

KINGSTON TOWNSHIP ZONING OFFICE
4063 CARTER'S CORNER ROAD
SUNBURY, OHIO 43074
740-524-0290
E-mail: zoning@kingstontwp.org

Affidavit #: _____

Date: _____

Approved: _____

DELAWARE COUNTY, OHIO

AGRITOURISM EXEMPTION AFFIDAVIT (12-15-22)

If the Township Zoning Inspector determines a new or existing structure(s) is for agritourism, it is exempt from township zoning authority except as defined in ORC 519.21 (C) (4). This form will serve as the exemption from zoning authority, and a zoning certificate shall not be required. A copy of this approved affidavit will be sent by the Township to the Delaware County Building Safety Office.

Although agritourism buildings are exempt from zoning and building regulations, agritourism buildings constructed in an identified special flood hazard area (floodplain) must comply with Delaware County Flood Damage Prevention Regulations. Please contact the Delaware County Building Safety Office at 740-833-2200 to discuss any floodplain requirements prior to starting agricultural building construction.

To fall within the agritourism exemption, an agritourism activity must be taking place on a farm that is engaged in agricultural production. Agritourism is an agriculturally related educational, entertainment, historical, cultural, or recreational activity conducted on a farm that allows or invites members of the general public to observe, participate in, or enjoy the activity per ORC 901.80 (A) (2).

A farm is land devoted to agricultural production with either no less than 10 acres or an average yearly gross income of at least \$2,500 from agricultural production per ORC 901.80 (A) (4).

Agricultural production means aquaculture, algaculture, apiculture, animal husbandry, poultry husbandry; the production for a commercial purpose of timber, field crops, tobacco, fruits, vegetables, flowers, or sod; the growth of timber for a noncommercial purpose if the land which the timber is grown is contiguous to or part of a parcel of land under common ownership that is otherwise devoted exclusively to agricultural use; or any combination of such husbandry, production, or growth; and includes the processing, drying, storage, and marketing of agricultural products when those activities are conducted in conjunction with such husbandry, production or growth per ORC 929.01 (A).

Per ORC 519.21 (C) (4), Kingston Township can regulate several factors related to agritourism land use for public health and safety. These include safe and adequate ingress and egress, size of the structure, setback building lines for structures, and size of parking areas that may be required as set forth in Article 6, Section 6.02 (E).

AFFIDAVIT

Having read the above, I (we) declare and state for the record the intended purpose of the building(s) is solely and strictly for agritourism use and activity.

Print Name: _____

Mailing Address: _____

City: _____ State: _____ Zip: _____

Business Phone: _____ Home Phone: _____

Structure Size & Building Materials (Site Plan):

Describe Intended Agritourism Use & Activities:

If the building is located at an address different than the above, indicate the building address here:

Building Address: _____

City: _____ State: _____ Zip: _____

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I, _____, hereby certify under oath, that the information contained on this Affidavit is true and accurate.

Signature of Applicant: _____

Sworn to in my presence, a Notary Public for the County of _____, State of

Ohio, this _____ day of _____, _____.

Notary Public