

MINUTES
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD
Thursday, April 21, 2011

MEMBERS PRESENT:

John E. Bokina, Jr.
Lee Foster (Vice Chairperson)
Daniel J. Gulizio
Penny Wells LaValle
Dale D. Moyer
Kenneth J. Schmitt (Chairperson)
Lyle C. Wells

MEMBERS ABSENT:

John v.H. Halsey
Stephen Mudd (excused)
George Proios
Edward P. Romaine

COUNTY STAFF PRESENT:

John H. Corral, Planner, SC Planning Department (Board Staff)
Jessica L. Kalmbacher, Planner, SC Planning Department (Board Staff)
Karen Timlin, Clerk Typist, SC Planning Department (Board Staff)
Thomas Young, Assistant County Attorney, SC Law Department (Board Counsel)

GUESTS:

Andrew J. Campanelli	Attorney for Carolyn Parlato (Ap. # OEP-2011-04, -05, -06)
John Condon	Village of Asharoken Assessor (Ap. # OEP-2011-07)
Joseph M. Gergela, III	Long Island Farm Bureau
Patricia Irving	Village of Asharoken Mayor (Ap. # OEP-2011-07)
Laurie Landeau	Sandpiper Farm (Ap. # OEP-2011-07)
Peter Masterson	Village of Asharoken Deputy Mayor (Ap. # OEP-2011-07)
Jon Santemma	Attorney for Eatons Neck LLC (Ap. # OEP-2011-07)
Stephen Searl	Peconic Land Trust (Ap. # OEP-2011-03)
Herb Strobel	Hallockville Museum Farm
Randall Weichbrodt	General Counsel for C & C Shorelands Inc. (Ap. # OEP-2011-05, -06)

I. ORDER OF BUSINESS

Call to Order

Chairman Schmitt called the meeting of the Suffolk County Agricultural and Farmland Protection Board ("Board") to order at 7:08 PM in the Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, New York.

II. PUBLIC COMMENTS

2011 Agricultural District Open Enrollment Period (pursuant to §303B of NYS AML)

Jon Santemma attorney for Eatons Neck LLC testified in support of application OEP-2011-07, while Mayor Irving testified against it. Andrew Campanelli attorney for Carolyn S. Parlato testified in support of applications OEP-2011-04, OEP-2011-05, OEP-2011-06.

III. POLICY MATTERS

Selection of Chairperson

A motion was put forth by Lee Foster and seconded by John E. Bokina, Jr. to designate Kenneth J. Schmitt as chairperson of the Board, as outlined in Board Resolution AFPB-1-2011. Motion carried: 7-0-0 [See Exhibit "A" for Board Resolution AFPB-1-2011]

Selection of Vice Chairperson

A motion was put forth by Dale D. Moyer and seconded by Penny Wells LaValle to designate Lee Foster as vice chairperson of the Board, as outlined in Board Resolution AFPB-2-2011. Motion carried: 7-0-0 [See Exhibit "B" for Board Resolution AFPB-2-2011]

IV. AGRICULTURAL DISTRICT ENROLLMENT

2010 Agricultural District Open Enrollment Period (pursuant to §303B of NYS AML)

The Board, and the Suffolk County Legislature ("Legislature") after receiving the report from the Board and conducting a public hearing, recommended to the Commissioner of the New York State Department of Agriculture and Markets ("Commissioner") for inclusion in existing certified agricultural districts 138 parcels totaling 2,312.1± acres located in the Towns of Brookhaven, East Hampton, Riverhead, Southampton, and Southold and in the Village of Nissequogue. The Commissioner certified on November 3, 2010 said recommended parcels for inclusion in existing certified agricultural districts.

2011 Agricultural District Open Enrollment Period (pursuant to §303B of NYS AML)

The County of Suffolk ("County") received ten applications from landowners petitioning to include in existing certified agricultural districts 30 parcels totaling 884.8± acres located in the Towns of Brookhaven, East Hampton, Shelter Island, Southampton, and Southold and in the Village of Asharoken.

GHASSEMI & CO LLC

East Marion, Town of Southold

Tax Map #: 1000-031.00-01.00-001.003 (22.9 ± acres)

Application #: OEP-2011-01

The applicant seeks inclusion in existing certified agricultural district number 1. The County owns the development rights to the subject parcel. Staff recommended that the subject parcel be included in existing certified agricultural district number 1, as outlined in the staff report.

