Am I in conformance with the Site Selection GAAMP?

Do you have livestock?

- **NO** → **The Site Selection GAAMP does not apply to you.**

  The Site Selection & Odor Control for New/Expanding Livestock Facilities GAAMP provides guidelines for acceptable sites for *commercial livestock*. The 2014 changes clarify the application of the Site Selection GAAMP in primarily residential areas.

- **YES** → **Are your livestock for personal use or commercial production?**

  - **Personal** → **The Site Selection GAAMP does not apply to you.**

    The Right to Farm Act has always applied, and continues to apply, only to farms that fit the definition in the Act. The Act defines farms as the land, plants, animals, buildings, structures, including ponds used for agricultural or aquacultural activities, machinery, equipment, & other appurtenances used in the *commercial production* of farm products.

  - **Commercial** → **Are your livestock only on property zoned for agriculture?**

    - **YES** → The GAAMPs have not changed for commercial farms- small or large- zoned for agriculture → **Are there less than 13 homes within ¼ mile of the site?**

      - **YES** → **This site is classified as Category 1 or 2.**

        Owners of land where agricultural activities are allowed will continue to enjoy the same affirmative defense to nuisance lawsuits as they always have, provided they conduct their agricultural activities in conformance with the GAAMPs.

        This flow chart is aimed at assisting those individuals that have 50 animal units or less. If you possess more than 50 animal units, please consult the site selection GAAMP for additional information applicable to your operation.

      - **NO** → **This site is classified as Category 3.**

        Owners of these sites with less than 50 animal units will be able to use Right to Farm as an affirmative defense to nuisance lawsuits, provided they conduct their agricultural activities in conformance with the GAAMPs.

        In general, Category 3 sites are suitable for livestock facilities with 50 animal units or less, but there may be other environmental factors that impact the suitability of the site for livestock that will be considered by MDARD when determining conformance with the site selection GAAMP. These factors can be found on pages 10 and 11 of the Site Selection GAAMP.

    - **NO** → **Is there a non-farm home within 250' of where your livestock are contained?**

      - **YES** → **This site is classified as Category 4.**

        These sites are not considered acceptable for livestock under the GAAMPs.

        Nothing in the GAAMPs or Right to Farm Act prohibit the possession of livestock in the state.

        MDARD continues to work with municipalities to draft ordinances to permit the keeping of livestock.

      - **NO** → **Are there more than 13 non-farm homes within an ⅛ of a mile of where your livestock are contained?**

        - **NO** → **This site is classified as Category 3.**

          Owners of these sites with less than 50 animal units will be able to use Right to Farm as an affirmative defense to nuisance lawsuits, provided they conduct their agricultural activities in conformance with the GAAMPs.

          In general, Category 3 sites are suitable for livestock facilities with 50 animal units or less, but there may be other environmental factors that impact the suitability of the site for livestock that will be considered by MDARD when determining conformance with the site selection GAAMP. These factors can be found on pages 10 and 11 of the Site Selection GAAMP.

        - **YES** → **This site is classified as Category 4.**

          These sites are not considered acceptable for livestock under the GAAMPs.

          Nothing in the GAAMPs or Right to Farm Act prohibit the possession of livestock in the state.

          MDARD continues to work with municipalities to draft ordinances to permit the keeping of livestock.

Michigan Department of AGRICULTURE & Rural Development

For additional information,
please visit **michigan.gov/righttofarm**