

AGRICULTURAL STRUCTURE EXEMPTION FROM THE BUILDING CODE

AFFIDAVIT

I, William A. Miller III, have applied for approval of an agricultural structure exemption from the Building Code for the purposes stated under the file number listed above. Under this Agricultural Structure Exemption from the Building Code application file number and being duly sworn on oath deposes and says:

I, as applicant, owner and hold title to the following described real property (hereinafter referred to as "the PROPERTY"):

9525 Rifle Ter Street Address

LOT #1 Remington Acres, El Paso Co, Colorado Legal Description

51220-02-004 Assessor Tax Schedule Number

El Paso County, Colorado

I hereby acknowledge and agree to the following:

Pursuant to Section 1.15 of the El Paso County Land Development Code, I understand that an agricultural structure, for the purpose of determining an agricultural structure exemption from the Building Code, shall be used for the sole purpose of providing shelter to livestock (including hen chickens) or for the storage of the feed and equipment relating to the care, training, raising, and/or maintenance of the livestock (including hen chickens) or for the storage of agricultural products associated with horticultural, dairy, livestock, hen chickens, as well as other products customarily produced on a farm or ranch, or for the shelter of agricultural implements and machinery such as tractors, plows, harrows, fertilizer spreaders, seeders, balers, harvesters, and similar agricultural implements and machinery when used as part of a farming or ranching operation, as intended in C.R.S. 30-28-201(1).

I attest the information provided on the Agricultural Structure Exemption from the Building Code application is accurate and demonstrates an agricultural use on the PROPERTY. An agricultural structure shall not be exempt from obtaining a building permit unless an affidavit is signed and recorded in the Office of the El Paso County Clerk and Recorder whereby I, as the Owner, acknowledge and agree that the agricultural structure shall not be converted to a use other than an agricultural use without obtaining all applicable permits and approvals. Such permits and approvals will, at a minimum, include:

- Building permit(s) from the Pikes Peak Regional Building Department; and
- Site Plan approval from the El Paso County Planning and Community Development Department

By signing this affidavit, I authorize inspections pursuant to the El Paso County Land Development Code by the El Paso County Planning and Community Development Department for the purpose of verifying the use of the structure as an agricultural building and compliance with the building code. I understand that if I refuse inspection of the structure or if an inspection reveals the use of the structure is not solely for agricultural purposes; the Planning and Community Development Director may schedule a hearing before the Board of County Commissioners and request that the Board revoke or rescind approval of this application and a building permit will therefore be required. This affidavit shall be recorded with the El Paso County Clerk and Recorder and shall be binding for the PROPERTY on all successors' heirs and assigns.

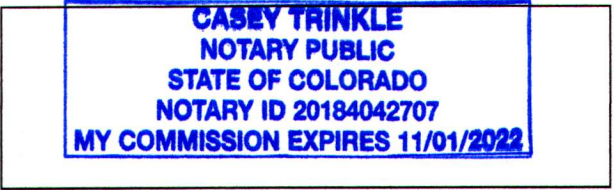
I, William A. Miller III, being duly sworn, state that the foregoing facts and contents of this application for an agricultural structure exemption from the Building Code are true and correct to the best of my knowledge, information, and belief.

William A. Miller III
Signature

State of Colorado
County of EL PASO

Signed before me on 22nd of April, 2019
by William A. Miller III (name(s) of individual(s) making statement).

Casey Trinkle
(Notary's official signature)
Senior Teller, Notary Public
(Title of office)
11/01/22
(Commission Expiration)



I, _____, being duly sworn, state that the foregoing facts and contents of this application for an agricultural structure exemption from the Building Code are true and correct to the best of my knowledge, information, and belief.

Signature

State of _____
County of _____

Signed before me on _____, 20____
by _____ (name(s) of individual(s) making statement).