A motion was put forth by Lee Foster and seconded by Lyle C. Wells to approve for recommendation to the Legislature for inclusion in existing certified agricultural district number 1 Suffolk County Real Property Tax Map ("SCRPTM") lot 1000-031.00-01.00-001.003, as outlined in Board Resolution AFPB-3-2011. Motion carried: 7-0-0 [See Exhibit "C" for Board Resolution AFPB-3-2011]

DOROTHY V. OSBORN

East Hampton North, Town of East Hampton

Tax Map #: 0300-157.00-03.00-008.002 (13.3 ± acres)

Application #: OEP-2011-02

The applicant seeks inclusion in existing certified agricultural district number 5. The Town of East Hampton owns the development rights to the subject parcel. Staff recommended that the subject parcel be included in existing certified agricultural district number 5, as outlined in the staff report.

A motion was put forth by Lee Foster and seconded by Penny Wells LaValle to approve for recommendation to the Legislature for inclusion in existing certified agricultural district number 5 SCRPTM lot 0300-157.00-03.00-008.002, as outlined in Board Resolution AFPB-4-2011. Motion carried: 7-0-0 [See Exhibit "D" for Board Resolution AFPB-4-2011]

EBEN FISKE OSTBY / "Sylvester Manor Educational Farm"

Shelter Island Heights, Town of Shelter Island

Tax Map #: 0700-008.00-01.00-005.002 (241.7 ± acres)

Application #: OEP-2011-03

The applicant seeks inclusion in existing certified agricultural district number 1. Two portions of the subject parcel are being considered for development rights acquisitions by the County, in partnership with the Town of Shelter Island. The Peconic Land Trust holds a conservation easement over a third portion of the subject parcel. Although staff supported the proposal in principle, staff believed it was premature. Therefore, staff recommended that the subject parcel not be included in an existing certified agricultural district, as outlined in the staff report.

A motion was put forth by Lyle C. Wells and seconded by Dale D. Moyer to table said petition for inclusion of SCRPTM lot 0700-008.00-01.00-005.002 in an existing certified agricultural district, as outlined in Board Resolution AFPB-5-2011. Motion carried: 7-0-0 [See Exhibit "E" for Board Resolution AFPB-5-2011]

SWAN ACRES LLC AND COASTAL VISION LLC / "The Wright Farm"

East Quogue, Town of Southampton

Tax Map #: 0900-251.00-01.00-090.000; 0900-289.00-02.00-010.000 and -011.000 (65.2 ± acres)

Application #: OEP-2011-04

The applicant seeks inclusion in existing certified agricultural district number 5. The subject proposal was received, reviewed, and disapproved by the Board during the 2010 Agricultural District Open Enrollment Period ("2010 AD OEP"). Staff recommended that the subject parcels not be included in an existing certified agricultural district, as outlined in the staff report.

A motion was put forth by Daniel J. Gulizio and seconded by Lee Foster to disapprove for recommendation to the Legislature for inclusion in an existing certified agricultural district SCRPTM lots 0900-251.00-01.00-090.000, 0900-289.00-02.00-010.000, and 0900-289.00-02.00-011.000, as outlined in Exhibit "F." The motion failed (4-2-1); therefore, no action was taken. [See Exhibit "F" for more information]

EAST QUOGUE DEVELOPMENT LLC AND C&C SHORELANDS INC / "Kochals"

East Quogue, Town of Southampton

Tax Map #: 0900-316.00-01.00-023.000, -029.000, and -030.000 (34.3 ± acres)

Application #: OEP-2011-05

The applicant seeks inclusion in existing certified agricultural district number 5. The subject proposal was received, reviewed, and disapproved by the Board during the 2010 AD OEP. Staff recommended that the subject parcels not be included in an existing certified agricultural district, as outlined in the staff report.

