

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

FARMLAND COMMITTEE

Bennett S. Orlowski, Jr.
CHAIRMAN

Thomas A. Isles, A.I.C.P.
DIRECTOR OF PLANNING

NOTICE OF PUBLIC MEETING

Notice is hereby given that the Suffolk County Farmland Committee will convene a regular public meeting at 6:00 PM on Tuesday, July 28, 2009 at the L.I. Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, N.Y. Pursuant to the Citizens Public Participation Act, all citizens are invited to submit testimony, either orally or in writing at the meeting. Written comments can also be submitted prior to the meeting to the attention of:

**Thomas A. Isles, Director
Suffolk County Planning Department
P.O. Box 6100
Hauppauge, N.Y. 11788**

**Suffolk County Farmland Committee
Bennett S. Orlowski, Jr.**

Suffolk County Farmland Committee

c/o Suffolk County Planning Department
100 Veterans Memorial Highway, PO Box 6100, Hauppauge, NY 11788-0099
T: (631) 853-5191 F: (631) 853-4044

Chairman

Bennett S. Orlowski, Jr.

Members

Bennett S. Orlowski, Jr.
Russell K. Barnett
Ronald Bush
Nate Corwin
Lee Foster
Daniel Fricke
Olney M. Gardiner
Thomas A. Isles
Howard Johnson
Ann Marie Jones
Alfred J. Kilb, Jr.
Joseph Krukowski
Dale D. Moyer
Eugene Murphy
Jeffrey Rottkamp
Charles Scheer
Albert Schmitt
John Turner
Mark Zaweski

Counsel

Linda A. Spahr

Advisors

Allan S. Connell
Joseph M. Gergela, III
William Sanok

Staff

Jessica L. Kalmbacher
Andrew Amakawa
Karen Timlin

AGENDA

Long Island Horticultural Research & Extension Center

3059 Sound Avenue, Riverhead, N.Y. 11901

Tuesday, July 28, 2009

6:00 P.M.

-
1. ORDER OF BUSINESS:
 - A. Chairman Orlowski calls the Suffolk County Farmland Committee meeting to order
 - B. Approval of January 27, 2009 Suffolk County Farmland Committee Meeting Minutes
 - C. Review of general correspondences received since the May 26, 2009 meeting
 2. MEETING OPEN FOR PUBLIC COMMENTS
 3. POLICY MATTERS:
 - A. Discussion of proposed amendments to Chapter 8
 - B. Site inspection volunteers
 - C. Suffolk County Aquaculture Lease Program
 - D. Agricultural property rating system
 - E. Suffolk County Agricultural Districts (status of 2009 Open Enrollment Period)
 4. STATUS UPDATE:
 - A. O'Neil, Detmer Farm (0200 13200 0200 001001, 001002)
 - B. Keil, Detmer Farm (0200 13200 0200 001001, 001002)
 5. PERMITS:
 - A. Walker/McCall, LLC Vineyards (1000 11600 0100 002002)
 6. NEW PARCELS:
 - A. 0200 51200 0100 018000 et al – Ringhoff Farm
 - B. 0600 01700 0500 002001 p/o – Philip A. Schmitt & Son Farm, Inc.
 - C. 0600 05800 0100 001000 p/o – Lewin Farm
 - D. 0600 06100 0200 009000, 010000 – Roselle Bldg. Co.
 - E. 0600 06700 0200 029005 et al – Reeve
 7. DISCUSSION ITEM:
 - A. Mueller/Satur-Mueller (1000 10100 0200 024006)
 8. OTHER BUSINESS
 9. ADJOURNMENT

NEXT MEETING: Tuesday, September 22, 2009, at 6:00 P.M., at the Long Island Horticultural Research & Extension Center, 3059 Sound Avenue, Riverhead, N.Y. 11901

MINUTES OF THE SUFFOLK COUNTY FARMLAND COMMITTEE
Suffolk County Planning Department

Date: July 28, 2009

Members Present:

Bennett S. Orlowski, Jr., Chairman (At-Large)
Russell K. Barnett (Smithtown)
Ronald Bush (At-Large)
Nate Corwin (At-Large)
Olney M. Gardiner (East Hampton)
Thomas A. Isles (At-Large)
Alfred J. Kilb, Jr. (Shelter Island)
Joseph Krukowski (Southold)
Dale D. Moyer (At-Large)
Jeffrey Rottkamp (Riverhead)
Charles F. Scheer, Jr. (At-Large)
Albert Schmitt (At-Large)
John Turner (Brookhaven)
Mark Zaweski (At-Large)

Members Absent:

Lee Foster (Southampton)
Daniel Fricke (At-Large)
Howard Johnson (Huntington)
Ann Marie Jones (Babylon)
Eugene Murphy (Islip)

Advisors Present:

Allan S. Connell, Natural Resources Conservation Service
Joseph M. Gergela, III, Long Island Farm Bureau
William Sanok, Cornell Cooperative Extension (Retired)

County Staff Present:

Andrew Amakawa, Research Technician, SC Planning Department (Committee Staff)
Pamela J. Greene, Director, SC Real Property Acquisition & Mgmt. Div.
Jessica L. Kalmbacher, Planner, SC Planning Department (Committee Staff)
Janet M. Longo, Acquisition Supervisor, SC Real Property Acquisition & Mgmt. Div.
Linda A. Spahr, Deputy Bureau Chief, SC Law Department (Committee Counsel)
Karen Timlin, Clerk Typist, SC Planning Department (Committee Staff)
Robert J. Zaher, Land Management Specialist IV, SC Real Property Acquisition & Mgmt. Div.

Guests:

Joseph Annunziata, Diamond 'A' Ranch
Ray Huntington, Southold Town Land Preservation Committee
Dave Klenawicus
Joan Lademan, Landowner on Alvah's Lane, Cutchogue
John Lademan, Landowner on Alvah's Lane, Cutchogue
Heather Lanza, Town of Southold
Russell C. McCall, Walker/McCall Vineyard
Pat McNamara, Landowner on Alvah's Lane, Cutchogue
Paulette Satur, Satur Farms
Stephen Searl, Peconic Land Trust/Reeve Property Representative
Martin Sidor, Sidor Farms/North Fork Potato Chips
Melissa Spiro, Town of Southold
Herb Strobel, Hallockville Museum Farm
Travis Turner
Gail Wickham, Satur Farms and Walker/McCall Vineyard Representative

ORDER OF BUSINESS

Call to Order

Chairman Orłowski called the meeting of the Suffolk County Farmland Committee (Committee) to order at 6:03 P.M. at the Long Island Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, NY.

