

Agricultural Enterprise Declaration

I am acknowledging that this building project or earthmoving activity is for the intent of performing agricultural business or activities. There is an increasing issue with what is and is not agricultural use, so please read and understand thoroughly. In the event that the construction is in fact discovered not to be an agricultural use, a permit will need to be issued at that time and all subsequent fees are required.

I understand that agriculture is defined in the **Ohio revised code 303.01; 303.02 to 303.25** includes farming; ranching, algaculture meaning the farming of algae: aquaculture; apiculture; horticulture; viticulture; animal husbandry, including but not limited to, the care and raising of livestock, equine, and fur bearing animals; poultry husbandry in the production of poultry and poultry products; dairy production; production of field crops, tobacco, fruits, vegetables, nursery stock, ornamental shrubs, ornamental trees, flowers, sod, or mushroom; timber; pasturage; and combination of the foregoing; the processing, drying, storage, and marketing agricultural products when those activities are conducted in conjunction with, but secondary to, such husbandry or production.

Livestock and Horticulture Structures

Ohio Revised Code 5739.01 provides definitions for "Livestock", "Livestock structure", "Horticulture" and "Horticulture structure": (OO) "Livestock" means farm animals commonly raised for food, food production, or other agricultural purposes, including, but not limited to, cattle, sheep, goats, swine, poultry, and captive deer. "Livestock" does not include invertebrates, amphibians, reptiles, domestic pets, animals for use in laboratories or for exhibition, or other animals not commonly raised for food or food production. (PP) "Livestock structure" means a building or structure used exclusively for the housing, raising, feeding, or sheltering of livestock, and includes feed storage or handling structures and structures for livestock waste handling. (QQ) "Horticulture" means the growing, cultivation, and production of flowers, fruits, herbs, vegetables, sod, mushrooms, and nursery stock. As used in this division, "nursery stock" has the same meaning as in section [927.51](#) of the Revised Code. (RR) "Horticulture structure" means a building or structure used exclusively for the commercial growing, raising, or overwintering of horticultural products, and includes the area used for stocking, storing, and packing horticultural products when done in conjunction with the production of those products.

Please Note: Earth moving exemption has no bearing on any prior exemption by township zoning statute.

If an individual is engaged in regulated, non-exempt land use, they are subject to the regulations, *regardless of whether or not they've filled out a declaration*. This declaration is a short-form tool RCSWCD uses to verify agricultural use. Declarants may be asked to provide additional information which they will need to promptly provide to RCSWCD.

It is unlawful to knowingly making a false statement with purpose to mislead a public official in performing the public official's functions. RCSWCD will refer falsified matters to law enforcement for criminal investigation.

Landowner Initial and Date the correct following statement:

_____ This is an Agricultural facility/business, we file a IRS Schedule F or 1120 each tax season for the agricultural activity, or we have other documented proof of agricultural use and are therefore exempt.

_____ This is NOT an Agricultural facility/business we do NOT file a IRS Schedule F each tax season and therefore are NOT exempt from the permitting process.

A SKETCH OF THE PROPOSED STRUCTURE & SITE PLAN MUST BE PROVIDED

Agricultural Enterprise Declaration

Landowner, check all Agricultural practices that apply:

- | | | |
|--|--|---|
| <input type="checkbox"/> Algaculture | <input type="checkbox"/> Horticulture | <input type="checkbox"/> Sod |
| <input type="checkbox"/> Apiculture | <input type="checkbox"/> Mushroom | <input type="checkbox"/> Swine Production |
| <input type="checkbox"/> Animal Husbandry | <input type="checkbox"/> Nursery Stock | <input type="checkbox"/> Timber |
| <input type="checkbox"/> Aquaculture | <input type="checkbox"/> Ornamental shrubs-trees-flowers | <input type="checkbox"/> Tobacco |
| <input type="checkbox"/> Dairy Production | <input type="checkbox"/> Pasturage | <input type="checkbox"/> Vegetables |
| <input type="checkbox"/> Equine | <input type="checkbox"/> Poultry Husbandry | <input type="checkbox"/> Viticulture |
| <input type="checkbox"/> Farming | <input type="checkbox"/> Poultry Production & Products | |
| <input type="checkbox"/> Fruits | <input type="checkbox"/> Production of Field Crops | |
| <input type="checkbox"/> Fur-bearing Animals | <input type="checkbox"/> Ranching | |

Landowner, indicate township of project location:

- | | | |
|---|------------------------------------|---------------------------------------|
| <input type="checkbox"/> Blooming Grove | <input type="checkbox"/> Madison | <input type="checkbox"/> Sharon |
| <input type="checkbox"/> Butler* | <input type="checkbox"/> Mifflin | <input type="checkbox"/> Springfield |
| <input type="checkbox"/> Cass* | <input type="checkbox"/> Monroe | <input type="checkbox"/> Troy |
| <input type="checkbox"/> Franklin | <input type="checkbox"/> Perry | <input type="checkbox"/> Washington |
| <input type="checkbox"/> Jackson | <input type="checkbox"/> Plymouth* | <input type="checkbox"/> Weller |
| <input type="checkbox"/> Jefferson* | <input type="checkbox"/> Sandusky | <input type="checkbox"/> Worthington* |

**DENOTES UNZONED TOWNSHIPS*

If you do not have documented proof of agricultural use, for example an IRS Schedule F or Form 1120 for the agricultural use, you are not exempt.

I declare under penalty of perjury that the information provided in this declaration is accurate and truthful to the best of my knowledge. I further acknowledge that if the use of this structure changes from its original intended use then I will obtain all the correct permits.

Landowner Signature: _____ Date: _____

Printed Name: _____

Project Address: _____ Parcel No.: _____

Notary Acknowledgement

Sworn to and subscribed before me on ___/___/____. (seal)

Notary Signature

Zoning Inspector Signature: _____ Date: _____

Stormwater Administrator: _____ Date: _____