A motion was put forth by Daniel J. Gulizio and seconded by Lee Foster to disapprove for recommendation to the Legislature for inclusion in an existing certified agricultural district SCRPTM lots 0900-316.00-01.00-023.000, 0900-316.00-01.00-029.000, and 0900-316.00-01.00-030.000, as outlined in Board Resolution AFPB-6-2011. Motion carried: 7-0-0 [See Exhibit "G" for Board Resolution AFPB-6-2011]

COASTAL VISION LLC, C&C SHORELANDS INC, AND SWAN ACRES LLC / “Weesuck Creek”

East Quogue, Town of Southampton

Tax Map #: 0900-317.00-01.00-024.000, -025.000, -026.000, and -027.000 (28.6 ± acres)

Application #: OEP-2011-06

The applicant seeks inclusion in existing certified agricultural district number 5. The subject proposal was received, reviewed, and disapproved by the Board during the 2010 AD OEP. Staff recommended that the subject parcels not be included in an existing certified agricultural district, as outlined in the staff report.

A motion was put forth by Daniel J. Gulizio and seconded by Dale D. Moyer to disapprove for recommendation to the Legislature for inclusion in an existing certified agricultural district SCRPTM lots 0900-317.00-01.00-024.000, 0900-317.00-01.00-025.000, 0900-317.00-01.00-026.000, and 0900-317.00-01.00-027.000, as outlined in Board Resolution AFPB-7-2011. Motion carried: 7-0-0 [See Exhibit “H” for Board Resolution AFPB-7-2011]

EATONS NECK LLC / “Sandpiper Farm”

Village of Asharoken

Tax Map #: 0401-001.00-01.00-001.001 and 0401-001.00-01.00-001.002 (441.5 ± acres)

Application #: OEP-2011-07

The applicant seeks inclusion in existing certified agricultural district number 3. The subject proposal was received by the Board and then withdrawn by the applicant during the 2010 AD OEP. Staff recommended that the subject parcels not be included in an existing certified agricultural district, as outlined in the staff report.

A motion was put forth by Lyle C. Wells and seconded by Lee Foster to approve for recommendation to the Legislature for inclusion in existing certified agricultural district number 3 SCRPTM lots 0401-001.00-01.00-001.001 and 0401-001.00-01.00-001.002, as outlined in Exhibit “I.” The motion failed (5-1-1); therefore, no action was taken. [See Exhibit “I” for more information]

PJH REALTY CORP / “Jamesons Farm”

Orient, Town of Southold

Tax Map #: 1000-013.00-02.00-007.012 and 1000-013.00-02.00-007.014 (14.4 ± acres)

Application #: OEP-2011-08

The applicant seeks inclusion in existing certified agricultural district number 1. The County owns the development rights to the larger of the two parcels. Staff recommended that the subject parcels be included in existing certified agricultural district number 1, as outlined in the staff report.

A motion was put forth by Lee Foster and seconded by Penny Wells LaValle to approve for recommendation to the Legislature for inclusion in existing certified agricultural district number 1 SCRPTM lots 1000-013.00-02.00-007.012 and 1000-013.00-02.00-007.014, as outlined in Board Resolution AFPB-8-2011. Motion carried: 7-0-0 [See Exhibit “J” for Board Resolution AFPB-8-2011]

WILLIAM J. BERGRATH / “Double B Ranch”

Southold, Town of Southold

Tax Map #: 1000-069.00-05.00-007.001 (10.0 ± acres)

Application #: OEP-2011-09

The applicant seeks inclusion in existing certified agricultural district number 1. Staff recommended that the subject parcel be included in existing certified agricultural district number 1, as outlined in the staff report.

A motion was put forth by Lyle C. Wells and seconded by John E. Bokina, Jr. to approve for recommendation to the Legislature for inclusion in existing certified agricultural district number 1 SCRPTM lot 1000-069.00-05.00-007.001, as outlined in Board Resolution AFPB-9-2011. Motion carried: 7-0-0 [See Exhibit “K” for Board Resolution AFPB-9-2011]

ROBERT F. AND JEAN S. BENNER / “Benner’s Farm”

East Setauket, Town of Brookhaven

Tax Map #: 0200-133.00-01.00-007.000, -008.002, -008.003, -009.001, -020.002, -021.000, and -023.000; 0200-133.00-03.00-027.002, -028.000, -029.000, -030.000, and -031.000 (12.9 ± acres)

Application #: OEP-2011-10

The applicant seeks inclusion in existing certified agricultural district number 3. The County owns the development rights to eight of the 13 subject parcels, roughly 11± acres. Staff recommended that all of the subject parcels except SCRPTM lots 0200-133.00-01.00-021.000 and 0200-133.00-03.00-031.000 be included in existing certified agricultural district number 3, as outlined in the staff report.