Approval of Minutes

A motion was put forth by Mark Zaweski and seconded by Albert Schmitt to approve the minutes of the January 27, 2009 meeting of the Suffolk County Farmland Committee. Motion carried: 14-0-0.

Correspondences

The Committee was not in receipt of any correspondences unrelated to items on the agenda.

PUBLIC COMMENTS

Chairman Orłowski opened the meeting for public comments. None were made; therefore, Chairman Orłowski closed the public comment portion of the meeting.

POLICY MATTERS

Draft Proposed Amendments to Chapter 8, "Development Rights to Agricultural Lands"

The interdepartmental farmland working group continues to work on proposed amendments to Chapter 8 of the Suffolk County Administrative Local Laws, "Development Rights to Agricultural Lands" (Chapter 8). Two handouts were distributed: "Summary of Proposed Changes," which highlighted the main changes proposed to Chapter 8, and "Summary of Changes Pursuant to Comments Received," which identified the 45 changes made to the draft proposed amendments based on comments submitted by the Committee, municipal boards, special interest groups, and

members of the general public. Member Isles indicated that an extensive outreach process culminated in the finalizing of the draft document, and he expressed appreciation to all those who contributed. Committee members and other interested parties were encouraged to submit final comments to the Suffolk County Planning Department (Department) no later than August 7, 2009. Department staff anticipates that the final draft will be submitted to the Suffolk County Executive for his consideration and recommendation to the Suffolk County Legislature (Legislature) by the end of the year.

Site Inspection Volunteers

Department staff conducts routine site visits for the purposes of assessing farmland parcels submitted to the Committee for inclusion in the Suffolk County Purchase of Development Rights Program (SCPDR Program) and inspecting agricultural lands in the SCPDR Program to determine compliance. Committee staff member Jessica Kalmbacher expressed the importance of including individuals with agricultural expertise in such visits. All Committee members and advisors interested in volunteering their time to accompany Department staff on site visits were asked to complete the sign-up sheet. Chairman Orlowski indicated that the proposed Committee involvement in site visits would be a continuation of past practices. Department staff expressed appreciation to all Committee members and advisors who signed up to volunteer.

Suffolk County Aquaculture Lease Program

Member Isles presented an overview of Suffolk County Legislative Introductory Resolution (IR) 1546-2009 which will establish the Suffolk County Shellfish Aquaculture Lease Program (SCAL Program) in the Gardiner's and Peconic Bays. This program shall pertain only to those lands whose rights, titles, and interests were ceded to the County of Suffolk (County) by the State of New York (State) pursuant to New York State Environmental Conservation Law Section 13-0302. The SCAL Program is an agricultural program that will enable shellfish farmers to lease underwater land for the purpose of shellfish cultivation. Member Isles emphasized the potential economic, water quality, environmental, and cultural benefits of said program. Committee counsel Linda Spahr indicated the crucial importance of taking action to adopt and implement the SCAL Program prior to the end of next year, after which the land available for lease would be ceded back to the State. The Committee demonstrated its support for the SCAL Program by resolution.

A motion was put forth* by Russell K. Barnett and seconded by Dale D. Moyer to support the approval and adoption of the Suffolk County Aquaculture Lease Program in the Gardiner's and Peconic Bays by the Suffolk County Legislature. Motion carried: 14-0-0. [Exhibit "A"]

**The motion was made and the vote was taken at the end of the meeting.*

Agriculture Property Rating System

The rating system used to evaluate the properties being considered for inclusion in the SCPDR Program has been modified to improve the evaluation process and to capture additional criteria not reflected in prior versions. The "Approximate Development Rights Value Per Acre" section was simplified, and the "Adjustments" section was expanded to include explicitly agricultural district status and partnerships with municipalities and/or not-for-profit conservation organizations. The rating scale was unchanged; the maximum remains 25 points. [Exhibit "B"]

Suffolk County Agricultural Districts (status of 2009 Open Enrollment Period)

The Suffolk County Agricultural and Farmland Protection Board recommended 13 parcels—consisting of 140.6 acres and located in the Towns of Brookhaven, Riverhead, Southampton, and Southold—to the Legislature for inclusion in existing certified agricultural districts. Subsequently, the Legislature recommended said parcels to the New York State Department of Agriculture and Markets Commissioner, Patrick Hooker. On July 21, 2009, Commissioner Hooker certified the inclusion of the subject parcels. Therefore, the Open Enrollment Period (OEP) process for 2009 is now complete. The next OEP will commence January 1, 2010.

STATUS UPDATE

Irene J. Detmer Revocable Trust, Detmer Farm - O’Neil (0200 13200 0200 001001, 001002)
Potential violation

The subject property is approximately 30.2 acres and is located in the hamlet of East Setauket, Town of Brookhaven. In January, the Committee received a complaint about the composition and intended use of material piled on the premises. Subsequently, Department staff investigated the matter. The claims were unfounded. In accordance with the request made by the Committee during the May 26, 2009 meeting, Department staff sent Dan O’Neil, farm tenant, a letter on July 21, 2009 reiterating the events that had transpired and informing him of the determination (See applicable Suffolk County Farmland Committee meeting minutes). The investigation has been deemed closed, providing that the tenant remains in compliance.

Irene J. Detmer Revocable Trust, Detmer Farm - Keil (0200 13200 0200 001001, 001002)
French Drain Structure; Site Grading

The subject property is approximately 30.2 acres and is located in the hamlet of East Setauket, Town of Brookhaven. During the May 26, 2009 meeting, the Committee granted Normal Keil, farm tenant, conditional approval to install and maintain one French drain structure and to re-grade a portion of the premises for the purpose of stormwater mitigation (See Suffolk County Farmland Committee resolution FC-8-2009). In accordance with stipulations one and two of the approval, Mr. Keil submitted a topographic survey of the site’s existing conditions and a Natural Resources Conservation Service approved site plan of the proposed improvements. Since the County is in receipt of the topographic survey and the site plan, Department staff will issue the permit.

