

## ZONING APPLICATION FOR AGRICULTURAL EXEMPTION

**Commentary:** This document has been created by the Lake County Department of Planning, Building and Development as a tool to guide the applicant(s) through the agricultural exemption application process. Within 15 days of receipt of a complete written agricultural exemption application, staff will:

- Review and evaluate the application in light of the County Zoning Enabling Act (state statute), and Chapter 151 of the Lake County, Illinois Code of Ordinances (the Lake County Code).
- Render an approval, an approval with conditions, or a denial of the agricultural exemption application. In the event of a denial of the application, staff will inform the applicant of reason(s) for the denial.

**State statute definition:** Land used or to be used for agricultural purposes, on parcels of 5 or more acres, is exempt from County zoning regulations (exception: setbacks). This exemption applies to the erection, maintenance, repair, alteration, remodeling or extension of **buildings or structures** used or to be used for agricultural purposes upon such land. (55 ILCS 5/5-12001)

Agricultural uses are classified as exempt or non-exempt for purposes of zoning regulations only. Uses on parcels of land at least 200,000 square feet in area (exclusive of easements and rights-of-way) that qualify for Agricultural Exemption are exempt from certain County zoning and building regulations. However, all buildings and structures **must comply** with all other zoning setback requirements and all site development regulations and permitting requirements. Per §151.145 of the Lake County Code: “No development is exempt from the floodplain, floodway, wetland, and soil erosion and sediment control provisions of this chapter.”

**Please be aware additional permits/permit fees (including site development, well, septic, and road access permits) shall be required as applicable even if your zoning agricultural exemption is approved.** Please contact the Planning, Building and Development Department for more information about required permits and associated fees.

**1. Ownership Information**

**Name:** \_\_\_\_\_  
**Address:** \_\_\_\_\_  
\_\_\_\_\_  
**Telephone:** \_\_\_\_\_

**2. Contact Information**

**Name:** \_\_\_\_\_  
**Address:** \_\_\_\_\_  
\_\_\_\_\_  
**Telephone:** \_\_\_\_\_

**3. Property Information:**

**Permanent Index Number (PIN):** \_\_\_\_\_  
**Existing Land Use:** \_\_\_\_\_  
**Proposed Land Use:** \_\_\_\_\_  
**Zoning District:** \_\_\_\_\_

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**ADDITIONAL SUBMISSION REQUIREMENTS:**

4. Detailed description of agricultural use(s):

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(Provide additional sheets, if necessary)

5. Detailed inventory of contents of all structures, including all equipment, vehicles, machinery, and materials and a description of the specific uses of these items.

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(Provide additional sheets, if necessary)

6. **Attach** a detailed site plan of agricultural operation, showing locations of all structures, distance to property lines, areas reserved for crops/grazing, etc.

\_\_\_\_\_  
Applicant's Signature

\_\_\_\_\_  
Date

**FOR OFFICE USE ONLY:**

Application *meets/fails to meet* the agricultural exemption criteria listed in the definition above (circle one).

Name of Reviewer: \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**ZONING APPLICATION FOR AGRICULTURAL EXEMPTION**

**AFFIDAVIT**

I/WE \_\_\_\_\_

of \_\_\_\_\_ Township in Lake County, being first duly sworn on oath, state as follows:

I/WE are the owner/owners of the following real estate for the past \_\_\_\_\_ years.

(Legal description and/or PINs): \_\_\_\_\_

\_\_\_\_\_

In consideration of a permit being issued by the Lake County Department of Planning, Building and Development for an agricultural exemption: I/WE hereby certify and swear that the subject property and all incidental uses, structures, and equipment thereto, shall relate exclusively to agriculture, and shall not be used for any other purposes. I/WE further warrant that I/WE will comply with all other applicable permitting requirements, including submittal of documents necessary to obtain said permits. I/WE further certify and swear that all items (including all equipment, vehicles, machinery, and materials) stored within any such structures shall be used exclusively in conjunction with the agricultural operation on the subject property, and for no other purpose.

I/WE further understand that the Lake County Department of Planning, Building and Development retains the authority to pursue enforcement action as provided for in Section 151.253 of the Lake County, Illinois Code of Ordinances if the principal use on the subject property does not relate exclusively to agriculture, or that such structures thereto fail to meet the definition of agriculture, or the contents of such structures thereto do not relate exclusively to agriculture, after I/WE have received an agricultural exemption for the subject parcel.

Signed: \_\_\_\_\_

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

Dated: \_\_\_\_\_

Subscribed and Sworn to before me  
This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Notary Public