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**FROM:** Teton County Building Department  
**TO:** Public  
**RE:** Definition of Farm or Agricultural Buildings  
**DATE:** April 6, 2016

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Teton County Code (Title 6), Idaho State Code (39-4111) and the International Building Code, allow Teton County to require the issuance of a building permit before any structure may be constructed, moved, installed or enlarged.

Section 104.1 of the 2012 IBC describes the duties of the building official as: *The building official is hereby authorized and directed to enforce the provisions of this code. The building official shall have the authority to render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be in compliance with the intent and purpose of this code. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this code.*

39-4116. LOCAL GOVERNMENT ADOPTION AND ENFORCEMENT OF BUILDING CODES.

(5) Local governments shall exempt agricultural buildings from the requirements of the codes enumerated in this chapter and the rules promulgated by the board. A county may issue permits for farm buildings to assure compliance with road setbacks and utility easements, provided that the cost for such permits shall not exceed the actual cost to the county of issuing the permits.

**To this effect, Teton County hereby clarifies the definition of a “farm-building” or “agricultural building” with the following policy.**

Farm Buildings or Agricultural buildings-

Classification as an agricultural building shall require:

1. That the structure be exclusively used for storage of farm equipment, crops, or animals
2. That it be part of a bona fide revenue-producing agricultural enterprise. (Must show proof of revenue either by providing a Federal Tax Form Schedule F or if in the first year of production by showing receipts documenting farm income.)
3. That the structure be built on a parcel designated as category 1, 2, 3, 4, or 5 by the Teton County Assessor or documentation of reported farm income on appropriate federal income tax forms.

An Agricultural Exempt Building Permit Application, including a statement of use, shall be secured prior to construction of building-permit-exempt agricultural buildings.