PERMITS

Walker/McCall, LLC (1000 11600 0100 002002)
Wind Turbine; Underground Electric Service Infrastructure

The subject parcel is approximately 47.5 acres and is located in the hamlet of Cutchogue, Town of Southold. The agricultural operation includes viticulture, vegetable cultivation, hay cultivation, and pastureland and extends onto adjacent parcels. As presented to the Committee during the May 26, 2009 meeting (See applicable Suffolk County Farmland Committee meeting minutes), the applicant seeks a permit to install and operate one 120-foot tall wind turbine, with associated equipment and support structures, for the purpose of reducing the agricultural operation’s carbon footprint by generating energy onsite from a renewable resource: the wind. The wind turbine shall consist of one pole, which shall not exceed a diameter of seven feet, and three blades, which each shall not exceed a length of 11 feet. The structure was designed to have an output of 12,501 kilowatt hours per year, roughly 31 percent of the agricultural operation’s demand. Russell McCall, the landowner, and Gail Wickham, Mr. McCall’s attorney, were in attendance to represent the application. A discussion

ensued regarding the consumption of energy generated by a structure on preserved farmland and the disturbance of preserved farmland for the installation of underground electric service infrastructure.

A motion was put forth by Charles F. Scheer, Jr. and seconded by Alfred J. Kilb, Jr. (1) finding and determining that this proposal constitutes a Type II action pursuant to Sections 617.5(c)(3) and (11) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR), which completes the State Environmental Quality Act (SEQRA) review; and (2) approving the issuance of a permit for one wind turbine, which shall not exceed a height of 120 feet, consisting of one pole, which shall not exceed a diameter of seven feet, and three blades, which each shall not exceed a length of 11 feet, with applicable support structures and for the installation and maintenance of underground utilities infrastructure, necessary for the transmission of energy generated by the wind turbine, as delineated on the submitted plan titled “Survey of Lot 2, Filed Map ‘Survey of Property Setoff Lands of Ginsberg Family’ Filed in the Office of the Clerk of Suffolk County as Map No. 10372, Situate: Cutchogue, Town: Southold, Suffolk County, New York” and with a revised date of May 3, 2009, for the purpose of reducing the carbon footprint of the agricultural operation by generating energy onsite from a renewable resource and subject to the conditions i) that the energy generated by the wind turbine shall only be intended for consumption by those agricultural activities permitted on Suffolk County preserved farmlands, and shall not be consumed by any residential or other nonagricultural land use or agricultural activity prohibited on Suffolk County preserved farmlands, as determined by the Suffolk County Farmland Committee, and ii) that cropland disturbed in association with the installation of the aforementioned improvements shall be revegetated upon completion of installation activities. Motion carried: 14-0-0. [Exhibit “C”]

NEW PARCELS [Exhibit “D”]

Suffolk County Executive Farmland Preservation Outreach Initiative

The Suffolk County Executive, Steve Levy, directed Department staff to identify properties in active commercial agricultural production appropriate for inclusion in the SCPDR Program. The main objective was to facilitate the preservation of large, contiguous blocks of farmland. Staff identified 28 parcels for the outreach initiative based on the following criteria: existence of prior legislative planning steps approvals; location within or near existing certified agricultural districts; proximity to County and Town preserved farmlands; and public visibility, among other factors. The parcels identified totaled approximately 1,600 acres in the Towns of Brookhaven, Huntington, Riverhead, Smithtown, and Southold. Department staff contacted landowners to determine interest in the voluntary SCPDR Program. Four responses from landowners were received thus far. Additional responses are anticipated and will be presented to the Committee upon receipt.

Ringhoff Family Limited Liability Company (“Ringhoff Farm, Inc.”)

(0200 51100 0500 043000, 0200 51200 0100 015000, 0200 51200 0100 017000, 0200 51200 0100 018000, 0200 51200 0100 021000, and 0200 56200 0400 021000)

The subject property consists of 151.4 ± acres in the hamlets of Eastport and Manorville, Town of Brookhaven. Two of the six subject parcels were identified pursuant to the aforementioned outreach initiative. The portion of the subject property being considered totals 140.7 ± acres and received a score of 10.75 out of 25 by the Committee.

A motion was put forth by Ronald Bush and seconded by John Turner to disapprove Suffolk County Real Property Tax Map (SCRPTM) lots 0200-511.00-05.00-043.000, 0200-512.00-01.00-015.000, 0200-512.00-01.00-021.000, and 0200-562.00-04.00-021.000 and to recommend all of

SCRPTM lots 0200-512.00-01.00-017.000 and 0200-512.00-01.00-018.000, consisting of approximately 140.7 acres and having no identified exclusions, to the Suffolk County Legislature for inclusion in the Suffolk County Purchase of Development Rights Program. Motion carried: 14-0-0. [Exhibit “E”]

Schmitt, Anne Marie et al (“Philip A. Schmitt and Son Farm, Inc.”)
(0600 01700 0500 002001 p/o)

The subject parcel consists of 56.7 ± acres in the hamlet of Riverhead, Town of Riverhead. The subject parcel was identified pursuant to the aforementioned outreach initiative. The portion of the subject parcel being considered totals 50.7 ± acres and received a score of 16.75 out of 25 by the Committee.

A motion was put forth by Mark Zaweski and seconded by Nate Corwin to recommend part of one parcel consisting of approximately 50.7 acres, having one identified exclusion, to the Suffolk County Legislature for inclusion in the Suffolk County Purchase of Development Rights Program. Motion carried: 14-0-0. [Exhibit “F”]

Lewin, Ernest H. and Sound Avenue Farms, LLC (“Lewin Farm”)
(0600 05800 0100 001000 p/o)

The subject parcel consists of 191.4 ± acres in the hamlet of Wading River, Town of Riverhead. The subject parcel was identified pursuant to the aforementioned outreach initiative. The portion of the subject parcel being considered totals 127.4 ± acres and received a score of 15 out of 25 by the Committee.

