

Right to Farm Disclosure Notice

August 3, 2004

SCC 30.32B220 Disclosure text. The following shall constitute the disclosure required by this section:

“Your real property is within, adjacent to, or within thirteen hundred feet of designated farmland; therefore, you may be subject to inconveniences or discomforts arising from agricultural activities, INCLUDING BUT NOT LIMITED TO NOISE, ODORS, FUMES, DUST, SMOKE, THE OPERATION OF MACHINERY OF ANY KIND (INCLUDING AIRCRAFT), THE STORAGE AND DISPOSAL OF MANURE, THE APPLICATION BY SPRAYING OR OTHERWISE OF CHEMICAL OR ORGANIC FERTILIZERS, SOIL AMENDMENTS, HERBICIDES AND PESTICIDES, HOURS OF OPERATION, AND OTHER AGRICULTURAL ACTIVITIES. Snohomish County has adopted a Right to Farm Ordinance which may affect you and your land. A copy of said ordinance, chapter SCC 30.32, may be obtained from Snohomish County.

Agricultural activities conducted on designated farmlands in compliance with acceptable agricultural practices and established prior to surrounding non-agricultural activities are presumed to be reasonable and shall not be found to constitute a nuisance unless the activities have a substantial adverse effect on the public health and safety.

This disclosure applies to the real property which is subject to a development or building permit as of the date of the development or building permit approval or, in the case of real property transfers, the disclosure applies to the subject property as of the date of the transfer. This disclosure may not be applicable thereafter if areas designated farmland are changed from the farmland designation.

Nothing in chapter SCC 30.32B shall affect or impair any right to sue for damages.”

(Added Ord. 93-040, August 4, 1993, effective date October 15, 1993).

The disclosure provisions of SCC 30.32B210 and SCC 30.32B220 shall apply to all building and development permit applications and real property transfer transactions which occur on and after January 15, 1994.