



APPENDIX E
Right to Farm
Ordinance

Right to Farm Ordinance

The following is an excerpt from the San Luis Obispo County Code Chapter 5.16, Agricultural Lands, Operations, and the Right to Farm Ordinance. This language pertains to the interface between residential areas and existing farming operations. It was developed to protect the continuation of farming that meet County standards for agricultural practices. These practices include protection of adjacent residential uses by requiring a buffer to create separation between the two uses. Las Ventanas abides by these regulations.

5.16.030 Pre-existing Agricultural Uses Not a Nuisance

- (a) No agricultural activity, operation, or facility, or appurtenances thereof, conducted or maintained for commercial purposes, and in a manner consistent with proper and accepted customs and standards, as established and followed by similar Agricultural Operations in the same locality, shall be or become a nuisance, private or public, due to any changed condition in or about the locality, after it has been in operation for more than three years if it was not a nuisance at the time it began.

5.16.040 Disclosure

- (a) San Luis Obispo County has determined that the use of real property for Agricultural Operations is a high priority and favored use to the County, and those inconveniences or discomforts arising from legally established agricultural activities or operations, as defined in the San Luis Obispo County Code, or State Law, shall not be or become a nuisance.
- (b) Disclosure Statement: “The County of San Luis Obispo declares it a policy to protect and encourage Agricultural Operations as defined in Chapter 5.16 of the San Luis Obispo County Code. If your property is located in the unincorporated area of the County, near an Agricultural Operation, you may at sometimes be subject to inconvenience or discomfort arising from Agricultural Operations. If conducted in a manner consistent with the State law and County Code, said inconveniences and discomfort shall not be or become a nuisance.”