A motion was put forth by Charles F. Scheer, Jr. and seconded by Dale D. Moyer to recommend part of one parcel consisting of approximately 127.4 acres, having two identified exclusions, to the Suffolk County Legislature for inclusion in the Suffolk County Purchase of Development Rights Program. Motion carried: 14-0-0. [Exhibit “G”]

Roselle Building Co., Inc.
(0600 06100 0200 009000 and 0600 06100 0200 010000)

The subject property consists of 94.3 ± acres in the hamlet of Calverton, Town of Riverhead. One of the two subject parcels was identified pursuant to the aforementioned outreach initiative. The portion of the subject property being considered totals 58.3 ± acres and received a score of 16 out of 25 by the Committee.

A motion was put forth by Mark Zaweski and seconded by Nate Corwin to disapprove Suffolk County Real Property Tax map (SCRPTM) lot 0600-061.00-02.00-010.000 and to recommend all of SCRPTM lot 0600-061.00-02.00-009.000, having no identified exclusions, to the Suffolk County Legislature for inclusion in the Suffolk County Purchase of Development Rights Program. Motion carried: 14-0-0. [Exhibit “H”]

Reeve, Bradford T., Sr. (“Bayview Farm Market”)
(0600 06700 0200 029006 p/o, 0600 08600 0200 021014, and 0600 08600 0200 021015)

The subject property consists of 14.1 ± acres in the hamlet of Aquebogue, Town of Riverhead. The portion of the subject property being considered totals 13.9 ± acres and received a score of 11.25 out of 25 by the Committee. The Committee requested that staff contact the landowner and conduct a site visit to ascertain the reasons for the configuration of the proposed exclusions. The item was tabled pending the results of said staff investigation.

DISCUSSION ITEM

Müller, John C. and Paulette Satur, Satur Farms (1000 10100 0200 024006)

Modification to Existing Greenhouse Structures; Proposed Greenhouse Structure

The subject property is approximately 16.1 acres and is located in the hamlet of Cutchogue, Town of Southold. The agricultural operation extends onto an adjacent parcel, Suffolk County Real Property Tax Map (SCRPTM) lot 1000-101.00-02.00-024.005. The applicant seeks a permit to modify two existing greenhouse structures and to install a third greenhouse structure on the premises. Paulette Satur, the landowner, and Ms. Wickham, Ms. Satur's attorney, were in attendance to represent the application. According to Ms. Satur, the three greenhouse structures are intended to be used for the propagation of vegetable plants and shall not be used as retail sales outlets. The applicant proposes to relocate the two existing greenhouses structures, each having a footprint of 30 feet by 96 feet and consisting of metal hoop frames, plastic coverings, and dirt floors, 12 feet northwesterly towards SCRPTM lot 1000-101.00-02.00-023.000. Furthermore, the applicant proposes to relocate a 15-foot by 42-foot greenhouse structure, consisting of metal hoop frames, plastic coverings, and a dirt floor, from SCRPTM lot 1000-101.00-02.00-024.005 to the subject parcel in order to accommodate agricultural structures and activities on the former parcel. Joan Lademan, John Lademan, and Pat McNamara, neighboring landowners on Alvah's Lane, were also present. Mr. Lademan expressed concern over dust and fumes emanating from commercial trucks parked on SCRPTM lot 1000-101.00-02.00-024.005. Ms. Satur explained that said vehicles are used to transport the agricultural products grown on the premises to restaurants and retail sales outlets. A discussion about the subject application, the agricultural operation, and the prior approvals granted for greenhouse structures that were not built ensued. The Committee asked Ms. Satur if she would agree to the stipulation that all approvals granted for greenhouse structures prior to July 28, 2009 and not built as of said date be repealed upon approval of the subject application. After conferring with Ms. Wickham, Ms. Satur agreed to the stipulation.

A motion was put forth by John Turner and seconded by Nate Corwin (1) finding and determining that this proposal constitutes a Type II action pursuant to Section 617.5(c)(3) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR), which completes the State Environmental Quality Act (SEQRA) review; and (2) approving the issuance of a permit for i) the modification and maintenance of the two existing greenhouse structures, which are intended to be used for the propagation of vegetable plants and which shall not exceed a footprint each of 30 feet by 96 feet, shall consist of metal hoop frames, plastic coverings, and dirt floors, and shall not be used for retail sales, as delineated on the submitted site plan titled "Map of Property, Surveyed for Albert Drososki and Others and County of Suffolk, at Cutchogue, Town of Southold, N.Y.," and ii) the installation and maintenance of the one proposed greenhouse structure, which is intended to be used for the propagation of vegetable plants and which shall not exceed a footprint of 15 feet by 42 feet, shall consist of metal hoop frames, plastic coverings, and a dirt floor, and shall not be used for retail sales, as delineated on the aforementioned submitted site plan, all subject to the condition that the Suffolk County Farmland Committee put forth and pass a motion repealing all approvals granted for greenhouse structures on Suffolk County Real Property Tax Map lot 1000-101.00-02.00-024.006 but not built as of July 28, 2009. Motion carried: 14-0-0. [Exhibit "I"]

Repealing Prior Approvals for Greenhouse Structures

A motion was put forth by Charles F. Scheer, Jr. and seconded by Alfred J. Kilb, Jr. (1) finding and determining that this proposal constitutes a Type II action pursuant to Section 617.5(c)(3) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR), which completes the State Environmental Quality Act (SEQRA) review; and (2) deeming all Suffolk

County Farmland Committee approvals granted for greenhouse structures on Suffolk County Real Property Tax Map 1000-101.00-02.00-024.006 prior to July 28, 2009 null and void. Motion carried: 14-0-0. [Exhibit “J”]

OTHER BUSINESS

New Suffolk County Real Property Acquisition and Management Division Director

Member Isles introduced Pamela Greene, the new Suffolk County Real Property Acquisition and Management Division Director. Ms. Greene oversees the acquisition of land by the County, including the purchase of development rights, and the sale of surplus county-owned land. Member Isles also acknowledged Ms. Greene’s staff members, Janet Longo and Robert Zaher, for their key contributions to the Committee.

ADJOURNMENT

A motion to adjourn was made by Ronald Bush and seconded by Albert Schmitt. Motion carried: 14-0-0.

NEXT MEETING

September 22, 2009 at 6:00 pm at the Long Island Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, NY.

