

Application for Exemption from Ohio Revised Code 939.08(A)

Ohio Revised Code 939.08(A) prohibits the surface application of manure in the Western Lake Erie Basin under any of the following circumstances: (1) On snow-covered or frozen soil; (2) When the top two inches of soil are saturated from precipitation; (3) When the local weather forecast for the application area contains a greater than fifty percent chance of precipitation exceeding one-half inch in a twenty-four-hour period.

The owner or operator of a small or medium agriculture operation may apply for an exemption to the above stated prohibition by submitting this completed form to the Ohio Department of Agriculture - Division of Soil and Water Conservation. If granted, the exemption for a small agricultural operation will be through July 3, 2017. For medium agricultural operations, an exemption will be through July 3, 2016.

If granted, this exemption may be revoked if it is determined that the owner or operator of the agricultural operation is not in substantial compliance with Ohio's Agricultural Pollution Abatement Rules.

For questions regarding completion of this form please call the Division of Soil and Water Conservation at (614)265-6913.

All applicable fields of this application must be completed prior to submission.

This application may constitute a public record.

Section 1 - General Information

Applicant Name:

Contact Name (if different than above):

Mailing Address

Street Address:

City:

Zip/Postal code:

County

Township:

Phone:

Operation Address in Western Lake Erie Basin (if different than mailing address)

Street Address:

City:

Zip/Postal code:

County

Township:

Section 2 - Operation Information

Below enter the estimated numbers of animals that your facility stables or confines. These numbers will be used to determine if your operation is classified as small or medium agricultural operation.

Number of Animals	Animal Type
	Mature Dairy Cattle (milked or dry)
	Veal Calves
	Cattle (other than mature dairy or veal calves)
	Swine weighing 55 pounds or more
	Swine weighing less than 55 pounds
	Horses
	Sheep or Lambs

Number of Animals	Animal Type
	Turkeys
	Laying Hens or Broilers - liquid manure handling
	Laying Hens - solid manure handling
	Chickens - solid manure handling (not laying hens)
	Ducks - liquid manure handling
	Ducks - solid manure handling
	Other (please define):

Indicate the type of manure Solid manure is defined as dry poultry manure or manure having a minimum of 20% solid content.

Solid Manure Liquid Manure Both

Indicate the approximate manure storage capacity of your operation in days:

Solid Manure Storage Capacity (days)

Liquid Manure Storage Capacity (days)

Has your operation been found to be in violation of any agricultural pollution abatement laws?

No Yes (please provide a brief description)

Please provide the reason(s) why this exemption is necessary.

Section 3 - Maps

Please attach a map or maps indicating all fields where manure will be applied should this exemption request be approved. This application will not be approved without attached maps.

Section 4 - Information on Assistance

Programs may be available to assist you with methods to comply with Ohio Revised Code section 939.08. In the past, the United States Department of Agriculture Environmental Quality Incentives Program, Ohio's Agricultural Pollution Abatement Program, and local Soil and Water Conservation Districts have provided programs that assist with agricultural conservation practices. Please contact your local Soil and Water Conservation District for details on programs that may be available in your area.

Technical assistance to assist you to comply with Ohio Revised Code 939.08 is available through your local Soil and Water Conservation District and the Division of Soil and Water Conservation. Please check this box if you would like to be contacted.

Please contact me regarding technical assistance.

Section 5 - Applicant Statements and Signature

I understand the provisions of sections 939.08 and 939.09 of Ohio Revised Code (available at <http://codes.ohio.gov/orc/939>).

I understand that I must operate in compliance with procedures established in the United States Department of Agriculture - Natural Resources Conservation Service Practice Standard Code 590 prepared for Ohio except those procedures that are in conflict with Ohio Revised Code sections 1511.10 and 1511.11. (Practice Standard Code 590 is available at http://efotg.sc.egov.usda.gov/references/public/OH/11-01-2012_Ohio_590_Standard.pdf)

I acknowledge that this application for exemption may be approved or denied by the Chief of the Division of Soil and Water Conservation, and I declare that all provided information is accurate.

Applicant Signature

Date

Section 6 - Soil and Water Conservation District Acknowledgement

Before submitting this form, please take it to your local Soil and Water Conservation District. Obtain the signature of a Soil and Water District employee below, who is acknowledging that this application for exemption is being submitted to the Chief.

SWCD Signature

Date

Section 7 - Form Submission

Please submit your completed form by mail to:
Ohio Department of Agriculture
Division of Soil and Water Conservation
Attn: Matt Lane
8995 E. Main St.
Reynoldsburg, OH 43068

This application will be approved or denied within 30 days of receipt by the Division of Soil and Water Conservation. You will be notified by mail once your application has been approved or denied.

Section 8 - Application Acceptance / Denial

This section is to be completed by the Division of Soil and Water Conservation after receipt and review.

Date Received

This operation is classified as medium and will be exempt through July 3, 2016.

This operation is classified as small and will be exempt through July 3, 2017.

This operation will not be granted an exemption.

Chief's Signature

Date