

Introduced by Presiding Officer, on request of the County Executive and Legislators Krupski, Calarco

**RESOLUTION NO. 688 -2013, AUTHORIZING THE INCLUSION OF NEW PARCELS INTO EXISTING CERTIFIED AGRICULTURAL DISTRICTS IN THE COUNTY OF SUFFOLK – 2013 AND UPDATING ANNUAL ENROLLMENT PERIOD**

**WHEREAS**, Article 25-AA of the New York State Agriculture and Markets Law provides for a locally-initiated mechanism for the protection and enhancement of New York State's agricultural land as a viable segment of the local and state economies and as an economic and environmental resource of major importance; and

**WHEREAS**, Article 25-AA of the New York State Agriculture and Markets Law established and articulates the Agricultural Districts Program, wherein viable agricultural land included within a certified agricultural district receives certain benefits and protections in order to perpetuate farming; and

**WHEREAS**, Article 25-AA of the New York State Agriculture and Markets Law was amended in 2003 to include Section 303-B which allows County legislative bodies the opportunity to designate an annual thirty-day period within which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within an existing certified agricultural district; and

**WHEREAS**, Suffolk County does contain agricultural districts; and

**WHEREAS**, Resolution No. 103-2006 designated March as the thirty-day period within which a land owner may submit a request for inclusion of land that is predominately viable agricultural land within a certified agricultural district and designated January as the annual enrollment month starting in January 2007; and

**WHEREAS**, the thirty-day period in 2013 within which a land owner may submit a request for inclusion of land that is predominately viable agricultural land within a certified agricultural district was April 16 – May 16 and will designate March as the annual enrollment month starting in 2014; and

**WHEREAS**, nine (9) applications were received from land owners during the 2013 annual enrollment period; and

**WHEREAS**, the Suffolk County Agricultural and Farmland Protection Board found that the parcels identified by "Exhibit A" consist of predominately viable agricultural land and that inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within the existing certified agricultural districts; and

**WHEREAS**, the Suffolk County Agricultural and Farmland Protection Board found that the parcels identified by "Exhibit B" do not consist of predominately viable agricultural land and that inclusion of such land would not serve the public interest; and

**1<sup>st</sup>** **RESOLVED**, that Suffolk County does hereby designate April 16-May 16, 2013 as the 30-day period during which landowners submitted proposals to include viable agricultural land within a certified agricultural district and designating March as the annual enrollment period starting in 2014; and be it further

**2<sup>nd</sup>** **RESOLVED**, that this Legislature hereby finds that it is in the best interest of the people of the County of Suffolk to include the parcels identified by "Exhibit A" into existing certified agricultural districts, as recommended by the Suffolk County Agricultural and Farmland Protection Board; and be it further

**3<sup>rd</sup>** **RESOLVED**, that the petition for inclusion of the parcels identified by "Exhibit A" in existing certified agricultural districts is hereby approved, adopted, and referred to the Commissioner of the New York State Department of Agriculture and Markets for review of the petition as required by Section 303(B)(4) of Article 25-AA of the New York State Agriculture and Markets Law; and be it further

**4<sup>th</sup>** **RESOLVED**, that the Clerk of the Suffolk County Legislature is hereby directed to submit said petition including this resolution, the report of the Suffolk County Agricultural and Farmland Protection Board, the tax map identification numbers, and tax maps for each parcel of land to be included in an agricultural district to the Commissioner of the New York State Department of Agriculture and Markets; and be it further

**5<sup>th</sup>** **RESOLVED**, that this Legislature hereby finds that it is in the best interest of the people of the County of Suffolk not to include the parcels identified by "Exhibit B" into existing certified agricultural districts, as recommended by the Suffolk County Agricultural and Farmland Protection Board; and be it further

**6<sup>h</sup>** **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) AND WITHIN THE MEANING OF Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management, and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: September 12, 2013

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: September 18, 2013

## Exhibit A

### Parcels Approved for Inclusion in Existing Certified Agricultural Districts

<b>Tax Map Number</b>	<b>Name</b>	<b>Acres</b>	<b>Agricultural District Number</b>
0200-977.50-04.00-014.000	Michael Tifford	3.2	3
0900-056.00-01.00-015.000	Haney Farm LLC	13.0	5
0900-056.00-01.00-019.024	Haney Farm LLC	10.0	5
1000-075.00-04.00-022.009	Michael & Paula Croteau	9.4	1
1000-083.00-02.00-012.004	Oregon LLC and Morell LLC	28.5	1
1000-083.00-02.00-012.007	Oregon LLC and Morell LLC	11.7	1
1000-101.00-02.00-022.002	Hallock E. Tuthill	5.2	1
1000-113.00-07.00-019.023	James J. Bissett, III	37.0	1
1000-115.00-02.00-006.000	Maratooka North LLC	23.3	1
1000-125.00-03.00-004.005	Edward & Stanley Sawicki	10.3	1
	<b>TOTAL ACRES</b>	<b>151.6</b>	

**Exhibit B**

**Parcels Disapproved for Inclusion in Existing Certified Agricultural Districts**

<b>Tax Map Number</b>	<b>Name</b>	<b>Acres</b>
0200-976.10-03.00-027.002	South Country Farms LLC	26.8
1000-125.00-03.00-004.004	Edward & Stanley Sawicki	2.5
	<b>TOTAL ACRES</b>	<b>29.3</b>