EXHIBIT A

SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-12-2009, RECOMMENDING TO THE SUFFOLK COUNTY LEGISLATURE THE ADOPTION OF A SUFFOLK COUNTY AQUACULTURE LEASE PROGRAM, PURSUANT TO CHAPTER 8 OF THE SUFFOLK COUNTY ADMINISTRATIVE LOCAL LAWS

WHEREAS, pursuant to Chapter 8 of the Suffolk County Administrative Local Laws, a request to support the adoption of a Suffolk County Aquaculture Lease Program was received by the Suffolk County Farmland Committee; and

WHEREAS, the State of New York ceded all rights, title, and interest to certain underwater lands of Gardiner and Peconic Bays to the County of Suffolk for purposes of shellfish cultivation, pursuant to New York State Environmental Conservation Law § 13-0302; and

WHEREAS, since 1884, the State of New York has repeatedly attempted to establish a statutory framework whereby the business of cultivating shellfish could be fostered and managed; and

WHEREAS, the failure to undertake a shellfish aquaculture lease program for the underwater lands in Gardiners and Peconic Bays has resulted in adverse economic impacts and the loss of economic opportunity for the region, and that New York Environmental Conservation Law §13-0302 was adopted in order to eliminate impediments, foster the establishment, and obtain the economic benefits of a shellfish aquaculture lease program consistent with established conservation principles; and

WHEREAS, the Suffolk County Farmland Committee agrees that there will be potential economic benefits from the Suffolk County Shellfish Aquaculture Lease Program, including:

- Provision of additional opportunity for commercial fisherman to maintain their economic viability;
- An increase in employment in shellfish cultivation and marine related industries; and
- Provision of income from sale of shellfish and increased sales tax revenue to the County of Suffolk; and

WHEREAS, the Suffolk County Farmland Committee finds that the Suffolk County Shellfish Aquaculture Lease Program is consistent with established conservation principles and will provide water quality and environmental benefits to the County of Suffolk and its residents, such as:

- Augmenting the spawning potential of native shellfish populations;
- Exerting a positive influence on water quality by helping to control nutrient cycling and preventing noxious plankton blooms; and
- Providing increased substrate for both flora and fauna on bottom structures; and

WHEREAS, the Suffolk County Farmland Committee finds that the Suffolk County Shellfish Aquaculture Lease Program will provide cultural benefits by strengthening the historic tradition of shellfish cultivation in Suffolk County waters; and

WHEREAS, the Suffolk County Farmland Committee finds that the Suffolk County Shellfish Aquaculture Lease Program will provide the additional public benefit of increasing access to underwater lands in the Gardiners and Peconic Bays for raising shellfish while minimizing conflicts with commercial fishermen and other bay users; now, therefore be it

1st RESOLVED, that the Suffolk County Farmland Committee hereby fully supports the approval and adoption of the Suffolk County Aquaculture Lease Program for Peconic Bay and Gardiners Bay by the Suffolk County Legislature.

Motion by: Russell K. Barnett **Seconded by:** Dale D. Moyer

Committee Vote: **Ayes** **14**
 Nays **0**
 Abstentions **0**

Members Present: 14 (Russell K. Barnett, Ronald Bush, Nate Corwin, Olney M. Gardiner, Thomas A. Isles, Alfred J. Kilb, Jr., Joseph Krukowski, Dale D. Moyer, Bennett S. Orlowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, and Mark Zaweski)

Members Absent: 5 (Lee Foster, Daniel Fricke, Howard Johnson, Ann Marie Jones, and Eugene Murphy)

Dated: July 28, 2009

Long Island Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, NY 11901
Suffolk County Farmland Committee

EXHIBIT B



**SUFFOLK COUNTY FARMLAND RATING SYSTEM
FOR THE PURCHASE OF DEVELOPMENT RIGHTS (PDR)**

This rating system was developed for the evaluation of farmland for the potential purchase of its development rights (PDR) and inclusion in the County's Purchase of Development Rights Program under Chapter 8 of the Suffolk County Code. The system considers four major factors: contiguity, vistas, soils, and value. The first two factors seek to preserve large blocks of farmland, thus protecting the land from nonagricultural intrusions and preserving the scenic vistas. Soils which are better for farming, such as Bridgehampton and Haven associations, are assigned higher point values. Slope also plays a part in the soil type and its desirability for use as farmland. The estimated price of the farmland is also considered in the evaluation. Bonuses are given for farms within Agricultural Districts or within high population density areas. Negative points may be given for negative impacts such as excavations.

			Score	Subtotal
FARMLAND PRESERVATION FACTORS				
A. CONTIGUITY: PROXIMITY TO PRESERVED FARM PROPERTIES				
1. PDR properties on three sides. (5 pts.)				
2. PDR properties on two sides. (4 pts.)				
3. PDR properties on one side. (3 pts.)				
4. Large amount of protected farmland nearby. (2 pts.)				
5. Some protected farmland nearby. (1 pt.)				
6. No protected farmland nearby. (0 pt.)				
B. VISTAS				
1. Long road frontage and part of a large block of farmland (100+ acres). (5 pts.)				
2. Small road frontage and part of a large block of farmland. (4 pts.)				
3. Long road frontage and part of a small block of farmland. (3 pts.)				
4. Small road frontage and part of a small block of farmland. (2 pts.)				
5. Less than 100' of road frontage and part of a large block of farmland. (1 pt.)				
6. Less than 100' of road frontage and part of a small block of farmland. (0 pt.)				
C. SOILS				
	Slope	Capability		
1. Capability Unit I-1: Bridgehampton, Haven, Montauk. (5 pts.)	0-3%	BgA, HaA, MKA		
2. Nearly flat Class II: Riverhead, Scio, Plymouth, Haven, Montauk. (4 pts.)	0-3%	RdA, SdA, PsA, He, MFA		
3. Best soils but with some slope: Bridgehampton, Haven, Montauk. (3 pts.)	2-8%	BgB, BhB, HaB, MKB		
4. Other Class II soils with some slope: Montauk, Riverhead, Scio, Sudbury. (2 pts.)	2-8%	MB, RdB, ScB, Su		
5. Non-prime soil that is farmed: Plymouth. (1 pt.)		PmB3		
6. Poor soil. (0 pt.)		Gp		
D. APPROXIMATE DEVELOPMENT RIGHTS VALUE PER ACRE (Subject to appraisal and SC ETRB approval)				
1. \$100,000. or less. (3 pts.)				
2. \$100,001.-\$200,000. (1 pt.)				
3. \$200,001. or more (-2 pts.)				
E. ADJUSTMENTS				
1. Located within a Census Designated Place with a population density of $\geq 1,000$ persons per square mile. (3 pts.)				
2. Located within an existing certified Agricultural District. (1 pt.)				
3. Anticipated partnership with the municipality and/or not-for-profit conservation organization. (1 pt.)				
4. Other positive factors. (i.e., historical significance, community benefit, etc.) (1 or 2 pts.)				
5. Other negative factors. (-1 or -2 pts.)				
TOTAL SCORE (maximum = 25 points)				

