



County of Albemarle

COMMUNITY DEVELOPMENT DEPARTMENT
Building Inspections and Zoning
401 McIntire Road, North Wing
Charlottesville, VA 22902-4579

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www.albemarle.org

EXEMPTION OF FARM BUILDINGS OR STRUCTURES FORM EXEMPTION FROM THE VIRGINIA UNIFORM STATEWIDE BUILDING CODE

Permit Number (staff will complete): _____

In accordance with Section 102.3(9) of the 2015 Virginia Construction Code, bona fide farm buildings or structures are exempt from regulation by the Virginia Uniform Statewide Building Code (VUSBC) Refer to definition below. As such, the Building Inspections division of the Community Development Department requires no inspections, and none will be performed by a building inspector. Also, a Certificate of Occupancy is not required, and none will be issued.

FARM BUILDING OR STRUCTURE:

([13VAC5-63-200 Chapter 2](#))

A **farm building or structure** is a building or structure not used for residential purposes, located on property where **farming operations** take place and is used primarily for any of the following uses or combination thereof:

1. Storage, handling, production, display, sampling or sale of agricultural, horticultural, floricultural or silvicultural products produced in the farm.
2. Sheltering, raising, handling, processing or sale of agricultural animals or agricultural animal products.
3. Business or office uses relating to the farm operations.
4. Use of farm machinery or equipment or maintenance or storage of vehicles, machinery or equipment on the farm.
5. Storage or use of supplies and materials used on the farm.
6. Implementation of best management practices associated with farm operations.

A building or a portion of a building located on a farm that is operated as a restaurant as defined in [Section 35.1-1](#) of the Code of Virginia and licensed as such by the Virginia Board of Health pursuant to [Chapter 2](#) (§ 35.1-11 et seq.) of Title 35.1 of the Code of Virginia is not exempt from regulation by the VUSBC. However, farm buildings and structures lying within a flood plain or in a mudslide-prone area shall be subject to flood-proofing regulations or mudslide regulations, as applicable

FARMING OPERATIONS (AKA – Agricultural operations):

(§ [3.2-300](#))

Agricultural operation means any operation devoted to the bona fide production of crops, or animals, or fowl including the production of fruits and vegetables of all kinds; meat, dairy, and poultry products; nuts, tobacco, nursery, and floral products; and the production and harvest of products from silviculture activity.

Production agriculture and silviculture means the bona fide production or harvesting of agricultural or silvicultural products but shall not include the processing of agricultural or silvicultural products or the above-ground application or storage of sewage sludge.

(§ [3.2-6400](#))

A farm means one or more areas of land used for the production, cultivation, growing, harvesting, or processing of agricultural products.

Agricultural products are any livestock, aquaculture, poultry, horticultural, floricultural, viticulture, silvicultural, or other farm crops.

AFFIRMATION:

I/We have read and understand the above and affirm that the proposed structure qualifies as a farm building or structure.

Owner: _____

Date: _____

Co-Owner: _____

Date: _____