

# Farm Agricultural Building Statute

**Farm Agricultural Buildings** are exempted from the State Structural Specialty Code as provided in ORS 455.315 (1) and (2).

**ORS 455.315 Agricultural buildings; application of specialty code; regulation by cities.** (1) Nothing in this chapter is intended to authorize the application of a state structural specialty code to any agricultural building.

(2) As used in this chapter "agricultural building" means a structure located on a farm and used in the operation of such farm for the storage, maintenance or repair of farm machinery and equipment or for the raising, harvesting and selling of crops or the feeding, breeding, management and sale of, or the produce of, livestock, poultry, fur-bearing animals or honeybees for dairying and the sale of dairy products or any other agricultural or horticultural use or animal husbandry, or any combination thereof, including the preparation and storage of the produce raised on such farm for human use and animal use and disposal by marketing or otherwise. "Agricultural building" does not include:

- A. A dwelling;
- B. A structure used for a purpose other than growing plants in which 10 or more persons are present at any one time;
- C. A structure regulated by the State Fire Marshal pursuant to ORS chapter 476;
- D. A structure used by the public;
- E. A structure subject to sections 4001 to 4126, Title 42, United States Code (the National Flood Insurance Act of 1968) as amended, and regulations promulgated there under.

(3) Notwithstanding the provisions of subsection (1) of this section, incorporated cities may regulate agricultural buildings within their boundaries pursuant to this chapter.

## Definitions

**FARM** is land used for the primary purpose of obtaining a profit in money by raising, harvesting and selling of crops or by the feeding, breeding, management and sale of, or produce of livestock, poultry, fur-bearing animals or honeybees or for dairying and the sale of dairy products or any other agricultural or horticultural use or animal husbandry or any combination thereof.

**NON-FARM AGRICULTURAL BUILDING** is a structure which by use or character of its occupancy is similar to a farm agricultural building but is not located on a farm.