EXHIBIT C

SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-9-2009, AUTHORIZING MODIFICATION TO THE PROPERTY OF WHICH SUFFOLK COUNTY OWNS THE DEVELOPMENT RIGHTS – WALKER / MCCALL, LLC (SCRPTM NO. 1000-116.00-01.00-002.002) –TOWN OF SOUTHDOLD – PURSUANT TO CHAPTER 8 OF THE SUFFOLK COUNTY ADMINISTRATIVE LOCAL LAWS

WHEREAS, pursuant to Chapter 8 of the Suffolk County Administrative Local Laws, a proposal to modify the property owned by Walker/McCall, LLC has been received by the Suffolk County Farmland Committee; and

WHEREAS, the property owned by Walker/McCall, LLC is located on land situated north of New Suffolk Avenue, south of Main Road (SR 25), east of Locust Avenue, and west of Linden Avenue in the hamlet of Cutchogue, identified by Suffolk County Real Property Tax Map (SCRPTM) number 1000-116.00-01.00-002.002; and

WHEREAS, the agricultural operation extends onto additional adjacent lots including, but not limited to, SCRPTM numbers 1000-109.00-01.00-040.000 and 1000-116.00-01.00-003.004; and

WHEREAS, the anticipated electricity demand of the agricultural operation is 40,000 kilowatt hours per year; and

WHEREAS, the landowner proposes modifications to the subject property intended to reduce the carbon footprint of the agricultural operation by generating energy onsite from a renewable resource: the wind; and

WHEREAS, the applicant is seeking a permit authorizing the installation and maintenance of one wind turbine, with applicable support structures, and underground electric utilities infrastructure, for the transmission of electricity generated by the proposed wind turbine; and

WHEREAS, the proposed wind turbine was designed for an estimated output of 12,501 kilowatt hours per year, based on a five meters per second wind speed; and

WHEREAS, the proposed wind turbine shall not exceed a height of 120 feet and shall consist of one pole, which shall not exceed a diameter of seven feet, and three blades, which each shall not exceed a length of 11 feet; and

WHEREAS, the proposed concrete base support for the proposed wind turbine shall not exceed a footprint of 17 feet by 17 feet and shall not exceed a depth of six feet below the existing grade; and

WHEREAS, the proposed underground electric utilities infrastructure shall be sited under the existing farm road to minimize the impacts to productive cropland and shall not exceed a length of 125 feet; and

WHEREAS, all proposed improvements shall be located on the subject property as delineated in the submitted site plan titled "Survey of Lot 2, Filed Map 'Survey of Property Setoff Lands of Ginsberg Family' Filed in the Office of the Clerk of Suffolk County as Map No. 10372, Situate: Cutchogue, Town: Southold, Suffolk County, New York" and with the revised date of May 3, 2009; and

WHEREAS, said application was considered by the Suffolk County Farmland Committee at its meeting on July 28, 2009; now, therefore, be it

1st RESOLVED, that the Suffolk County Farmland Committee hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §§617.5(c)(3) and (11), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Suffolk County Farmland Committee hereby approves said application subject to the following conditions:

1. that the renewable energy system (i.e., the wind turbine and associated equipment) shall be subordinate to the agricultural use of the land;
2. that the energy generated by the wind turbine shall only be intended for consumption by those agricultural activities permitted on Suffolk County preserved farmlands and shall not be consumed by any residential or other nonagricultural land use or agricultural activity prohibited on Suffolk County preserved farmlands, as determined by the Suffolk County Farmland Committee;
3. that no construction activities associated with the above listed improvements shall be made prior to issuance of the permit;
4. that any soil disturbance shall be minimized to the greatest extent practicable;
5. that soil disturbed in conjunction with the installation of the aforementioned improvements shall be revegetated upon completion of installation activities;
6. that the landowner shall submit an "as-built" survey identifying the location of the wind turbine structure, the associated concrete base support structure, and the underground electric utilities infrastructure to the Suffolk County Farmland Committee within 90 days of the completion of the improvements;
7. that the County of Suffolk and/or its agents reserve the right to inspect the premises; and
8. that the landowner and/or the farm operator shall comply with all federal, state, county, and town regulations, rules, and statutes.

Motion by: Charles F. Scheer, Jr. **Seconded by:** Alfred J. Kilb, Jr.

Committee Vote: **Ayes** **14**
 Nays **0**
 Abstentions **0**

Members Present: 14 (Russell K. Barnett, Ronald Bush, Nate Corwin, Olney M. Gardiner, Thomas A. Isles, Alfred J. Kilb, Jr., Joseph Krukowski, Dale D. Moyer, Bennett S. Orłowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, and Mark Zaweski)

Members Absent: 5 (Lee Foster, Daniel Fricke, Howard Johnson, Ann Marie Jones, and Eugene Murphy)

Dated: July 28, 2009

Long Island Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, NY 11901
Suffolk County Farmland Committee

