEMENT

I hereby make application and declare 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 Duchesne County 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, which includes complying with the zoning requirements for the zone in which the structure is located, and that such permit may require significant modifications to the structure in order to comply with the applicable Codes in effect at that time.** 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 Duchesne County, Utah, and that the foregoing instrument was acknowledged before me.

Witness my hand and official seal. _____

Notary Public My commission expires: _____

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 Duchesne County, Utah, and that the foregoing instrument was acknowledged before me.

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