(Notary's official signature)

(Title of office)

(Commission Expiration)



AGRICULTURAL STRUCTURE EXEMPTION FROM THE BUILDING CODE APPLICATION

Date: 4/22/19 Floodplain: N/A

Owner/Applicant: William A. Miller

Phone No: 719-466-1583 Email: Wma.Miller@AOL.com

Property Address: 9525 Rifle Tee

Parcel No: 5122002004 Zone: RR-5 Acreage: 4.55

BUILDING INFORMATION- to be completed by the owner/applicant

The following types of structures and materials are prohibited and may not be used as or for the construction of an agricultural structure: portable or temporary structures, shipping or storage containers, carports, canopies, mobile homes, semi-trailers, tires, fabric, tarpaulins or other structures and materials that are prohibited by the PCD Director.

- Is this new construction or an existing structure (**check one**)
For new construction, what is the estimated date of completion? _____

- Square footage 900
The size of the structure shall not exceed two (2) times the size of the building footprint of the principal use (residence) or 5,000 square feet, whichever is greater. Any agricultural structure exceeding the allowance shall require special use approval

- Exterior appearance:
 Required: appropriately sized doors to allow for livestock and/or agricultural implements and machinery to enter and exit the structure

AND

A minimum of three of the following design features are required: (**check all that apply**)

- Dutch doors,
- Barn breezeway,
- Gambrel roof,
- Barn cupola,
- Exterior stalls,
- Shelter overhang,
- Dormer Windows,
- Appropriate siding material for weather exposure, and/or,
- Finished wood panels, vinyl siding, brick or stone veneer siding, stucco, etc.

If the structure will not meet the above exterior appearance requirements, you may propose an alternative design on a separate sheet of paper and attach it to this application. Requests for alternative design(s) require approval from the PCD Director.

USE OF THE STRUCTURE- to be completed by the owner/applicant

The following uses are prohibited: commercial and/or non-commercially related uses allowing public access, marijuana related uses, residential (personal storage, vehicle storage, etc.), and non-agricultural related uses.

- The structure must be used solely for one or more of the following uses on the subject parcel for which the agricultural use is located: **(check all that apply)**
 - Shelter for livestock (including hen chickens) or for the storage of the feed and equipment relating to the care, training, raising, and/or maintenance of the livestock (including hen chickens); or
 - Agricultural products associated with horticultural, dairy, livestock, hen chickens, as well as other products customarily produced on a farm or ranch, or;
 - Agricultural implements and machinery, such as tractors and tractor attachments, when used as part of a farming or ranching operation as defined in Chapter 1 of this Code. (Minimum of 35 acres).

Describe in detail the agricultural use for the building:

The barn will be used to house horses, horsedrawn
vehicles (such as carriages & wagons), hay, tractor and
farm implements.

Tractor used to spread manure and maintain
pasture.

Additional Requirements

- Affidavit
- Site plan
- Compliance with the Building Code is required for all electrical, plumbing, and/or mechanical work installed within a structure for which an Agricultural Structure Exemption from Building Code has been granted. Please contact the Pikes Peak Regional Building Department at 719-327-2880 for more information.

APPLICABLE STATUTES AND REGULATIONS
EL PASO COUNTY LAND DEVELOPMENT CODE (LDC)

Section 1.15: Definitions: Agricultural Structure : For the purpose of determining an agricultural structure exemption from the Building Code, a structure used for the sole purpose of providing shelter to livestock (including hen chickens) or for the storage of the feed and equipment relating to the care, training, raising, and/or maintenance of the livestock (including hen chickens) or for the storage of agricultural products associated with horticultural, dairy, livestock, hen chickens, as well as other products customarily produced on a farm or ranch, or for the shelter of agricultural implements and machinery such as tractors, plows, harrows, fertilizer spreaders, seeders, balers, harvesters, and similar agricultural implements and machinery when used as part of a farming or ranching operation, as intended in C.R.S. 30-28-201(1).

Section 2.1.2 of the LDC provides authority for the PCD Director to establish processes, standards, and procedures to support the efficient review of development applications for conformance with the LDC and State statute.

Section 2.2.4 of the LDC designates the PCD Director as the official charged with the administration of the LDC. The PCD Director may establish application and submittal requirements and schedules for review of applications pursuant to the LDC.

Section 11.1.4 (B)(1) Permission to Enter Property Until Action is Completed: Signing any application for a development permit, except those specifically listed in paragraph (2) below, shall constitute permission for the PCD Director to enter and inspect a property until the use, activity, development, subdivision or construction that is the subject of the development application or permit has concluded.