EXHIBIT D

PARCELS OFFERED FOR THE SUFFOLK COUNTY PURCHASE OF DEVELOPMENT RIGHTS PROGRAM										
Approved at the 7/28/09 Farmland Committee Meeting										
Farm No.	Score	Name	Town	Place	DSBL	In Ag. Dist.	Soil Class	Acres Considered	Ag. Use	
p/o 2009-12	13.75 (55%)	"Ringhoff Farm, Inc." – Ringhoff Family Limited Liability Company	Brookhaven	Eastport	0200 51200 0100 017000 0200 51200 0100 018000	No	HaA, RdB, RdA, HaB	140.7	Potatoes, corn	
2009-13	16.75 (67%)	"Philip A. Schmitt & Son Farm, Inc." – Schmitt	Riverhead	Riverhead	0600 01700 0500 002001 p/o	7	RdA, RdB, HaA	50.7	Leafy vegetables, lettuce, spinach, corn, beets	
2009-14	15 (60%)	"Lewin Farm" – Lewin and Sound Avenue Farms, LLC	Riverhead	Wading River	0600 05800 0100 001000 p/o	7	HaB, MfB, RdA, HaA, RdB	127.4	Fruit, vegetables, grains	
p/o 2009-15	16 (64%)	Roselle Building Co, Inc.	Riverhead	Calverton	0600 06100 0200 009000	7	HaB, HaB, PIC	58.3	Vegetables	
Disapproved at the 7/28/09 Farmland Committee Meeting										
Farm No.	Score	Name	Town	Place	DSBL	In Ag. Dist.	Soil Class	Acres Considered	Ag. Use	
p/o 2009-12	Not Rated	"Ringhoff Farm, Inc." – Ringhoff Family Limited Liability Company	Brookhaven	Eastport and Manorville	0200 51100 0500 043000 0200 51200 0100 015000 0200 51200 0100 021000 0200 56200 0400 021000	No	RdB, CpA, PIC	10.7	Wooded	
p/o 2009-15	Not Rated	Roselle Building Co, Inc.	Riverhead	Calverton	0600 06100 0200 010000	7	PIC, RdB, He, RdC, CpE, HaB	36	Vegetables	
Tabled at the 7/28/09 Farmland Committee Meeting										
2009-16	11.25 (45%)	"Bayview Farm Market" - Reeve	Riverhead	Aquebogue	0600 06700 0200 029006 p/o 0600 08600 0200 021014 0600 08600 0200 021015	No	CpE, RdC, Tm, Mu, Water, HaA	13.9 (6.7 is wetlands and setbacks)	Vegetables	

EXHIBIT G

SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. DR-14-2009, RECOMMENDING TO THE SUFFOLK COUNTY LEGISLATURE THE LANDS FROM WHICH DEVELOPMENT RIGHTS MAY BE ACQUIRED – “LEWIN FARM” (SCRPTM NO. 0600-058.00-01.00-001.000 P/O) – TOWN OF RIVERHEAD – PURSUANT TO CHAPTER 8 OF THE SUFFOLK COUNTY ADMINISTRATIVE LOCAL LAWS

WHEREAS, pursuant to Chapter 8 of the Suffolk County Administrative Local Laws, an application to sell development rights was received by the Suffolk County Farmland Committee with respect to the farm of “Lewin Farm” on 191.4 ± acres of land north of Sound Avenue, south of Gerald Street, east of Birdie Court, and west of Hulse Landing Road in the hamlet of Wading River; and

WHEREAS, the landowner now offers the development rights to 127.4 ± acres of active agricultural land to the County of Suffolk, while proposing to retain the development rights to 64.0 ± acres of the subject parcel in the form of one 46.0 ± acre exclusion along the northern segment of the property, encompassing woodlands, and one 18.0 ± acre exclusion along the southeastern segment of the property, encompassing existing building structures; and

WHEREAS, pursuant to the Suffolk County Farmland Rating System for the Purchase of Development Rights, said farm received a score of 15 points out of 25 possible points; and

WHEREAS, said application was considered by the Suffolk County Farmland Committee at its meeting on July 28, 2009; now, therefore, be it

1st RESOLVED, that the Suffolk County Farmland Committee hereby recommends part of SCRPTM lot 0600-058.00-01.00-001.000 for consideration by the Suffolk County Legislature for inclusion in the Suffolk County Purchase of Development Rights Program.

Motion by: Charles Scheer, Jr. **Seconded by:** Dale D. Moyer

Committee Vote: **Ayes 14**
 Nays 0
 Abstentions 0

Members Present: 14 (Bennett S. Orlowski, Jr., Russell K. Barnett, Ronald Bush, Nate Corwin, Olney M. Gardiner, Thomas A. Isles, Alfred J. Kilb, Jr., Joseph Krukowski, Dale D. Moyer, Jeffrey Rottkamp, Charles Scheer, Jr., Albert Schmitt, John Turner, Mark Zaweski)

Members Absent: 5 (Lee Foster, Daniel Fricke, Howard Johnson, Ann Marie Jones, Eugene Murphy)

Dated: July 28, 2009
L.I. Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, N.Y. 11901
Suffolk County Farmland Committee

EXHIBIT I

SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-10-2009, AUTHORIZING MODIFICATION TO THE PROPERTY OF WHICH SUFFOLK COUNTY OWNS THE DEVELOPMENT RIGHTS – “SATUR FARMS” (SCRPTM NO. 1000-101.00-02.00-024.006) – TOWN OF SOUTHOLD – PURSUANT TO CHAPTER 8 OF THE SUFFOLK COUNTY ADMINISTRATIVE LOCAL LAWS

WHEREAS, pursuant to Chapter 8 of the Suffolk County Administrative Local Laws, a proposal to modify the property known as “Satur Farms” and owned by Eberhard Müller and Paulette Satur-Müller has been received by the Suffolk County Farmland Committee; and

WHEREAS, “Satur Farms” is located on land situated southwest of Alvah’s Lane and southeast of Middle Road (CR 48) in the hamlet of Cutchogue, identified by Suffolk County Real Property Tax Map (SCRPTM) number 1000-101.00-02.00-024.006; and

WHEREAS, the agricultural operation extends onto additional adjacent lots including, but not limited to, SCRPTM number 1000-101.00-02.00-024.005; and

WHEREAS, the applicant is seeking a permit authorizing the modification to and maintenance of two existing greenhouse structures and the installation and maintenance of one proposed greenhouse structure; and

WHEREAS, the two existing greenhouse structures are located 58 feet southwest of Alvah’s Lane, northwest of SCRPTM number 1000-101.00-02.00-024.005, and 103 feet southwest of Alvah’s Lane, northwest of SCRPTM number 1000-101.00-02.00-024.005; and

WHEREAS, the two existing greenhouse structures each shall not exceed a footprint of 30 feet by 96 feet and shall consist of metal hoop frames, plastic coverings, and dirt floors; and

WHEREAS, the two existing greenhouse structures shall be moved from their current locations 12 feet northwesterly towards SCRPTM number 1000-101.00-02.00-023.000; and

WHEREAS, the one proposed greenhouse structure shall not exceed a footprint of 15 feet by 42 feet and shall consist of metal hoop frames, plastic coverings, and a dirt floor; and

