

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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SENATE DRS85051-LB-180A* (2/26)

Short Title: Building Code/School Animal Husbandry Bldgs. (Public)

Sponsors: Senators Meredith and Mansfield (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT FROM BUILDING RULES STRUCTURES THAT ARE
3 ASSOCIATED WITH AN ANIMAL HUSBANDRY PROGRAM OPERATED BY A
4 LOCAL SCHOOL ADMINISTRATIVE UNIT AND LOCATED ON SCHOOL
5 PROPERTY.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 143-138(b4) reads as rewritten:

8 "(b4) Building rules do not apply to (i) farm buildings that are located outside the
9 building-rules jurisdiction of any municipality, (ii) structures that are associated with an animal
10 husbandry program operated by a local school administrative unit and located on school
11 property, or ~~(ii)~~(iii) farm buildings that are located inside the building-rules jurisdiction of any
12 municipality if the farm buildings are greenhouses. For the purposes of this subsection:

13 (1) A "farm building" shall include any structure used or associated with equine
14 activities, including, but not limited to, the care, management, boarding, or
15 training of horses and the instruction and training of riders. Structures that
16 are associated with equine activities include, but are not limited to, free
17 standing or attached sheds, barns, or other structures that are utilized to store
18 any equipment, tools, commodities, or other items that are maintained or
19 used in conjunction with equine activities. The specific types of equine
20 activities, structures, and uses set forth in this subdivision are for illustrative
21 purposes, and should not be construed to limit, in any manner, the types of
22 activities, structures, or uses that may be considered under this subsection as
23 exempted from building rules. A farm building that might otherwise qualify
24 for exemption from building rules shall not be exempt if it is used for a
25 spectator event and more than 10 members of the public are present at the
26 farm building for the event.

27 (2) A "greenhouse" is a structure that has a glass or plastic roof, has one or more
28 glass or plastic walls, has an area over ninety-five percent (95%) of which is
29 used to grow or cultivate plants, is built in accordance with the National
30 Greenhouse Manufacturers Association Structural Design manual, and is not
31 used for retail sales. Additional provisions addressing distinct life safety
32 hazards shall be approved by the local building-rules jurisdiction."

33 **SECTION 2.** This act is effective when it becomes law.