*** Full text of LDC available at www.elpasoco.com

OFFICE USE ONLY

APPROVED

DENIED

Notes/conditions: _____

Planning and Community Development Department Representative:

Signature: [Handwritten Signature] Date: 4/22/19

Cc: El Paso County Assessor
Pikes Peak Regional Building Department

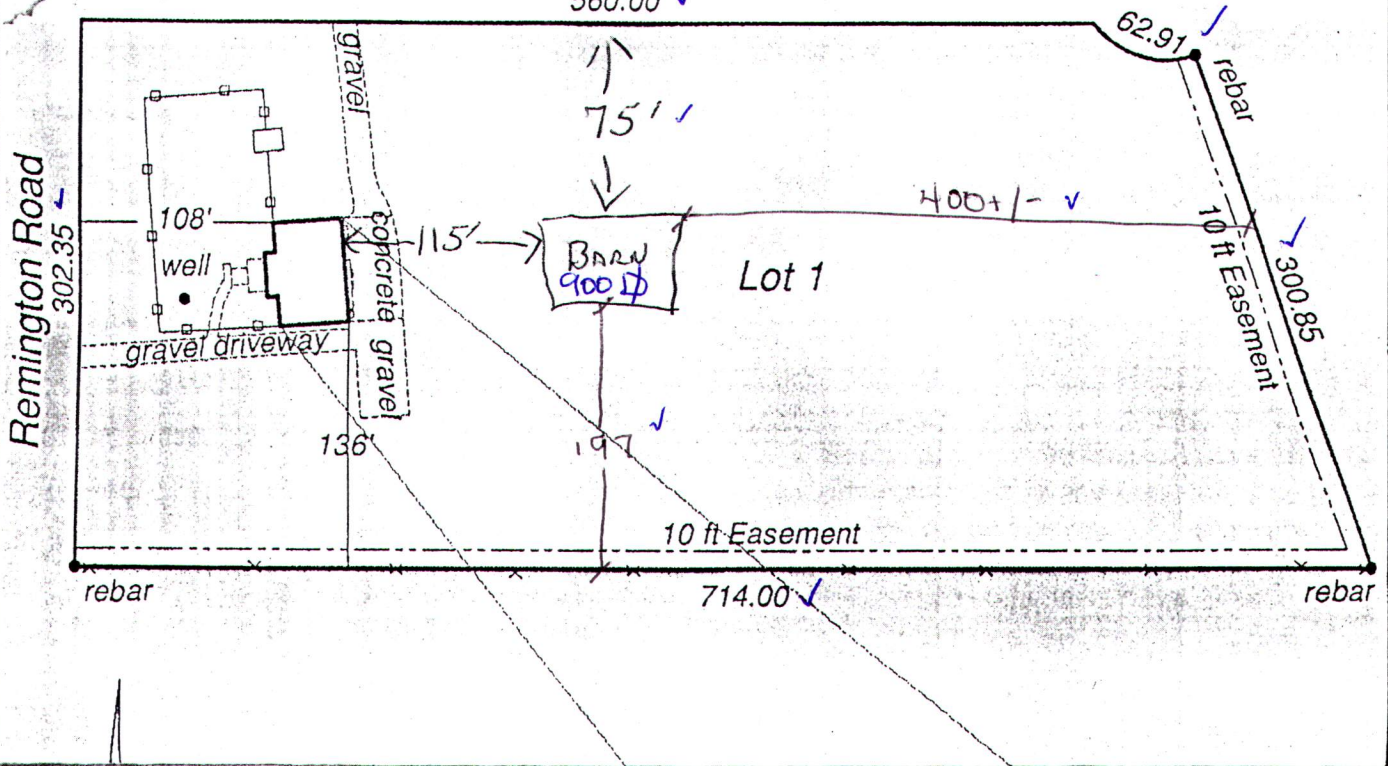
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9525 Rifle Ter
51220-02-004
lot 1 Remington Acres
plat 4548
RR-5
lot 4.55 acres

LEGEND

- Chainlink Fence
- Wood Fence
- X-X Wire Fence
- ⊕ Fnd. Monument - Pipe
- /// Overhead Power Line

