



Hampton Charter Township

Affidavit for Agricultural Building Exemption from Building Permit

THE STATE OF MICHIGAN)

)ss.

COUNTY OF BAY)

(We) (I), _____, after being duly sworn, depose and say as follows:

1. (I) (We) own property located in the Charter Township of Hampton, Bay County, Michigan in Section _____, Range _____:

Commonly known as: _____

2. (I) (We) intend to construct a _____(building) on said property without a building permit from Hampton Township because said building will be used solely for "agricultural purposes" as defined in the State Construction Code (1972 PA 230, as amended).
3. "Agricultural or agricultural purposes" is defined by the State Construction Code as: "...of, or pertaining to, or connected with, or engaged in agriculture or tillage which is characterized by the act or business or cultivating or using land and soil for the production of crops for the use of animals or humans, and includes, but is not limited to, purpose related to agriculture, farming, dairying, pasturage, horticulture, floriculture, viticulture, and animal and poultry husbandry."
4. (I) (We) ("Owner") agree with Hampton Township, a municipal corporation with offices at 801 W. Center Road, Essexville, Michigan 48732 (hereinafter "Township") that the following shall be covenants running with said property:
 - A. Owner shall not store any items within the building not related to agricultural purposes.
 - B. Owner shall apply for, pay for, and obtain from the Township any required permits before performing any electrical, plumbing, or mechanical work on the building.

- C. All applicable zoning regulations shall apply to the building including, but not limited to, height restriction; front, side and rear setbacks, and lot or parcel coverage requirements.
- D. Owner shall obtain approval for the building from all other reviewing/approving authorities such as the Department of Environmental Quality, Bay County Health Department, and Bay County Road Commission.
- E. If the use of the building is not in accordance with the foregoing, definition of "agricultural purposes", Owner shall immediately apply for, pay for, and obtain a building permit from the Township and shall be responsible for complying with all then application Building Code provisions including, but not limited to, the submission of building plans for review and approval and exposing covered areas such as footing and walls for inspection
- F. Owner shall notify in writing any subsequent owner or party having interest in the property of the foregoing covenants running with the land.
- G. The owner and any subsequent owner understand that the building has never been inspected to insure its construction meets the Michigan Building Code.
- H. The owner and any subsequent owner will be responsible for informing anyone entering said building that it has never been inspected to insure minimum life and safety of occupants.
- I. The owner and any subsequent owner will be responsible for informing their home-owners insurance carrier that the building has not been inspected to insure that it is compliant with the Michigan Building Code.
- J. The foregoing covenants running with the land shall be binding upon and inure to the benefit of the owner, any subsequent owner, or the heirs, successors, or assigns thereof.

IN WITNESS WHEREOF, the parties hereto have executed this Affidavit on the _____ day of _____, 20_____.

OWNER:

Subscribed and sworn to before me this _____ day of _____, 20_____.

Notary Public

Bay County, Michigan Acting in Bay County