



Departments	Approved	Date	Fee
Planning			
Envir. Health			
Land Dev./DPW			
Building & Safety			

Table above to be completed by County staff

## **AGRICULTURAL EXEMPTION REQUEST APPLICATION**

*Ordinance No. 3543, Section 19.19 Marin County Code*

Tracking Number: \_\_\_\_\_

Permit Number: \_\_\_\_\_

Plans Received: \_\_\_\_\_

Issued Date: \_\_\_\_\_

### **#1 IDENTIFY YOUR AGRICULTURAL CONSTRUCTION PROJECT**

**What is it you will be doing?** *Please indicate ALL work to be performed under this AG Exemption application:*

#### **Type of qualified (non-occupied) commercial agricultural utility structure** *(2016 CBC Appendix C, Sec 312)*

- |  |   |                                      |
|--|---|--------------------------------------|
| <input type="checkbox"/> Livestock structures            | <input type="checkbox"/> Poultry structures       | <input type="checkbox"/> Barns       |
| <input type="checkbox"/> AG equipment storage structures | <input type="checkbox"/> Horticultural structures | <input type="checkbox"/> Sheds       |
| <input type="checkbox"/> Grain silos                     | <input type="checkbox"/> Stables                  | <input type="checkbox"/> Tanks       |
| <input type="checkbox"/> Towers                          | <input type="checkbox"/> Fencing > 6' high        | <input type="checkbox"/> Other _____ |

Describe the specific purpose and use for this structure \_\_\_\_\_  
 \_\_\_\_\_

Identify the approved agricultural zone applicable to this property \_\_\_\_\_

Describe the approved commercial agricultural activity on this property \_\_\_\_\_  
 \_\_\_\_\_

**NOTES:** Structures approved under this exemption shall not be a place of human habitation or a place of employment where agricultural products are processed, treated or packaged; nor shall it be a place used by the public.

Structures approved under this exemption do not include electrical, mechanical or plumbing activity. Separate permits are required for these items as needed.

**How much is this project going to cost?** *TOTAL contract amount or dollar value of all work to be performed under this AG Exemption application: \$* \_\_\_\_\_

### **Project Location**

Address of Project \_\_\_\_\_

City, State, Zip \_\_\_\_\_ Locality \_\_\_\_\_

Nearest Cross Street \_\_\_\_\_ Assessor Parcel Number \_\_\_\_\_

**Property Owner Contact Information:**

Property Owner Name \_\_\_\_\_ Telephone \_\_\_\_\_  
Mailing Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_ Email \_\_\_\_\_

**Project Applicant Contact Information:** (The project “applicant” is the individual whose name this permit will be issued to, and who is assuming responsibility and liability for all construction activity authorized by this permit. Under California law, the “applicant” must be a licensed contractor or the property owner, or a legally authorized agent of the property owner acting on the owner’s behalf)

Individual in charge of project \_\_\_\_\_ Telephone \_\_\_\_\_  
Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_ Email \_\_\_\_\_

**Additional Information for Inspection Staff**

*Please use this space to provide important helpful information, difficult directions to job site, contact name and phone number for coordinating inspections, gate codes, etc.*

Property Tenant Name and Phone Number (if applicable):  
\_\_\_\_\_

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**#2 IDENTIFY WHO WILL PERFORM THE WORK (Complete either 2a or 2b)**

This permit is to be issued in the name of the ( ) Licensed Contractor or ( ) the Property Owner as the permit holder of record who will be responsible and liable for the construction. (check one)

**2a – CALIFORNIA LICENSED CONTRACTOR’S DECLARATION**

I hereby affirm under penalty of perjury that I am licensed under provisions of Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code, and my license is in full force and effect.

Contractor Name: \_\_\_\_\_ Telephone Number \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_ Email Address: \_\_\_\_\_

License Class and No. \_\_\_\_\_ Contractor Signature \_\_\_\_\_

**2b – OWNER-BUILDER’S DECLARATION**

I hereby affirm under penalty of perjury that I am exempt from the Contractors’ State License Law for the reason(s) indicated below by the checkmark(s) I have placed next to the applicable item(s) (Section 7031.5, Business and Professions Code: Any city or county that requires a permit to construct, alter, improve, demolish, or repair any structure, prior to its issuance, also requires the applicant for the permit to file a signed statement that he or she is licensed pursuant to the provisions of the Contractors’ State License Law (Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code) or that he or she is exempt from licensure and the basis for the alleged exemption. Any violation of Section 7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500).):

I, as owner of the property, or my employees with wages as their sole compensation, will do  all of or  portions of the work, and the structure is not intended or offered for sale (Section 7044, Business and Professions Code: The Contractors’ State License Law does not apply to an owner of property who, through employees’ or personal effort, builds or improves the property, provided that the improvements are not intended or offered for sale. If, however, the building or improvement is sold within one year of completion, the Owner-Builder will have the burden of proving that it was not built or improved for the purpose of sale.)

I, as owner of the property, am exclusively contracting with licensed Contractors to construct the project (Section 7044, Business and Professions Code: The Contractors’ State License Law does not apply to an owner of property who builds or improves thereon, and who contracts for the projects with a licensed Contractor pursuant to the Contractors’ State License Law.)