Rifle Terrace
560.00 ✓



A61935

Pole Barns LLC

719-347-3093 Office - 29750 Highway 24 Calhan, CO 80808 - 719-347-3188 Fax

Buyer Name: Bill Miller

Address: 9525 Rifle Terrace

State: Colorado Springs, Co

Zip: 80908

Phone: 719-495-4442

719-466-1563

Building Description (Please initial next to bullets)

- End Use : Ag Status Barn
- Structure: Wood Frame
- Size: 30x30x12
- Roof Pitch: 3/12
- Metal Color - Siding: Gray Roof: Charcoal Gray Trim: Polar White Wainscote: N/A
- Doors: 1 10x10 Non Insulated Metal Overhead Door, 1 3068 Metal Walk Door
- 24" Eavelite Option Down One Side
- Windows: No Windows

Specifications

- Pre-engineered Wood Trusses (3/12 pitch 5' o/c) - 7
- 6x6 Treated Pine Eave Posts (10' o/c)
- 6x6 Treated Pine Gable Posts (10' o/c)
- 2x6 Treated Pine Skirt Boards (1 row)
- 2x6 Wall Girts (24" o/c)
- 2x6 Roof Purlins (24" o/c)
- 2x10 Double Top Girt Truss Carrier
- 29 Gauge Steel Siding
- 29 Gauge Steel Roofing
- 1 10x10 Non Ins Metal Overhead Door, 1 3068 Metal Walk Door
- Sealtite Screws 1 1/2" for steel wall and roof panels
- Basic Non Engineered Building Plans
- No Windows
- 24" Eavelite Option Down One Side

Building to be delivered to customers jobsite listed above. This building package is being SOLD AS-IS with no warranties written, expressed or implied. This building is being sold as a lumber and metal package only therefore any additional expenses pertaining to engineering, erection, concrete, permit, site work, landscaping, HVAC, electrical, plumbing are to be paid by the buyer at the buyer's sole additional expense. This building package is a "shell" only structure, therefore no interior framing materials have been included whatsoever. The buyer understands that this building package is designed to meet El Paso County Regional Building Department Ag status barn requirements, therefore buyer acknowledges that if they are located outside of El Paso County, Colorado they (the buyer) are solely responsible for any and all additional costs required to meet their local building department's requirements. The buyer hereby waives jurisdiction upon the signing of this contract and agrees to pay reasonable attorney fees, court costs, and allow case to be heard in El Paso County Colorado Courts should litigation become necessary. Customer acknowledges they have received a copy of this contract and agrees with the terms and conditions thereof. Any changes, alterations, or cancellations of this contract will result in a 25% restocking fee based off of the final contracted amount. Building must be paid in full within 7 days of it being delivered to our yard in Calhan, Colorado. Buyer agrees to take possession of said building package within 10 days of it being delivered to Calhan, Colorado or lot storage will accrue at a rate of \$10.00 per day.

Total (material, yard delivery) charge is \$10,789.00. A deposit of \$7,192.66 is to be paid to order this building package and a balance due of \$3,596.34 to be paid in the form of cash or cashier's check prior to delivery to customers jobsite.

to be delivered this 5th day of December, of 2018. ^{+ \$2,500}

Buyer Signature

Seller Signature

Bill Miller

[Signature]

Estimated Erection Date: 3-11-18

*Note: Estimated erection dates are not firm and are approximate. The dates listed are subject to change due to the construction atmosphere, inclement weather, and permitting/engineering.

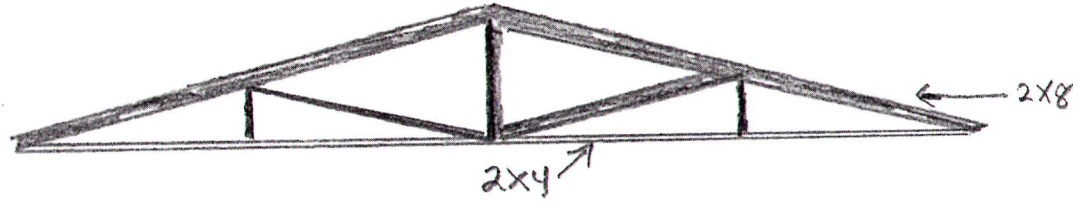
Optional Labor For Erection Done By Others \$4,000.00

