

AGRICULTURAL STRUCTURE EXEMPTION FROM THE BUILDING CODE

Brie M Hendry **AFFIDAVIT**
WE Jonathan L Hendry

, 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"):

16520 Great Smokey Ave Elbert, CO 80106 Street Address

Lot 7 Forest Green Legal Description

4119003032 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.

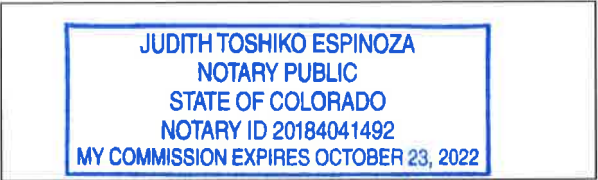
I, Jonathan L Hendry, being duly sworn, state that the foregoing facts and contents of this application for an agricultural structure exemption from the Building Code are true and correct to the best of my knowledge, information, and belief.

Jonathan Hendry
Signature

State of COLORADO
County of EL PASO

Signed before me on July 12, 2019
by JONATHAN HENDRY (name(s) of individual(s) making statement).

Judith I Espinoza
(Notary's official signature)
NOTARY PUBLIC
(Title of office)
OCTOBER 23, 2022
(Commission Expiration)



I, Brie M Hendry, 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.

Brie M. Hendry
Signature

State of COLORADO
County of EL PASO

Signed before me on July 12, 2019
by BRIE M HENDRY (name(s) of individual(s) making statement).

Judith I Espinoza
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