A motion was put forth by Lyle C. Wells and seconded by Lee Foster to approve for recommendation to the Legislature for inclusion in existing certified agricultural district number 3 SCRPTM lots 0200-133.00-01.00-007.000, 0200-133.00-01.00-008.002, 0200-133.00-01.00-008.003, 0200-133.00-01.00-009.001, 0200-133.00-01.00-020.002, 0200-133.00-01.00-023.000, 0200-133.00-03.00-027.002, 0200-133.00-03.00-028.000, 0200-133.00-03.00-029.000, and 0200-133.00-03.00-030.000 and to disapprove for recommendation to the Legislature for inclusion in an existing certified agricultural district SCRPTM lots 0200-133.00-01.00-021.000 and 0200-133.00-03.00-031.000, as outlined in Board Resolution AFPB-10-2011. Motion carried: 7-0-0 [See Exhibit “L” for Board Resolution AFPB-10-2011]

V. OTHER BUSINESS

Evaluation Criteria

The Board directed staff to research evaluation criteria used by other county agricultural and farmland protection boards throughout the state when considering lands for inclusion in agricultural districts.

VI. ADJOURNMENT

A motion was put forth by Lyle C. Wells and seconded by Daniel J. Gulizio to adjourn the April 21, 2011 meeting of the Board, as outlined in Board Resolution AFPB-11-2011. Motion carried: 7-0-0 [See Exhibit “M” for Board Resolution AFPB-11-2011]

EXHIBIT B

RESOLUTION NO. AFPB-2-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, DESIGNATING VICE CHAIRPERSON OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

WHEREAS, the Suffolk County Agricultural and Farmland Protection Board (“Board”) consists of eleven members; and

WHEREAS, Section 302 of Article 25-AA of New York State Agriculture and Markets Law specifies the membership of the Board; and

WHEREAS, the Board designated Kenneth J. Schmitt as chairperson by majority vote; and

WHEREAS, the Board considered this matter at its regular meeting on April 21, 2011; therefore, be it

1st RESOLVED, that the Board hereby designates Lee Foster as Vice Chairperson.

Motion by: Dale D. Moyer Seconded by: Penny Wells LaValle
 Committee Vote: Ayes 7
 Nays 0
 Abstentions 0

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		7	0	0	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT C

RESOLUTION NO. AFPB-3-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCEL 1000-031.00-01.00-001.003 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-01)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Ghassemi & Co. LLC in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board (“Board”) and is identified by application number OEP-2011-01; and

WHEREAS, the property owned by Ghassemi & Co. LLC and known as “Sep Farm” is located in the hamlet of East Marion, identified by Suffolk County Real Property Tax Map number 1000-031.00-01.00-001.003 (“premises”); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 1 the following parcel:

- 1) 1000-031.00-01.00-001.003.

Motion by:	Lee Foster	Seconded by:	Lyle C. Wells
Committee Vote:	Ayes	7	
	Nays	0	
	Abstentions	0	

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		7	0	0	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT D

RESOLUTION NO. AFPB-4-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCEL 0300-157.00-03.00-008.002 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-02)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Dorothy V. Osborn in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board (“Board”) and is identified by application number OEP-2011-02; and

WHEREAS, the property owned by Dorothy V. Osborn and operated by Henry Dankowski & Son is located in the hamlet of East Hampton North, identified by Suffolk County Real Property Tax Map number 0300-157.00-03.00-008.002 (“premises”); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 5 the following parcel:

- 1) 0300-157.00-03.00-008.002.