Optional Dirt Work Done By Others \$60/Hr

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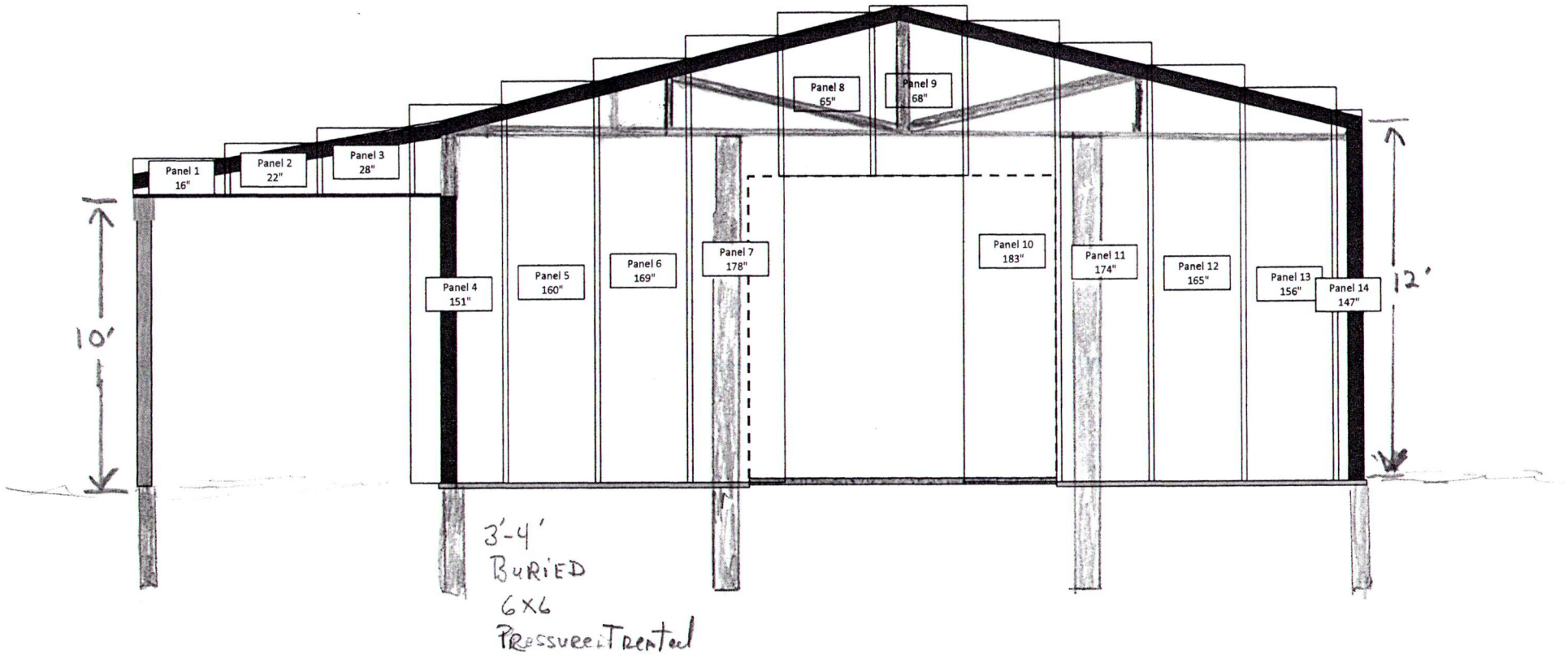
3/12 pitch

NOT TO SCALE

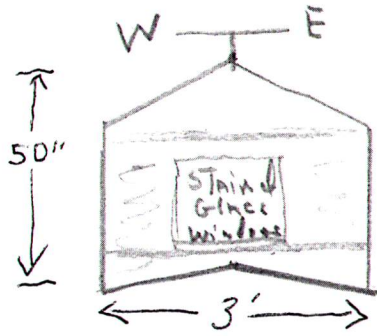
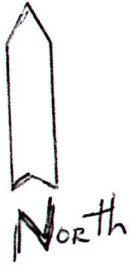