WHEREAS, the one proposed greenhouse structure shall be relocated from SCRPTM number 1000-101.00-02.00-024.005 to SCRPTM number 1000-101.00-02.00-024.006 and shall be sited 150 feet southwest of Alvah’s Lane as sketched on the submitted survey titled “Map of Property, Surveyed for Albert Droskoski and Others and County of Suffolk, at Cutchogue, Town of Southold, N.Y.,” and

WHEREAS, these existing and proposed greenhouse structures are intended to be used for the propagation of vegetables plants and shall not be used for retail sales; and

WHEREAS, the applicant seeks said modifications to accommodate the proposed barn and associated packing and shipping activities on SCRPTM number 1000-101.00-02.00-024.005; and

WHEREAS, said application was considered by the Suffolk County Farmland Committee at its meeting on July 28, 2009; now, therefore, be it

1st RESOLVED, that the Suffolk County Farmland Committee hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3)(1995), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Suffolk County Farmland Committee hereby approves said application subject to the following conditions:

9. that the Suffolk County Farmland Committee put forth and pass a motion rescinding all approvals granted for greenhouse structures on SCRPTM number 1000-101.00-02.00-

024.006 not built as of July 28, 2009;

10. that no construction activities associated with the above listed improvements shall be made prior to issuance of the permit;
11. that any soil disturbance shall be minimized to the greatest extent practicable;
12. that soil disturbed in conjunction with the installation of the aforementioned improvements shall be revegetated upon completion of installation activities;
13. that the landowner shall submit an "as-built" survey identifying the location of the three greenhouse structures to the Suffolk County Farmland Committee within 90 days of the completion of the improvements;
14. that the County of Suffolk and/or its agents reserve the right to inspect the premises; and
15. that the landowner(s), lessee(s), and farm operator(s) shall comply with all local, county, state, and federal statutes, rules, regulations, and guidelines.

Motion by: John Turner **Seconded by:** Nate Corwin

Committee Vote: **Ayes** **14**
 Nays **0**
 Abstentions **0**

Members Present: 14 (Russell K. Barnett, Ronald Bush, Nate Corwin, Olney M. Gardiner, Thomas A. Isles, Alfred J. Kilb, Jr., Joseph Krukowski, Dale D. Moyer, Bennett S. Orłowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, and Mark Zaweski)

Members Absent: 5 (Lee Foster, Daniel Fricke, Howard Johnson, Ann Marie Jones, and Eugene Murphy)

Dated: July 28, 2009
Long Island Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, NY 11901
Suffolk County Farmland Committee

EXHIBIT J

SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-11-2009, REPEALING APPROVALS FOR GREENHOUSE STRUCTURES AUTHORIZED PRIOR TO JULY 28, 2009 BUT NOT BUILT AS OF SAID DATE ON THE PROPERTY OF WHICH SUFFOLK COUNTY OWNS THE DEVELOPMENT RIGHTS – “SATUR FARMS” (SCRPTM NO. 1000-101.00-02.00-024.006) – TOWN OF SOUTHOLD – PURSUANT TO CHAPTER 8 OF THE SUFFOLK COUNTY ADMINISTRATIVE LOCAL LAWS

WHEREAS, pursuant to Chapter 8 of the Suffolk County Administrative Local Laws, a proposal to modify the property known as “Satur Farms” and owned by Eberhard Müller and Paulette Satur-Müller was received by the Suffolk County Farmland Committee; and

WHEREAS, “Satur Farms” is located on land situated southwest of Alvah’s Lane and southeast of Middle Road (CR 48) in the hamlet of Cutchogue, identified by Suffolk County Real Property Tax Map (SCRPTM) number 1000-101.00-02.00-024.006; and

WHEREAS, the Suffolk County Farmland Committee has passed motions to permit the installation and maintenance of several greenhouse structures at various locations on SCRPTM number 1000-101.00-02.00-024.006 prior to July 28, 2009; and

WHEREAS, only two greenhouse structures exist on SCRPTM number 1000-101.00-02.00-024.006 as of July 28, 2009; and

WHEREAS, the two existing greenhouse structures are located 58 feet southwest of Alvah’s Lane, northwest of SCRPTM number 1000-101.00-02.00-024.005, and 103 feet southwest of Alvah’s Lane, northwest of SCRPTM number 1000-101.00-02.00-024.005; and

WHEREAS, the landowner has applied for a permit to modify and maintain the two existing greenhouse structures and to install and maintain one proposed greenhouse structure on SCRPTM number 1000-101.00-02.00-024.006; and

WHEREAS, said application was considered by the Suffolk County Farmland Committee at its meeting on July 28, 2009; and

WHEREAS, the Suffolk County Farmland Committee proposed a condition that all approvals granted prior to July 28, 2009 for the installation and maintenance of greenhouse structures not erected as of July 28, 2009 be repealed upon approval of said application; and

WHEREAS, Paulette Satur-Müller agreed to said terms stipulated by the Suffolk County Farmland Committee; and

WHEREAS, the Suffolk County Farmland Committee approved said application for a permit to modify and maintain the two existing greenhouse structures and to install and maintain the one proposed greenhouse structure as specified by Suffolk County Farmland Committee Resolution FC-10-2009; now, therefore, be it

1st RESOLVED, that the Suffolk County Farmland Committee hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3)(1995), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Suffolk County Farmland Committee hereby deems all Suffolk County Farmland Committee approvals granted for greenhouse structures on SCRPTM number 1000-101.00-02.00-024.006 prior to July 28, 2009 null and void.

Motion by: Charles F. Scheer, Jr. **Seconded by:** Alfred J. Kilb, Jr.

Committee Vote: **Ayes** **14**
 Nays **0**
 Abstentions **0**

Members Present: 14 (Russell K. Barnett, Ronald Bush, Nate Corwin, Olney M. Gardiner, Thomas A. Isles, Alfred J. Kilb, Jr., Joseph Krukowski, Dale D. Moyer, Bennett S. Orlovski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, and Mark Zaweski)

Members Absent: 5 (Lee Foster, Daniel Fricke, Howard Johnson, Ann Marie Jones, and Eugene Murphy)

Dated: July 28, 2009

Long Island Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, NY 11901
Suffolk County Farmland Committee