

**AFFIDAVIT  
FARM STRUCTURE EXEMPTION**

Certain Farm buildings and structures are exempt from the Virginia Uniform Statewide Building Code. In order to qualify for this exemption, the structure must be used for a specific purpose which is directly related to an operating farm.

**VIRGINIA UNIFORM STATEWIDE BUILDING CODE SECTION 101.7-7** defines a farm building and structures as follows: A building or structure not used for residential purposes, located on property where farming operations take place.

**ROCKBRIDGE COUNTY'S DEFINITION OF AGRICULTURE: SECTION 302.07**

The tilling of the soil, the raising of crops, horticulture, and forestry, including the keeping of animals and fowl, and including any agricultural industry or business, such as fruit packing, plants, dairies or similar use, not including abattoir.

DATE: \_\_\_\_\_ OWNER NAME: \_\_\_\_\_

OWNERS ADDRESS: \_\_\_\_\_ PHONE: \_\_\_\_\_

PROPERTY LOCATION OR ADDRESS, (IF NOT SAME AS ABOVE): \_\_\_\_\_

POWER COMPANY (CIRCLE ONE): BARC OR DVP DIMENSIONS OF PROPOSED STRUCTURE: \_\_\_\_\_ X \_\_\_\_\_

(EXTERIOR WALLS): WOOD - METAL - OTHER \_\_\_\_\_ TYPE OF FOUNDATION: \_\_\_\_\_

TYPE OF ROOF: \_\_\_\_\_ MISCELLANEOUS ROOMS: \_\_\_\_\_ ESTIMATED TIME

OF COMPLETION: \_\_\_\_\_ ESTIMATED COST OF STRUCTURE: \$ \_\_\_\_\_

**THE ZONING DEPARTMENT MUST SIGN OFF ON THIS SECTION:**

TYPE OF ZONING: \_\_\_\_\_ TAX MAP NUMBER: \_\_\_\_\_ NUMBER OF ACRES: \_\_\_\_\_

SETBACKS: FRONT: \_\_\_\_\_ RIGHT SIDE: \_\_\_\_\_ LEFT SIDE: \_\_\_\_\_ REAR: \_\_\_\_\_

FLOOD ZONE:  YES  NO IF YES, EXPLAIN: \_\_\_\_\_

APPROVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

In order to verify an understanding of the specific purpose for the proposed structure, please answer the following questions related to the activities conducted on the property.

1. Is the property currently being used for the storage, handling, production, display, sampling or sale of agricultural, horticultural, floricultural or silvicultural products produced on the farm?

**YES**                      **NO**      (please circle one)

2. Is the property currently being used for the sheltering, raising handling processing or sale of agricultural animals or agricultural animal products?

**YES**                      **NO**      (please circle one)

If you answered **NO** to the previous questions, the proposed structure **IS NOT** exempt from the USBC. If you answered **YES** to either of the previous questions, please continue.

3. Is the proposed building or structure to be used for (please circle all that apply)
- a.) Business or office uses relating to the farm operation?
  - b.) Machinery, equipment, or vehicle maintenance or storage used on the farm?
  - c.) Storage, handling, production, displaying, sampling or sale of the products listed in item 1 above.
  - d.) Storage or use of supplies and materials used on the farm?

If you circled any one of the uses listed in item three, please complete the affidavit below. However, the following buildings and structures are **NOT EXEMPT** from the USBC:

- 1. Farm buildings and structures lying within a flood plain. Such buildings and structures require a building permit, inspections and shall be subject to flood proofing regulations as applicable.
- 2. A building or a portion of a building, located on a farm, that is operated as a restaurant as defined by **Section 35.1-1** of the **Code of Virginia** and licensed as such by the Board of Health.

**By completing the following affidavit, you are stating that the property you own and the proposed structure meets the farm structure exemptions of the USBC. There will be no permit required or inspections performed by this office. Presentation of a false affidavit would constitute a violation of Section 101.7 of the USBC and Section 7 - 4 of the Rockbridge County Ordinances and subject to civil penalties not to exceed \$3000.00.**

I, (print name) \_\_\_\_\_ have read and understand the above and swear that the structure proposed to constructed on my property qualifies as a farm structure.

Property Owner Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Signed in the County of Rockbridge Virginia on the \_\_\_\_\_ day of \_\_\_\_\_

20\_\_\_\_ In the presence of the undersigned witness:

Witness Signature: \_\_\_\_\_ Title: \_\_\_\_\_