North
EAST SIDE-GABLE SIDE 1 STEEL WALL LAYOUT

Construction
Maestro[®]
Estimating Software
Pole Barns, Garages & Decks



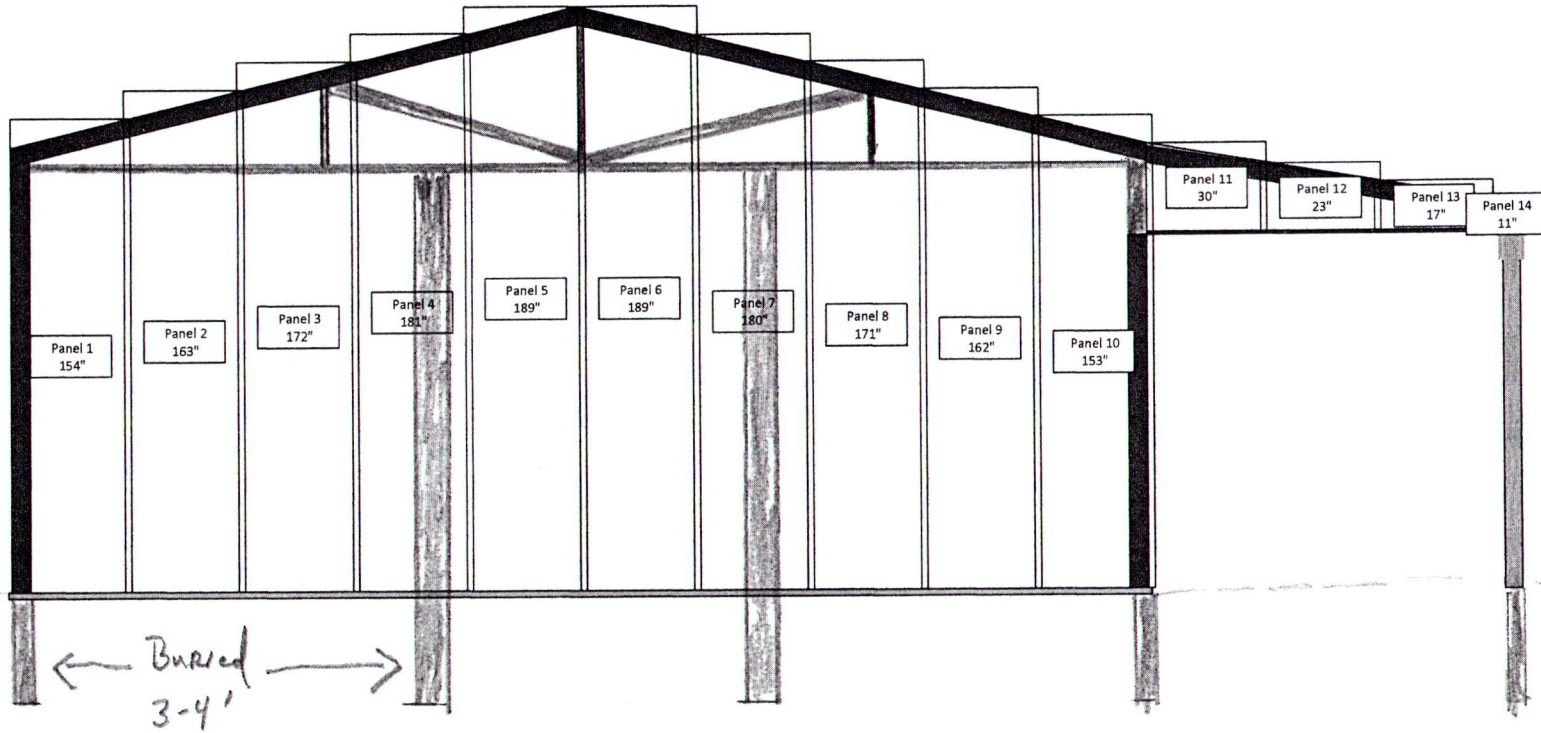
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3'x3'x50"
Cupola
centered
ON
ROOF

