

AGRICULTURAL PRESERVE STANDARD UNIFORM RULES

**AS ADOPTED BY VARIOUS KERN COUNTY
BOARD OF SUPERVISORS RESOLUTIONS**

AGRICULTURAL AND COMPATIBLE USES

Agricultural Uses

- (1) Agricultural and horticultural uses, including, but not limited to, greenhouse, orchard, the raising of field, tree, vine, berry, and bush crops, vegetables, flowers, and other plants, and the growing and harvesting of timber.
- (2) Farms devoted to the grazing of cattle, horses, sheep, hogs, or other farm stock, including the supplementary feeding thereof, but not including slaughterhouses. Commercial cattle feed yards (included by Board of Supervisors Resolution 73-219).
- (3) Farms or establishments for the selective or experimental breeding of cattle, horses, sheep, hogs, or other farm stock.
- (4) Farms devoted to the hatching, breeding, raising, butchering, processing, and shipping of chickens, turkeys, or other fowl or poultry, including eggs.
- (5) Dairies and the production of dairy products from milk produced on the premises, excluding retail sales therefrom.

Compatible Uses

- (1) Farm dwellings, mobilehomes, and other residential uses occupied by the owner/operator or help employed on the premises, including accessory buildings and farm buildings incidental to the farming operation on the premises.
- (2) Labor camps intended for use by and occupied as housing for laborers employed directly on the farmland upon which the labor camp is located.

- (3) Recreational uses which are either: 1) subordinate to the primary commercial agricultural use of the property; or 2) when the Land Use Contract is amended by the Board of Supervisors to specifically allow a particular recreational use of the property as the primary use of the property, as provided for in Section 51201 and Section 51238.1 of the Government Code.
- (4) Oil and gas drilling and production in accordance with the provisions of Chapter 19.98 of the Ordinance Code of Kern County.
- (5) The erection, construction, alteration, operation, and maintenance of gas, electric, water, and communication utility facilities and similar public service facilities by corporations and companies under the jurisdiction of the Public Utilities Commission of the State of California and by public agencies.
- (6) Any use not conforming to the agricultural or compatible uses herein specified which use pre-existed the date the land was included within an agricultural preserve. (Such use discontinued for two years shall not be resumed unless it then constitutes an agricultural or compatible use permitted under the Uniform Rules.)
- (7) Any use required to be permitted by any amendment to the California Land Conservation Act of 1965 which may be hereafter adopted.
- (8) Any use determined to be a compatible use in all agricultural preserves established by the Board of Supervisors after public hearing or published notice and such other notice, if any, as the Board may specify.
- (9) Any use of a specific parcel of land in an agricultural preserve which is determined to be a compatible use as related to differences in the location and circumstances of the owners of land in agricultural or compatible uses within an agricultural preserve and which is based on character, location, or other particular circumstances of the specific parcel which are not applicable generally to other lands within that agricultural preserve. (Such determination may be made by the Board of Supervisors only after public hearing or published notice and such other notice, if any, as the Board may specify.)
- (10) Production of minerals by in situ leaching or other means and methods similar to production of oil and gas.

- (11) Private, agriculturally related airstrips.
- (12) Harvesting, curing, processing, packaging, and shipping of agricultural commodities which are primarily grown on site or within five (5) miles of the affected property. For processing facilities that will import more than one-half (1/2) of their feedstock from outside this five- (5-) mile radius, these uses will be considered to be a compatible use only if the processing facility is accessory and incidental to on-site agricultural production and at least ten percent (10%) of the feedstock is being produced from properties within this five- (5-) mile radius. (Included by Board of Supervisors Resolution 2007-017)
- (13) Animal waste and green waste composting. (Included by Board of Supervisors Resolution 2007-017)
- (14) Commercial wind developments. (Included by Board of Supervisors Resolution 2007-017)
- (15) Water recharge facilities, as defined in Section 51201(b), Government Code, when either:
 - (a) The affected land will continue to be used for commercial agricultural purposes for a minimum of seven (7) months out of each twelve- (12-) month period; or,
 - (b) The Land Use Contract is amended by the Board of Supervisors to allow water recharge as the primary purpose of an "open space" contract, as provided for in Section 51201, Government Code. (Included by Board of Supervisors Resolution 2007-017)
- (16) Managed wetland areas, as defined in Section 51201, Government Code, when the Land Use Contract is amended by the Board of Supervisors to specifically allow this use as the primary purpose of an "open space" contract, as provided for in Section 51201, Government Code. (Included by Board of Supervisors Resolution 2007-017)
- (17) Dog training, hunting dog competitions, hunting, and incidental camping use when accessory and incidental to the primary use of the property for agricultural production purposes or when accessory and incidental to a qualifying "open space" contract, as provided for in Section 51201, Government Code. (included by Board of Supervisors Resolution 2007-017)

(18) Offices and administrative buildings when accessory to on-site or neighboring commercial agricultural production. (Included by Board of Supervisors Resolution 2007-017)

(19) Contract harvesting and agricultural services where such use is incidental and secondary to the use of the premises for agricultural purposes. (Included by Board of Supervisors Resolution 2007-017)

ADDITIONAL USES PERMITTED IN SPECIFIC PRESERVES

PRESERVE NO. 7: Commercial fish farms and fish ponds and accessory buildings. (Board of Supervisors Resolution 72-862)

PRESERVE NO. 10: Kern County Fire Department oil fire training area and related structures and facilities. (Board of Supervisors Resolution No. 74-366)

PRESERVE NO. 15: Disposal of sewage liquid waste as a public service. (Board of Supervisors Resolution No. 79-81)

PRESERVE NO. 19:

a. The conservation, development, and use of water resources located within the lands covered by this Preserve, and exploration conducted by scientific means on the lands located within this Preserve for the purpose of determining the existence, location, and extent of any commercial mineral deposits.

b. Uses related to or incidental to the construction, operation, and maintenance of public or private transmission or conveyance facilities.

c. Uses related to or incidental to the establishment, maintenance, and repair of routes for ingress and egress over and through the lands included within this Preserve.

d. Any use required to be permitted by any amendment to the California Land Conservation Act of 1965 which may be hereafter adopted. (Board of Supervisors Resolution 68-107)