I am exempt from licensure under the Contractors’ State License Law for the following reason:

\_\_\_\_\_

By my signature below I acknowledge that, except for my personal residence in which I must have resided for at least one year prior to completion of the improvements covered by this permit, I cannot legally sell a structure that I have built as an owner-builder if it has not been constructed in its entirety by licensed contractors. I understand that a copy of the applicable law, Section 7044 of the Business and Professions Code, is available upon request when this application is submitted or at the following Web site: <http://www.leginfo.ca.gov/calaw.html>.

Property Owner or Authorized Agent signature \_\_\_\_\_ Date \_\_\_\_\_

**#3 IDENTIFY WORKERS’ COMPENSTATION COVERAGE AND LENDING AGENCY**

**WARNING: FAILURE TO SECURE WORKERS’ COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS (\$100,000), IN ADDITION TO THE COST OF COMPENSATION, DAMAGES AS PROVIDED FOR IN SECTION 3706 OF THE LABOR CODE, INTEREST, AND ATTORNEY’S FEES.**

**WORKERS’ COMPENSATION DECLARATION**

I hereby affirm under penalty of perjury one of the following declarations:

I have and will maintain a certificate of consent to self-insure for workers’ compensation, issued by the Director of Industrial Relations as provided for by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. Policy No. \_\_\_\_\_

I have and will maintain workers’ compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers’ compensation insurance carrier and policy number are:

Carrier \_\_\_\_\_ Policy No \_\_\_\_\_ Expiration Date \_\_\_\_\_

Name of Agent \_\_\_\_\_ Tel No \_\_\_\_\_

I certify that, in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers’ compensation laws of California, and agree that, if I should become subject to the workers’ compensation provisions of Section 3700 of the Labor Code, I shall forthwith comply with those provisions.

DECLARATION REGARDING CONSTRUCTION LENDING AGENCY

I hereby affirm under penalty of perjury that there is a construction lending agency for the performance of the work for which this permit is issued (Section 3097, Civil Code).

Lender's Name and Address \_\_\_\_\_

**#4 DECLARATION BY CONSTRUCTION PERMIT APPLICANT**

By my signature below, I certify to each of the following:

**I am ( ) a California licensed contractor or ( ) the property owner\* or ( ) authorized to act on the property owner's behalf\*\*.**

- I have read this CONSTRUCTION PERMIT APPLICATION and the information I have provided is correct.
- I agree to comply with all applicable city and county ordinances and state laws relating to building construction.
- I authorize representatives of this city or county to enter the above-identified property for inspection purposes.
- I recognize this CONSTRUCTION PERMIT APPLICATION expires in 365 days if permit is not issued.
- I agree to save, indemnify and keep harmless the County of Marin against liabilities, judgments, costs and expenses which may in any way accrue against said County in consequence of the granting of this permit.

California Licensed Contractor, Property Owner\* or Authorized Agent\*\*: *\*requires separate verification form*  
*\*\*requires separate authorization form*

Signature \_\_\_\_\_ Date \_\_\_\_\_

**NOTE:** This Agricultural Exemption Request Application will not be considered "complete" without the following forms and attachments:

- Completed Application Form and Owner-Builder Verification and/or Authorization Forms (as applicable)
- Completed Acknowledgement of Risk Form signed by the "applicant"
- Detailed Site Plan, Floor Plan and Exterior Elevations

**NOTE:** This Agricultural Exemption Permit will not be issued until the following reviews have been approved (as applicable):

- CDA-Planning and DPW-Land Development reviews (as applicable)
- CDA-Environmental Health and Local Fire Department reviews (as applicable)

# Agricultural Exemption Request Application

## ACKNOWLEDGEMENT OF RISK FORM

As the applicant of record for the Agricultural Exemption Request Application applied for at (address) \_\_\_\_\_, I expressly request Marin County Community Development Agency – Building and Safety Division forgo their normal plan review and inspection services for this project.

By my initials and signature (below), I acknowledge that I have read, understand and agree to each of the following declarations:

\_\_\_\_\_ I agree, as the party legally and financially responsible for all construction activity authorized by this Agricultural Exemption Permit, I will abide by all applicable laws, ordinances and building codes that govern this construction activity.

\_\_\_\_\_ I understand I may be held liable for any financial or personal injuries sustained as a result of any building code violations or defects, either present or latent, in the workmanship or materials.

\_\_\_\_\_ I understand I may be held liable for any financial or personal injuries sustained as a result of my failure to abide by any applicable laws or ordinances that govern this construction activity.

\_\_\_\_\_ I understand the purpose of building department plan review and inspections is to enhance consumer protection and *reduce* my exposure to potential liability and serious personal or financial risk by ensuring compliance with applicable laws, ordinances and building codes that govern this construction activity. I understand that my request to eliminate building department plan review and inspections may subject me to *increased* exposure to potential liability and serious personal or financial risk due to insufficient compliance with applicable laws, ordinances and building codes that govern this construction activity.

\_\_\_\_\_ I understand the Agricultural Exemption Request Application I am applying for is a *voluntary* application and that Marin County Community Development Agency – Building and Safety Division also offers agricultural improvement permit applications that provide plan review and inspections to ensure compliance with applicable laws, ordinances and building codes that govern this construction activity, thereby reducing my exposure to potential liability and serious personal or financial risk, that I could apply for instead of this application.

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*Applicant Signature*

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*Date*