South
WEST SIDE-GABLE SIDE 2 STEEL WALL LAYOUT

Construction
Maestro[®]
Estimating Software
Pole Barns, Garages & Decks

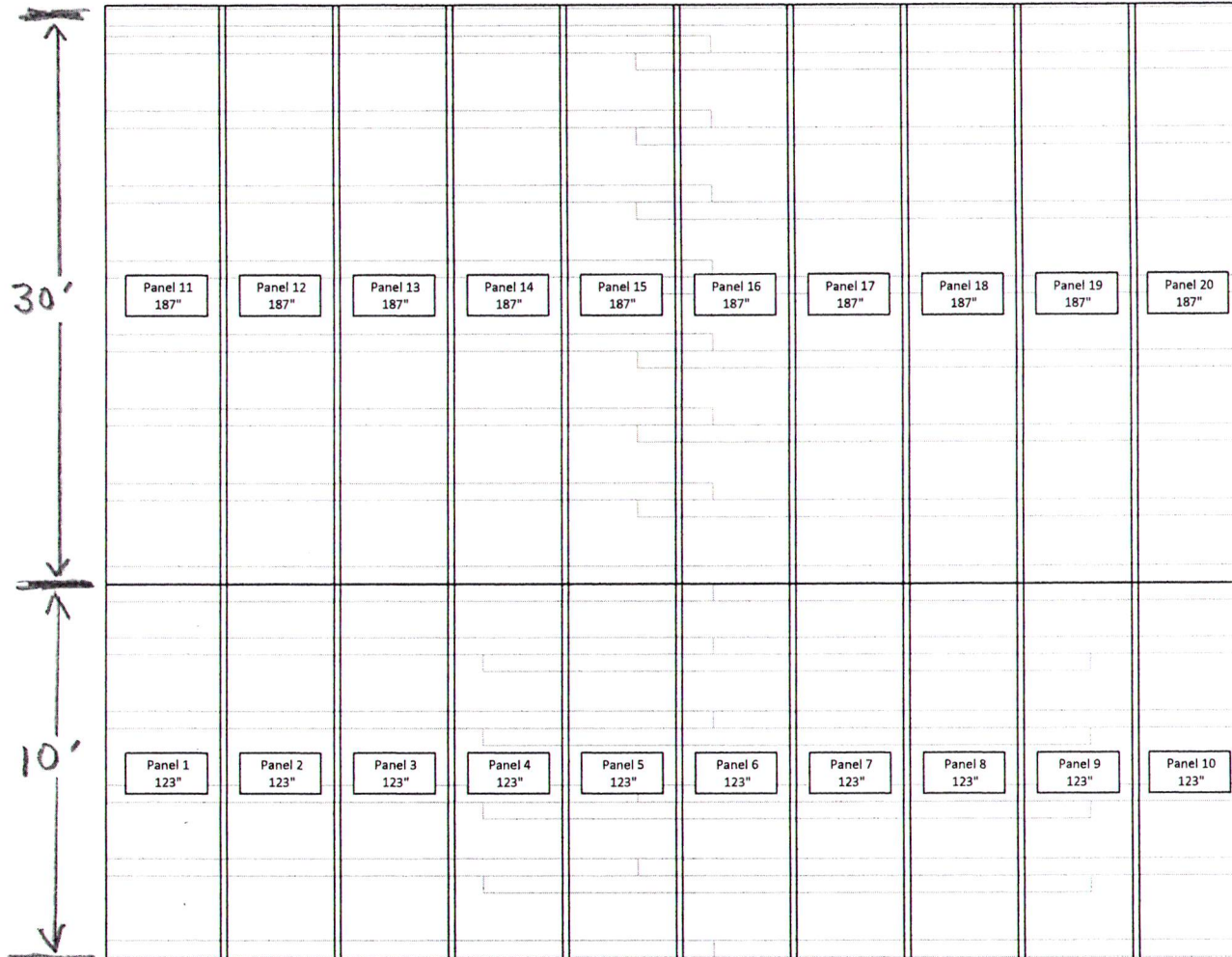


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SOUTH SIDE-EAVE SIDE 1 ROOF PANEL LAYOUT