Motion by:	Lee Foster	Seconded by:	Penny Wells LaValle
Committee Vote:	Ayes	7	
	Nays	0	
	Abstentions	0	

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		7	0	0	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT E

RESOLUTION NO. AFPB-5-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, CONSIDERING TAX MAP PARCEL 0700-008.00-01.00-005.002 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-03)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Eben Fiske Otsby in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board (“Board”) and is identified by application number OEP-2011-03; and

WHEREAS, the property owned by Eben Fiske Otsby and known as “Sylvester Manor Educational Farm” is located in the hamlet of Shelter Island Heights, identified by Suffolk County Real Property Tax Map (“SCRPTM”) number 0700-008.00-01.00-005.002 (“premises”); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, the staff report finds that the application to include all 241.7± acres of the premises is premature and therefore recommends disapproval; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby tables said petition for inclusion in an existing certified agricultural district, thereby providing the applicant, the County of Suffolk, and the Town of Shelter Island more time to consider potential development rights acquisitions and to modify the SCRPTM number as may be necessary to reflect said acquisitions.

Motion by:	Lyle C. Wells	Seconded by:	Dale D. Moyer
Committee Vote:	Ayes	7	
	Nays	0	
	Abstentions	0	

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		7	0	0	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT F

- NO ACTION TAKEN -

RESOLUTION NO. AFPB-__-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, DISAPPROVING TAX MAP PARCELS 0900-251.00-01.00-090.000, 0900-289.00-02.00-010.000, AND 0900-289.00-02.00-011.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-04)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Swan Acres LLC and Coastal Vision LLC in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board (“Board”) and is identified by application number OEP-2011-04; and

WHEREAS, the property owned by Swan Acres LLC and Coastal Vision LLC and known as “The Wright Farm” is located in the hamlet of East Quogue, identified by Suffolk County Real Property Tax Map numbers 0900-251.00-01.00-090.000, 0900-289.00-02.00-010.000, and 0900-289.00-02.00-011.000 (“premises”); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby disapproves for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district the following parcels:

- 1) 0900-251.00-01.00-090.000,
- 2) 0900-289.00-02.00-010.000, and
- 3) 0900-289.00-02.00-011.000.

Motion by: Daniel J. Gulizio Seconded by: Lee Foster

Committee Vote: Ayes 4
 Nays 2
 Abstentions 1

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)			X	
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)		X		
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director		X		
<i>Totals</i>		4	2	1	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT H

RESOLUTION NO. AFPB-7-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, DISAPPROVING TAX MAP PARCELS 0900-317.00-01.00-024.000, 0900-317.00-01.00-025.000, 0900-317.00-01.00-026.000, AND 0900-317.00-01.00-027.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-06)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Coastal Vision LLC, C&C Shorelands Inc, and Swan Acres LLC in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board (“Board”) and is identified by application number OEP-2011-06; and

WHEREAS, the property owned by Coastal Vision LLC, C&C Shorelands Inc, and Swan Acres LLC and known as “Weesuck Creek” is located in the hamlet of East Quogue, identified by Suffolk County Real Property Tax Map numbers 0900-317.00-01.00-024.000, 0900-317.00-01.00-025.000, 0900-317.00-01.00-026.000, and 0900-317.00-01.00-027.000 (“premises”); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby disapproves for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district the following parcels:

- 1) 0900-317.00-01.00-024.000,
- 2) 0900-317.00-01.00-025.000,
- 3) 0900-317.00-01.00-026.000, and
- 4) 0900-317.00-01.00-027.000.

Motion by: Daniel J. Gulizio Seconded by: Dale D. Moyer
 Committee Vote: Ayes 7
 Nays 0
 Abstentions 0

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		7	0	0	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT I

- NO ACTION TAKEN -

RESOLUTION NO. AFPB-__-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCELS 0401-001.00-01.00-001.001 AND 0401-001.00-01.00-001.002 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-07)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Eatons Neck LLC in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board (“Board”) and is identified by application number OEP-2011-07; and

WHEREAS, the property owned by Eatons Neck LLC and known as “Sandpiper Farm” is located in the Village of Asharoken, identified by Suffolk County Real Property Tax Map number 0401-001.00-01.00-001.001 and 0401-001.00-01.00-001.002 (“premises”); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 3 the following parcels:

- 2) 0401-001.00-01.00-001.001 and
- 3) 0401-001.00-01.00-001.002.

