

Clark County Code

Chapter 9.26

RIGHT TO FARM/LOG

Sections:

9.26.010 Policy and purpose.

9.26.020 Definitions.

9.26.030 Right to farm/log.

9.26.010 Policy and purpose.

It is the policy and purpose of this chapter to protect and encourage good agricultural and forest activities which were established prior to the surrounding nonagricultural and nonforestry activities by presuming these activities to be reasonable unless it is demonstrated that these activities have a substantial adverse effect on the public health and safety. The purpose of this chapter is to reduce the circumstances under which agricultural and forest activities may be considered nuisances where nonagricultural and nonforestry land uses extend into agricultural and forest areas and to establish notification procedures for property owners or purchasers of the potential impacts associated with living in agricultural and forest areas. (Sec. 26 (Att. A) of Ord. 1994-12-53)

9.26.020 Definitions.

“Agricultural activity/forest activity” means agricultural activities as defined by RCW 7.48.310 (including horses and mules, their breeding, grazing and recreational use) or forest activities as defined by RCW 76.09.020 on property which is currently located within a resource district under Section 40.210.010 and/or classified as current use for farm or forest uses under Chapter 84.34 RCW. (Sec. 26 (Att. A) of Ord. 1994-12-53)

9.26.030 Right to farm/log.

Agricultural activities and forest practices presumed reasonable and not a nuisance.

Agricultural activities and forest activities established prior to surrounding nonagricultural and nonforestry activities, shall not be found to constitute a nuisance unless the activity has a substantial

adverse effect on the public health and safety; PROVIDING this section shall not apply to changes in the nature of agricultural uses (e.g., from field crops to dairying) in the urban areas. (Sec. 26 (Att. A) of Ord. 1994-12-53)