Construction
Maestro[®]
Estimating Software
Pole Barns, Garages & Decks



Roof of F
BARN

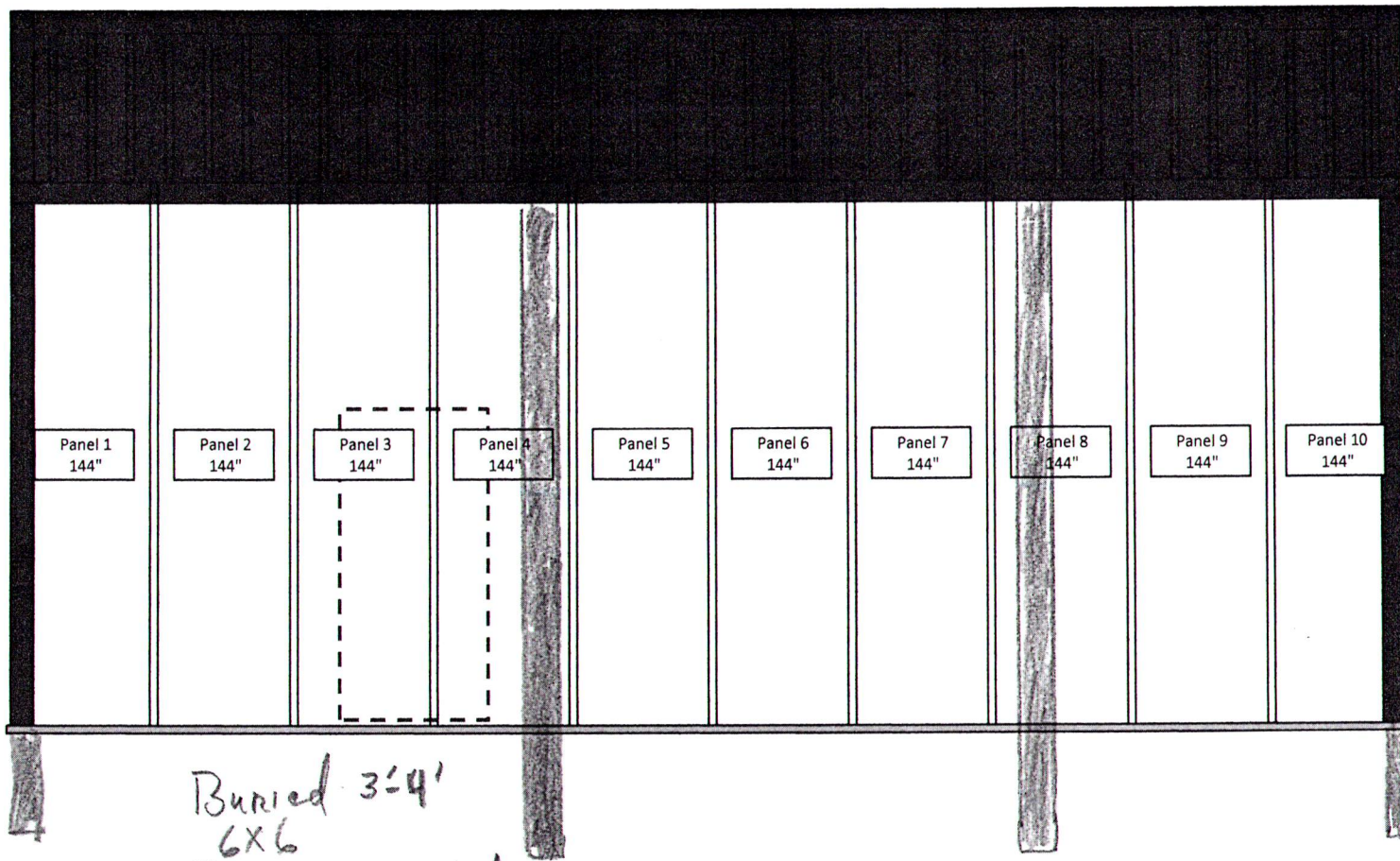
Roof of EAVE

A61935



West
NORTH SIDE-EAVE SIDE 2 STEEL WALL LAYOUT

Construction
Maestro[®]
Estimating Software
Pole Barns, Garages & Decks



Buried 3'-4'
6x6
Pressure Treated

Bill Miller
Estimate Number: 804
4/22/2019