

**SPENCER COUNTY
ZONING COMMISSION**

Phone: 502-477-3218 Fax: 477-3242 P.O. Box 305 - 220 Main Cross Street, Taylorsville KY 40071

AGRICULTURAL BUILDING PERMIT EXEMPTION AFFIDAVIT

Contractor/Owner: _____ Phone # _____

Mailing Address: _____

City: _____ State: _____ Zip: _____

Proposed Building Subdivision: _____ Lot# _____

Property Address: _____ Lot Size/Acreage: _____ acres(s)

Any other structures on property? Yes () No () If yes, specify type: _____

Please choose one: ___ Pole Barn ___ Storage Building ___ Shed or Lean-2

Sq. Ft. of Floor Plan _____ Construction Cost _____

Property Zone _____ Flood Plain : Yes() No() if yes Map# _____

Comes the affiant after being duly sworn states as follows:

Per Section 101.2 of 2002 Kentucky Building Code :

The proposed structure to be constructed at _____ is to be used as a farm building located on the farm which is incidental to the operation of the farm and located outside the boundary of the municipality; is not being used in the business of retail trade; is not a regular place of work for 10 or more people and is not involved in the processing or storage of timber products.

The affiant understands that the making of this affidavit is subject to KRS 523.030 which provided that a person is guilty of perjury in the second degree when he makes a material false statement which is not believed any subscribed written instrument for which an oath is required or authorized by law with the intent to mislead a public servant in the performance of his official functions. Perjury in the second degree is a Class A misdemeanor subject to incarceration for up to twelve (12) months.

Property Owners Signature/Affiant

Date

STATE OF KENTUCKY
COUNTY OF SPENCER

I, the undersigned Notary Public, for and in the County and State aforesaid hereby certify that the foregoing instrument was produced before me in said County and State acknowledged by _____ on this _____ day of _____, 20____.

Notary Public Kentucky State at Large

My commission expires

Plot Plan

A plot plan must be provided with sufficient detail, including but not limited to the following information: lot/tract dimensions, location and dimensions off ALL proposed and existing structures, driveways, easements and distances of ALL structures from front, side, and rear property lines.

() Please check if plot plan is attached.

Setbacks: Front Yard ____ ft, Rear Yard ____ ft, Side Yards ____ ft & ____ ft

Disclaimer

(Read carefully and sign below)

I do hereby affirm and agree that I will observe all existing easements whether apparent or not and understand that it is my responsibility to determine the location and extent of any and all easements.

I do hereby affirm and agree that I will determine and comply with any and all private restrictions, covenants, regulations and with the Zoning Ordinance and Subdivision Regulations of Spencer County. I also certify that the setbacks shown on this building/zoning permit application are accurate to the best of my knowledge and that I have done my utmost to determine true and accurate property lines.

I hereby certify that I have read the above statements carefully and understand my obligations. I do hereby release the Taylorsville-Spencer County Joint Planning and Zoning Commission of any liability to my failure to meet the obligations stated above.

(check one: () Owner () Contractor)

Printed Name _____

Signature _____

For Office Use Only

1. ___ Affidavit completed and signed 2. ___ KRS 100.111(2) initialed 3. ___ Copy of a plot plan

Obtaining the signature of the Administrative Official gives Zoning Approval for Construction, beginning construction *without* such signature is in violation of the Zoning Regulations.

Zoning Administrative Review date: _____ By: _____

Processing Fee: \$ 40.00 () Check # _____ () Cash

This Fee is to be Paid to the order of: Spencer County Planning & Zoning

012314

Below you will find the Kentucky Revised Statute Definition for agricultural use.
Please circle the uses for which you will be using the proposed structure.

Agricultural Use

Per KRS 100.111

(2) "Agricultural use" means the use of:

- (a) A tract of at least five (5) contiguous acres for the production of agricultural or horticultural crops, including but not limited to livestock, livestock products, poultry, poultry products, grain, hay, pastures, soybeans, tobacco, timber, orchard fruits, vegetables, flowers, or ornamental plants, including provision for dwellings for persons and their families who are engaged in the agricultural use on the tract, but not including residential building development for sale or lease to the public. For purposes of this subsection, "livestock" means cattle, sheep, swine, goats, horses, alpacas, llamas, buffaloes, and any other animals of the bovine, ovine, porcine, caprine, equine, or camelid species;
- (b) Regardless of the size of the tract of land used, small farm wineries licensed under KRS 243.155;
- (c) A tract of at least five (5) contiguous acres used for the following activities involving horses:
 - 1. Riding lessons;
 - 2. Rides;
 - 3. Training;
 - 4. Projects for educational purposes;
 - 5. Boarding and related care; or
 - 6. Shows, competitions, sporting events, and similar activities that are associated with youth and amateur programs, none of which are regulated by KRS Chapter 230, involving seventy (70) or less participants. Shows, competitions, sporting events, and similar activities that are associated with youth and amateur programs, none of which are regulated by KRS Chapter 230, involving more than seventy (70) participants shall be subject to local applicable zoning regulations; or
- (d) A tract of land used for the following activities involving horses:
 - 1. Riding lessons;
 - 2. Rides;
 - 3. Training;
 - 4. Projects for educational purposes;
 - 5. Boarding and related care; or
 - 6. Shows, competitions, sporting events, and similar activities that are associated with youth and amateur programs, none of which are regulated by KRS Chapter 230, involving seventy (70) or less participants. Shows, competitions, sporting events, and similar activities that are associated with youth and amateur programs, none of which are regulated by KRS Chapter 230, involving more than seventy (70) participants shall be subject to local applicable zoning regulations.

This paragraph shall only apply to acreage that was being used for these activities before July 13, 2004.

I understand that this page is a part of the Affidavit of Understanding signed at the bottom of the Agricultural Building Permit Exemption Affidavit attached.

Initial