



AGRICULTURAL NON-RESIDENTIAL FARM BUILDING EXEMPTION APPLICATION

PERMITS ARE NOT REQUIRED FOR ANY STRUCTURE/ ELECTRICAL/ PLUMBING/GAS OR MECHANICAL WORK BEING PERFORMED IN “NON-RESIDENTIAL FARM BUILDING” (FLORIDA STATUTES 604.50 & 553.75 AND FLORIDA BUILDING CODE 102.2 (C))

604.50 Nonresidential farm buildings; farm fences; farm signs.-

(1) Notwithstanding any provision of law to the contrary, any nonresidential farm building, farm fence, or farm sign that is located on lands used for bona fide agricultural purposes is exempt from the Florida Building Code and any county or municipal code or fee, except for code provisions implementing local, state, or federal floodplain management regulations. A farm sign located on a public road may not be erected, used, operated, or maintained in a manner that violates any of the standards provided in s. [479.11](#)(4), (5)(a), and (6)-(8).

(2) As used in this section, the term:

(a) “Bona fide agricultural purposes” has the same meaning as provided in s. [193.461](#)(3)(b).

(b) “Farm” has the same meaning as provided in s. [823.14](#).

(c) “Farm sign” means a sign erected, used, or maintained on a farm by the owner or lessee of the farm which relates solely to farm produce, merchandise, or services sold, produced, manufactured, or furnished on the farm.

(d) “Nonresidential farm building” means any temporary or permanent building or support structure that is classified as a nonresidential farm building on a farm under s. [553.73](#)(10)(c) or that is used primarily for agricultural purposes, is located on land that is an integral part of a farm operation or is classified as agricultural land under s. [193.461](#), and is not intended to be used as a residential dwelling. The term may include, but is not limited to, a barn, greenhouse, shade house, farm office, storage building, or poultry house.

DEFINITION OF AGRICULTURAL PURPOSES

Chapter 193 – Assessments

Agricultural lands; classification and assessment; [193.461](#), Florida Statutes

(5) For the purpose of this section, “**agricultural purposes**” includes, but is not limited to, horticulture; floriculture; viticulture; forestry; dairy; livestock; poultry; bee; pisciculture, when the land is used principally for the production of tropical fish; aquaculture; sod farming; and all forms of farm products as defined in s. 823.14(3) and farm production.

DEFINITION OF FARM, ETC.

Chapter 823 – Florida Right to Farm Act

The following definitions can be found in Chapter 823 of the Florida Right to Farm Act.

Definitions; [823.14\(3\)](#), Florida Statutes

- (a) “**Farm**” means the land, buildings, support facilities, machinery, and other appurtenances used in the production of farm or aquaculture products.
- (b) “**Farm operation**” means all conditions or activities by the owner, lessee, agent, independent contractor, and supplier which occur on a farm in connection with the production of farm, honeybee, or apiculture products and includes, but is not limited to, the marketing of produce at roadside stands or farm markets; the operation of machinery and irrigation pumps; the generation of noise, odors, dust, and fumes; ground or aerial seeding and spraying; the placement and operation of an apiary; the application of chemical fertilizers, conditioners, insecticides, pesticides, and herbicides; and the employment and use of labor.
- (c) “**Farm product**” means any plant, as defined in s. 581.011, or animal or insect useful to humans and includes, but is not limited to, any product derived there from.
- (d) “**Established date of operation**” means the date the farm operation commenced. If the farm operation is subsequently expanded within the original boundaries of the farmland, the established date of operation of the expansion shall also be considered as the date the original farm operation commenced. If the land boundaries of the farm are subsequently expanded, the established date of operation for each expansion is deemed to be a separate and independent established date of operation. The expanded operation shall not divest the farm operation of a previous established date of operation.

APPLICATION INFORMATION

OWNER'S NAME: _____

TELEPHONE NUMBER: _____

EMAIL ADDRESS: _____

ADDRESS OF FARM: _____

PARCEL ID#: _____ FLOOD ZONE: _____

FEIN #: _____ BUSINESS NAME: _____

PRODUCT OF ESTABLISHED FARM: _____

TYPE OF STRUCTURE: _____

USE OF STRUCTURE: _____

CHECK ALL ADDITIONAL WORK THAT APPLY: ELECTRICAL MECHANICAL
 PLUMBING GAS

DISCLOSURE AFFIDAVIT

I certify the information submitted above is for a working farm, that the structure that I am applying the exemption for is a non-residential farm building, will not be used for any other purpose than farm use, and is located on land that is an integral part of a farm operation of that is classified as agricultural land under F.S. 193.461. I understand and agree that all flood, zoning and health department requirements (if any) apply. The filing of this application does not constitute the filing of an application for septic tank or other services and does not constitute approval of the building or location by the Manatee County Health Department. All such approvals must be obtained independently of this application. I understand that should the recognition as a farm cease, that the structure will be deemed nonconforming and subject to the limitations of that classification. I understand that if the structure is used for any other purpose, i.e. dwelling, storage of personal goods, it would constitute a zoning and building violation. I assume full responsibility as Owner and will personally be responsible.

I hereby acknowledge that I have read and understand the above affidavit on this _____ day of _____, 20____.

Owner Signature(s) _____

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this _____ day of _____, 20____, by _____, who is personally known to me , or has provided the following identification _____.

Expiration Date: _____ and who did/did not take an oath.

Notary Public Signature _____ Notary Public Stamp Here: