

OHIO

AGRICULTURAL SECURITY AREA

PROGRAM

APPLICATION



This application was prepared by the Ohio Department of Agriculture's Office of Farmland Preservation for the cooperative use of farmland owners and local boards of county commissioners and township trustees who are interested in creating Agricultural Security Areas.

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OHIO AGRICULTURAL SECURITY AREA PROGRAM

Program Description and Information

Program Description

The Ohio Agricultural Security Area (ASA) Program, effective May 18, 2005, authorizes one or more landowners of at least 500 acres of contiguous farmland to request from the boards of township trustees and county commissioners to enroll into an ASA for a ten-year period. ASAs promote agricultural retention by creating special areas in which agriculture is encouraged and protected. ASAs provide certain benefits to farmers, including protection from nonagricultural development, a critical mass of land to help keep farming viable, and possible tax abatement on new real property.

Application Information

- The Applicant serves as the primary contact for the farm proposed for enrollment in the ASA. The Applicant must have legal interest in the farm proposed for enrollment in the ASA. All other legal landowners must sign the application to verify their agreement with the conditions of the program.
- If the entire proposed ASA is comprised of a single farm owned by the same legal entity, a single Applicant must complete Parts I and II of the ASA Application on behalf of the farm.
- If the proposed ASA is comprised of multiple farms owned by different legal entities, Part I of the Application should be completed for the entire proposed ASA. Separate Applicants representing each of the farms in the proposed ASA must complete separate copies of Part II of the ASA Application.
- A separate copy of the entire application packet must be submitted to all boards of township trustees and county commissioners for each township and county in which the proposed ASA is located.
- Questions regarding the application submittal process and related schedule of fees should be referred to the specific board of township trustees and county commissioners in which the proposed ASA is located.

For More Information

- General questions regarding the Ohio ASA Program should be referred to the Ohio Department of Agriculture, Office of Farmland Preservation, 8995 East Main Street, Reynoldsburg, Ohio, 43068; or telephone 614-728-6210.
- To view House Bill 414, the ASA enabling legislation, go to the 126th Ohio General Assembly's web posting for this bill:
www.legislature.state.oh.us/bills.cfm?ID=125_HB_414

Part I: GENERAL INFORMATION

NOTE: Part I should be completed one time for the entire proposed ASA.

I.1 Location and Filing Procedures

NOTE: A copy of the entire application must be submitted to the board of county commissioners and township trustees for each county and township in which the proposed ASA is located.

List the total number of farms included in the proposed ASA. _____

List all counties in which the proposed ASA is located:

List all townships in which the proposed ASA is located:

I.2 Application Checklist

	Yes	No
Does the proposed ASA consist of at least 500 acres of contiguous farmland?	<input type="checkbox"/>	<input type="checkbox"/>
Has Part I of the ASA Application been completed for the entire proposed ASA?	<input type="checkbox"/>	<input type="checkbox"/>
Have separate copies of Part II of the ASA Application been completed for each farm in the proposed ASA?	<input type="checkbox"/>	<input type="checkbox"/>
Have separate applications been filed with the boards of township trustees and county commissioners for each township and county in which the proposed ASA is located?	<input type="checkbox"/>	<input type="checkbox"/>
Have the following attachments been included with this application?		
Map of the proposed ASA?	<input type="checkbox"/>	<input type="checkbox"/>
CAUV verification for each parcel in the proposed ASA?	<input type="checkbox"/>	<input type="checkbox"/>
Agricultural district verification for each parcel in the proposed ASA?	<input type="checkbox"/>	<input type="checkbox"/>
Have the following signatures been included on this application?		
Part I.3: Signature of person preparing and certifying ASA map?	<input type="checkbox"/>	<input type="checkbox"/>
Part II.3: Signature of NRCS/SWCD personnel?	<input type="checkbox"/>	<input type="checkbox"/>
Part II.4: Signature of <i>all</i> landowners for <i>all</i> proposed farms?	<input type="checkbox"/>	<input type="checkbox"/>

I.3 Application Attachments

I.3.a. Map of the Proposed ASA

Attach to this application a map that complies with all of the following:

- Is prepared and certified by a regional planning or county planning commission, or a professional engineer or surveyor
- Identifies the area of land to which the application applies and includes the corresponding parcel number for each parcel in the application
- Shows the boundaries of the land to be enrolled in the proposed ASA
- Shows the names and locations of all streams, creeks, or other bodies of water, roads, rights-of-way, railroads, utility lines, and water and sewer lines together with any existing residential, recreational, commercial, or industrial facilities that are on or are situated on the land to be included in the proposed ASA or within 500 feet of the perimeter of the area

Signature of person preparing and certifying the map

Printed name

Title and agency/organization affiliation

Contact phone number and email address

Date of map

I.3.b. CAUV Verification

Attach to this application a photocopy of the most recent records from the applicable County Auditor that verify that each parcel in the proposed ASA is valued and assessed for real property tax purposes in accordance with its current agricultural use value (CAUV) under sections 5713.30 to 5713.38 of the Ohio Revised Code.

I.3.c. Agricultural District Verification

Attach to this application a photocopy of the most recent records from the applicable County Auditor that verify that each parcel in the proposed ASA is in an agricultural district or districts established under Chapter 929 of the Ohio Revised Code.

Part II: Applicant and Property Information

NOTE: A separate copy of Part II must be completed for each farm in the proposed ASA.

II.1 Applicant Information

NOTE: The Applicant serves as the primary contact for the ASA application. The Applicant must have a legal interest in the property. All other landowners must agree to the conditions of the application and sign the application in Section G.

II.1.a. Applicant Name:

First Middle Initial Last

II.1.b. Applicant address:

PO Box or Street Address

City County Zip Code

Telephone number Fax number

Email address

II.1.c. Pursuant to Section 931.02(A)(4) of the Ohio Revised Code, list all administrative enforcement orders issued to the Applicant or any other titleholder of the property, all civil actions in which the Applicant or other titleholder was determined to be liable for damages, and all criminal actions in which the Applicant or other titleholder pleaded guilty or was convicted, during the **ten year period immediately preceding the date of submission of this application**, in connection with any violation of **environmental laws** or similar laws of another state. [Attach additional pages if necessary.]

Not applicable.

II.2.d. Property interest information:

i. Ownership Type:

- Individual
- Joint
- Corporate Entity name: _____
- Trust Entity name: _____
- Partnership Entity name: _____
- Other Explain type: _____

ii. List all titleholders of the applicant property:

iii. List any restrictive covenants, leases, or easements on the applicant property, including but not limited to, mineral rights, utility easements, oil and gas leases, conservation and agricultural easements:

iv. List any other interest in the applicant property that may not be conducive to agriculture and that is held by a person other than the applicant:

II.3 Compliance with Best Management Practices (BMPs)

NOTE: An NRCS or SWCD representative must complete and sign this section for each farm in the proposed ASA.

I, _____, certify that the landowner,
NRCS/SWCD representative name

_____, of the property located at
Applicant name

_____ is complying with best
Applicant property address

management practices on that property.

Signature of NRCS/SWCD representative Date

Title and agency/organization affiliation

Contact telephone number and email address

II.4 Applicant Verification and Signature

By signing and submitting this application, the applicant and all legal owners of the property in the proposed ASA agree that he/she/they **will not initiate, approve or finance any new development for nonagricultural purposes** on the land that is proposed to be enrolled in an agricultural security area during the **ten-year period of enrollment**, except as otherwise authorized under division (A) of section 931.04 of the Ohio Revised Code.

“New development” includes, without limitation, an applicant’s transfer to another person of the ownership of a property interest in the land that occurs during the period beginning on the date that the application is submitted and ending on the date that the ten-year enrollment is scheduled to expire.

“New development” does not include taking any actions that are authorized under property rights in the land, such as mineral rights or easements that were transferred to a person other than an applicant prior to the date that the application is submitted.

“New development” does not include the construction, modification, or operation of transmission lines for electricity, gas or oil or of any gathering or production lines for oil or gas, provided that such construction, modification, or operation of the lines does not cause the land to become ineligible for valuation and assessment for real property tax purposes in accordance with its current agricultural use value (CAUV).

By signing below, the applicant and all legal titleholders of the property in the proposed ASA agree to adhere to the provisions of the statement of intent above, and verify that to the best of their knowledge all information contained in this application is true and accurate.

Applicant Signature

Date

Other Titleholder Signature

Date

-----Office Use Only-----

Part III: Application Administration and Reporting

NOTE: A representative of the local governmental jurisdiction to which the ASA application has been submitted should complete this section of the ASA application and forward it to the Ohio Department of Agriculture at the address listed at the bottom of this page.

Name and title of person completing this form: _____

Contact information: _____

Name of Local Governmental Jurisdiction: _____

Date of ASA Application: _____

Total Number of Acres in Application: _____

Names of all Applicants:

List all other governmental jurisdictions to which an application has been submitted for this proposed ASA.

Board action:

ASA application approved on: _____
Date

ASA application denied on: _____
Date

Reason for denial: _____

Attach a copy of the county/township resolution to approve or deny the application.

Attach any information or agreements on tax abatement associated with this ASA.

Please submit this reporting form to the Ohio Department of Agriculture Office of Farmland Preservation at 8995 East Main Street, Reynoldsburg, Ohio, 43068.