Motion by: Lyle C. Wells Seconded by: Lee Foster

Committee Vote: Ayes 5
 Nays 1
 Abstentions 1

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)		X		
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension			X	
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		5	1	1	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT K

RESOLUTION NO. AFPB-9-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCEL 1000-069.00-05.00-007.001 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-09)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by William J. Bergrath in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board (“Board”) and is identified by application number OEP-2011-09; and

WHEREAS, the property owned by William J. Bergrath and known as “Double B Ranch LTD” is located in the hamlet of Southold, identified by Suffolk County Real Property Tax Map number 1000-069.00-05.00-007.001(“premises”); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 1 the following parcel:

- 4) 1000-069.00-05.00-007.001.

Motion by: Lyle C. Wells Seconded by: John E. Bokina, Jr.

Committee Vote: Ayes 7
 Nays 0
 Abstentions 0

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		7	0	0	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT L

RESOLUTION NO. AFPB-10-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCELS 0200-133.00-01.00-007.000, 0200-133.00-01.00-008.002, 0200-133.00-01.00-008.003, 0200-133.00-01.00-009.001, 0200-133.00-01.00-020.002, 0200-133.00-01.00-023.000, 0200-133.00-03.00-027.002, 0200-133.00-03.00-028.000, 0200-133.00-03.00-029.000, AND 0200-133.00-03.00-030.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT AND DISAPPROVING TAX MAP PARCELS 0200-133.00-01.00-021.000 AND 0200-133.00-03.00-031.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-10)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Robert F. and Jean S. Benner in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-10; and

WHEREAS, the property owned by Robert F. and Jean S. Benner and known as "Benner's Farm" is located in the hamlet of East Setauket, identified by Suffolk County Real Property Tax Map numbers 0200-133.00-01.00-007.000, 0200-133.00-01.00-008.002, 0200-133.00-01.00-008.003, 0200-133.00-01.00-009.001, 0200-133.00-01.00-020.002, 0200-133.00-01.00-021.000, 0200-133.00-01.00-023.000, 0200-133.00-03.00-027.002, 0200-133.00-03.00-028.000, 0200-133.00-03.00-029.000, 0200-133.00-03.00-030.000, and 0200-133.00-03.00-031.000 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 3 the following parcels:

- 1) 0200-133.00-01.00-007.000,
- 2) 0200-133.00-01.00-008.002,
- 3) 0200-133.00-01.00-008.003,
- 4) 0200-133.00-01.00-009.001,
- 5) 0200-133.00-01.00-020.002,
- 6) 0200-133.00-01.00-023.000,
- 7) 0200-133.00-03.00-027.002,
- 8) 0200-133.00-03.00-028.000,
- 9) 0200-133.00-03.00-029.000, and
- 10) 0200-133.00-03.00-030.000; and be it further

4th RESOLVED, that the Board hereby disapproves for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district the following parcels:

- 1) 0200-133.00-01.00-021.000 and
- 2) 0200-133.00-03.00-031.000.

Motion by: Lyle C. Wells Seconded by: Lee Foster

Committee Vote: Ayes 7
 Nays 0
 Abstentions 0

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		7	0	0	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

EXHIBIT M

**RESOLUTION NO. AFPB-11-2011 OF THE SUFFOLK COUNTY
AGRICULTURAL AND FARMLAND PROTECTION BOARD, ADJOURNING
THE APRIL 21, 2011 SUFFOLK COUNTY AGRICULTURAL AND FARMLAND
PROTECTION BOARD MEETING**

WHEREAS, the Suffolk County Agricultural and Farmland Protection Board (“Board”) convened a regular meeting on April 21, 2011; and

WHEREAS, the Board heard all items on the meeting agenda; now, therefore, be it

1st RESOLVED, that the Board hereby adjourns the April 21, 2011 meeting.

Motion by: Lyle C. Wells Seconded by: Daniel J. Gulizio

Committee Vote: Ayes 7
 Nays 0
 Abstentions 0

<i>Committee Member</i>	<i>Appointment</i>	<i>Yay</i>	<i>Nay</i>	<i>Abst.</i>	<i>Not Present</i>
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer (<i>rep. AD #4 & #5</i>)	X			
GULIZIO, Daniel J.	SC Planning Director (<i>Acting</i>)	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer (<i>rep. AD #1</i>)				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer (<i>rep. AD #3</i>)	X			
WELLS, Lyle C.	Local Farmer (<i>rep. AD #6 & #7</i>)	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
<i>Totals</i>		7	0	0	4

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY