



Ohio Department of Agriculture
LIVESTOCK ENVIRONMENTAL PERMITTING PROGRAM
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LOCAL NOTIFICATION FOR MAJOR CONCENTRATED ANIMAL FEEDING FACILITY (MCAFF)

Purpose: This form is to be used to meet the requirements of the Permit Application-Notification to Counties and Townships. It serves to document written notification of both the county commissioners and the township trustees where a proposed major concentrated animal feeding facility (MCAFF or major CAFF) is to be located, along with procedures for any infrastructure changes, if requested. *See Rule 901:10-1-02[A][6] of the Ohio Administrative Code (OAC).*

You are required to obtain formal certification from the boards of county commissioners and the township trustees that final recommendations, if any, regarding improvements and cost of improvements on local government infrastructure have been made by the local boards if you propose a Major Concentrated Animal Feeding Facility.

A "Major Concentrated Animal Feeding Facility" means an animal feeding facility that stables or confines at least the number of animals specified in any of the following categories:

1. Seven thousand mature dairy cattle whether milked or dry;
2. Ten thousand veal calves;
3. Ten thousand cattle other than mature dairy cattle or veal calves;
4. Twenty-five thousand swine that each weigh fifty-five pounds or more;
5. One hundred thousand swine that each weigh less than fifty-five pounds;
6. Five thousand horses;
7. One hundred thousand sheep or lambs;
8. Five hundred and fifty thousand turkeys;
9. Three hundred thousand laying hens or broilers if the facility utilizes a liquid manure handling system;
10. One million two hundred fifty thousand chickens, other than laying hens, if the facility utilizes a liquid manure handling system that is not a liquid manure handling system;
11. Eighty hundred and twenty thousand laying hens if the facility uses a manure handling system that is not a liquid manure handling system;
12. Three hundred thousand ducks if the facility uses a manure handling system that is not a liquid manure handling system;
13. Five hundred thousand ducks if the animal feeding facility uses a liquid manure handling system.

Copies of signed and dated correspondence must be included with your Permit Application.

COUNTY COMMISSIONERS NOTIFICATION

PART A: COUNTY COMMISSIONERS _____ COUNTY

Dear County Commissioners:

This notification sent by certified mail, shall serve as meeting the requirement as created by Senate Bill 141 (12/2000) and stated in Ohio Revised Code (ORC) 307.204. This law requires any proposed Major Concentrated Animal Feeding Facility (Major CAFF) to notify county and township officials of potential impacts to road infrastructure. This letter will allow uniform notification of this requirement.

Actions to be taken by the Board of County Commissioners and the Facility Owner and/or Operator are outlined on Page 4 of this notification.

At the request of the Board of County Commissioners, the County Engineer may review this notification and advise the Board on both of the following:

- Improvements and maintenance of improvements that are reasonably needed in order to accommodate the impact on the county infrastructure that is anticipated as a result of the facility, including increased travel or the types of vehicles on county roads.
- The projected costs of the improvements and maintenance.

The law requires the Facility Owner and/or Operator to construct, modify, and maintain or finance the construction, modification and maintenance of improvements as provided in the Board of County Commissioner's final recommendations and with the approval and oversight of the County Engineer. If you decline to do so, the Board may initiate mediation to resolve differences between the Board and the Applicant.

In the county of jurisdiction, I intend to: *(Check all that apply.)*

- Establish a new Major CAFF.
- Increase the number of animals in the design capacity of an existing Major CAFF by ten percent or more in excess of the design capacity set forth in the current permit.
- Increase the number of animals in the design capacity of an existing CAFF by ten percent or more in excess of the design capacity set forth in the current permit and to a design capacity of more than that defined for a Major CAFF.

Permit Number: _____

Permit Number: _____

FACILITY INFORMATION

Facility Name: _____
Contact Person: _____
Phone Number: _____ Fax Number: _____
Email Address: _____
Mailing Address: _____

The physical location of this facility, including anticipated travel routes is: *(Attach map or sketch)*

The following are the anticipated travel routes of motor vehicles traveling to and from the facility:

The following are the anticipated number and weights of motor vehicles traveling to and from the facility:

SIGNATURE OF OWNER AND/OR OPERATOR OF MCAFF:

Print Name

Signature

Date Signed

COUNTY COMMISSIONERS RESPONSE

***THIS PAGE IS TO BE COMPLETED BY COUNTY COMMISSIONERS ***

Date received by Board of County Commissioners: _____

Date referred to County Engineer (optional): _____

Date of request for additional information: _____
 (Commissioners must request additional information no later than 10 days after receiving written notification.
 Applicant must provide such information no later than 10 days after request is made.)

Date Board responded with recommendations: _____
 (Response must be no later than 30 days after Board receives the initial written notification.)

Date Applicant responds to recommendations: _____
 (Response must be no later than 15 days after receipt of the Board's recommendations.)

Response of Applicant to recommendations:

Applicant agrees with recommendations and will implement them.
 Date recommendations become final: _____

Applicant will submit alternative recommendations.
 Date alternative recommendations submitted to Board: _____
 (If alternate recommendations are submitted, the Board selects final recommendations no later than 30 days after receipt of the alternative recommendations.)

CERTIFICATION

We hereby certify that in accordance with Section 307.204 of the Ohio Revised Code that the:

Name of Owner and/or Operator:	
Of the Major CAFF named:	
Whose location is:	
In the county of:	

has provided the Board with the required written notification and the Board has selected final recommendations regarding improvements, if any, to county infrastructure.

SIGNATURE OF COUNTY COMMISSIONERS:

_____ Signature	_____ Date Signed
_____ Signature	_____ Date Signed
_____ Signature	_____ Date Signed

Cc: Township Trustees

ADDITIONAL LEGAL REQUIREMENTS TO BE CONSIDERED

In the event that the facility Owner and/or Operator fails to implement the Board of County Commissioner's final recommendation, ORC 307.204[G] requires the Board to notify the person by certified mail that the Board intends to initiate mediation with the person if the person remains out of compliance with the final recommendations.

The Board shall allow sufficient time for the person to apply for and proceed to obtain, for the purpose of financing the construction, modification, or maintenance of the improvements, exemptions from taxation under Sections 5709.63, 5709.632, 5709.73, and 5709.78 of the Ohio Revised Code or state or federal grants that may be available.

If the person remains out of compliance with the final recommendations, the Board may initiate mediation with the person in order to resolve differences with them. If mediation fails to resolve the differences, the person first shall attempt to resolve the differences through any legal remedies before seeking redress through the court of common pleas.

Also according to 307.204[H], if the person subsequently submits an application under Section 903.02 of the Ohio Revised Code for a permit to modify the facility, or if the routes of travel to or from the facility change for any reason other than road construction conducted by the county, the board or the person may request that additional information be provided in writing and shall proceed as provided in Section 307.214[H] for the notification and recommendation proceedings.

TOWNSHIP TRUSTEES NOTIFICATION

PART C: TOWNSHIP TRUSTEES _____ TOWNSHIP

Dear Township Trustees:

This notification sent by certified mail, shall serve as meeting the requirement as created by Senate Bill 141 (12/2000) and stated in Ohio Revised Code (ORC) 505.266. This law requires any proposed Major Concentrated Animal Feeding Facility (Major CAFF) to notify county and township officials of potential impacts to road infrastructure. This letter will allow uniform notification of this requirement.

Actions to be taken by the Board of Township Trustees and the Facility Owner and/or Operator are outlined on Page 8 of this notification.

At the request of the Board of Township Trustees, the County Engineer may review this notification and advise the Board on both of the following:

- Improvements and maintenance of improvements that are reasonably needed in order to accommodate the impact on the county infrastructure that is anticipated as a result of the facility, including increased travel or the types of vehicles on county roads.
- The projected costs of the improvements and maintenance.

The law requires the Facility Owner and/or Operator to construct, modify, and maintain, or finance the construction, modification and maintenance of improvements as provided in the Board of Township Trustees' final recommendations and with the approval and oversight of the County Engineer. If you decline to do so, the Board may initiate mediation to resolve differences between the Board and the Applicant.

In the township of jurisdiction, I intend to: *(Check all that apply.)*

Establish a new Major CAFF.

Increase the number of animals in the design capacity of an existing Major CAFF by ten percent or more in excess of the design capacity set forth in the current permit.

Permit Number: _____

Increase the number of animals in the design capacity of an existing CAFF by ten percent or more in excess of the design capacity set forth in the current permit and to a design capacity of more than that defined for a Major CAFF.

Permit Number: _____

FACILITY INFORMATION

Facility Name: _____
Contact Person: _____
Phone Number: _____ Fax Number: _____
Email Address: _____
Mailing Address: _____

The physical location of this facility, including anticipated travel routes is: *(Attach map or sketch)*

The following are the anticipated travel routes of motor vehicles traveling to and from the facility:

The following are the anticipated number and weights of motor vehicles traveling to and from the facility:

SIGNATURE OF OWNER AND/OR OPERATOR OF MCAFF:

Print Name

Signature

Date Signed

TOWNSHIP TRUSTEES' RESPONSE

***THIS PAGE IS TO BE COMPLETED BY THE TOWNSHIP TRUSTEES ***

Date received by Board of Township Trustees: _____

Date referred to County Engineer (optional): _____

Date of request for additional information: _____
 (Trustees must request additional information no later than 10 days after receiving written notification.
 Applicant must provide such information no later than 10 days after request is made.)

Date Board responded with recommendations: _____
 (Response must be no later than 30 days after Board receives the initial written notification.)

Date Applicant responds to recommendations: _____
 (Response must be no later than 15 days after receipt of the Board's recommendations.)

Response of Applicant to recommendations:

Applicant agrees with recommendations and will implement them.
 Date recommendations become final: _____

Applicant will submit alternative recommendations.
 Date alternative recommendations submitted to Board: _____
 (If alternate recommendations are submitted, the Board selects final recommendations no later than 30 days after receipt of the alternative recommendations.)

CERTIFICATION

We hereby certify that in accordance with Section 505.266 of the Ohio Revised Code that the:

Name of Owner and/or Operator:	
Of the Major CAFF named:	
Whose location is:	
In the township of:	

has provided the Board with the required written notification and final recommendations regarding improvements, if any, to township infrastructure as agreed upon.

SIGNATURE OF TOWNSHIP TRUSTEES:

Signature

Date Signed

Signature

Date Signed

Signature

Date Signed

Cc: County Commissioners

ADDITIONAL LEGAL REQUIREMENTS TO BE CONSIDERED

In the event that the facility Owner and/or Operator fails to implement the Board of Township Trustees' final recommendation, ORC 505.266[G] requires the Board to notify the person by certified mail that the Board intends to initiate mediation with the person if the person remains out of compliance with the final recommendations.

The Board shall allow sufficient time for the person to apply for and proceed to obtain, for the purpose of financing the construction, modification, or maintenance of the improvements, exemptions from taxation under Sections 5709.63, 5709.632, 5709.73, and 5709.78 of the Ohio Revised Code or state or federal grants that may be available.

If the person remains out of compliance with the final recommendations, the Board may initiate mediation with the person in order to resolve differences with them. If mediation fails to resolve the differences, the person first shall attempt to resolve the differences through any legal remedies before seeking redress through the court of common pleas.

Also according to 505.266[H], if the person subsequently submits an application under Section 903.02 of the Ohio Revised Code for a permit to modify the facility, or if the routes of travel to or from the facility change for any reason other than road construction conducted by the county or township, the board or the person may request that additional information be provided in writing and shall proceed as provided in Section 307.214[H] for the notification and recommendation proceedings.