

**2014 Agricultural Districts Inclusions
Report to the Ulster County Legislature
from the
Agricultural & Farmland Protection Board**



Prepared by:
The Ulster County Planning Dept.
June 2, 2014

Photo: Barn located off Route 32 South in New Paltz

Purpose

To provide the Ulster County Legislature with the requisite information to execute the legislative requirement concerning the inclusion of land into agricultural districts.

Contents

Background

Action Required

AFPB Recommendation Letter

AFPB Recommendation Details

AFPB Recommendation Summary Tables

AFPB Meeting Minutes

Appendices

Inclusion Applications and AFPB Slideshow
are filed with the Clerk of the Legislature

Acknowledgements

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Chris Kelder

John Gill

Robert Magnanini

Jim Maloney

Background

Pursuant to NYS Agriculture & Markets Law (AML), Article 25 AA Section 303-b, directing county legislative bodies to designate an annual thirty-day period during which landowners may request inclusion of predominantly viable agricultural land into an existing certified agricultural district, the Ulster County Legislature adopted Resolution 322 on December 4, 2003, designating March 1 through March 30 as the specified annual period.

Accordingly, a Notice of 30 Day Review was issued to all Town/Village/City Clerks in Ulster County on February 18, 2014 to be posted in their respective municipal halls. A press release regarding the Annual Additions was also issued on February 14, 2014 to 36 newspapers, magazines, radio stations, television stations and internet publicity sites. The 30 Day Notice of Review was also published on the Ulster County Planning Department website.

During the interval March 1 through 30, 2014, applications from 5 landowners were received requesting the inclusion of 6 parcels, totaling approximately 48 acres into three of the four existing certified agricultural districts in Ulster County. No applications for Agricultural District #1 were submitted this year. Staff from the Ulster County Planning Dept. (UCPD) reviewed the applications for completeness, current agricultural district status and legal ownership.

The applicants were notified of the date and time for a proposed site visit. All five sites were visited. Staff from Cornell Cooperative Extension (CCE) and Ulster County Planning made site visits to applicants' lands on April 16 and April 23, 2014.

Applications were formally transmitted by the Legislature to the AFPB by letter on May 8, 2014. CCE and UCPD staff reported findings to the AFPB at the AFPB's May 14, 2014 meeting. The AFPB is required to evaluate the applications as to conformance with Agriculture and Markets Law (AML) and make recommendations to the Ulster County Legislature. The AFPB voted on each application individually. The full report from the AFPB, including correspondence, is filed with the Clerk of the Legislature.

The AFPB recommends the inclusion of 6 parcels totaling 48 acres into three of the four Certified Agricultural Districts in Ulster County. Since the Annual Inclusion program began in 2004, Ulster County has added 197 parcels, 6,682 acres to its Ag. Districts.

Pursuant to the AML and Resolution 182 of the Ulster County Legislature adopted on May 20, 2014, a Public Hearing will be held on Tuesday, June 17, 2014 at 7:15 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston NY. The notice of the Public Hearing will be published in the five editions of Ulster Publishing newspapers on June 5, 2014. Municipalities containing lands for which inclusion was applied for were notified of the Public Hearing by regular e-mail on June 4, 2014.

Action Required

The Ulster County Legislature is required to adopt a resolution regarding the inclusion of additional lands into Agricultural Districts. In so doing, the Legislature is free to accept, reject or modify the recommendation of the Agricultural and Farmland Protection Board.

Upon the adoption of the resolution, the Ulster County Legislature shall submit the resolution, the report of the AFPB, tax map ID numbers and tax maps for each parcel of land to be included to the Commissioner of Agriculture and Markets.

Within thirty days of receipt of the resolution, the Commissioner shall certify to the Ulster County Legislature whether the inclusion is feasible and shall serve the public interest by assisting in maintaining a viable agricultural industry within the district(s). If certified by the Commissioner, the land shall become part of the district(s) immediately.



Whitecliff Vineyard and Winery – Gardiner

2014 Inclusions to Ulster County Certified Agricultural Districts: Details of AFPB Recommendations

<u>Town</u>	<u>AFPB Recommendation</u>	<u>Applicant</u>	<u>District</u>	<u>Parcel ID #</u>	<u>Acres</u>
GARDINER					
	Include in District				
		James and Polly Armour	2	100.2-2-11	3.5
		Eugene Joseph Smith	2	93.1-4-41	1.87
		Eugene Joseph Smith	2	93.1-4-42	4.1
NEW PALTZ (TOWN)					
	Include in District				
		Porco Homestead Farms LLC	2	94.2-1-29	22
SHANDAKEN					
	Include in District				
		Art and Jennifer Christie	4	14.5-1-15.110	3.9
WAWARSING					
	Include in District				
		Douglas Frey	3	74.3-3-15	12.5

Ulster County 2014 Agricultural District Inclusions

Summary by Agricultural District								
District	Current		2014		Recommend		Prospective	
	Data		Applications		Inclusion		Total	
	Parcels	Acres	Parcels	Acres	Parcels	Acres	Parcels	Acres
1	735	15,004	0	-	0	-	735	15,004
2	708	27,846	4	31	4	31	712	27,877
3	521	16,157	1	4	1	4	522	16,161
4	346	10,602	1	13	1	13	347	10,615
Total	2,310	69,609	6	48	6	48	2,316	69,657

Summary by Municipality								
Municipality	Current		2014		Recommend		Total	
	Data		Applications		Inclusion		w/Inclusions	
	Parcels	Acres	Parcels	Acres	Parcels	Acres	Parcels	Acres
Esopus	31	942					31	942
Gardiner	221	7,714	3	9	3	9	224	7,723
Hardenburgh	2	580					2	580
Hurley	30	1,221					30	1,221
Kingston (T)	1	9					1	9
Lloyd	189	5,055					189	5,055
Marbletown	230	6,495					230	6,495
Marlborough	406	6,764					406	6,764
New Paltz (T)	88	4,622	1	22	1	22	89	4,644
New Paltz (V)	4	39					4	39
Olive	7	264					7	264
Plattekill	176	5,340					176	5,340
Rochester	292	7,741					292	7,741
Rosendale	12	620					12	620
Saugerties	145	3,978					145	3,978
Shandaken	11	222	1	4	1	4	12	226
Shawangunk	319	11,826					319	11,826
Ulster (T)	57	1,454					57	1,454
Wawarsing	75	4,502	1	13	1	13	76	4,515
Woodstock	14	221					14	221
Total	2,310	69,609	6	48	6	48	2,316	69,657

Ulster County Agricultural and Farmland Protection Board (AFPB) 2014 Agricultural District Inclusions Voting Results

Voting was conducted at the May 14, 2014 AFPB meeting.

AFPB Members present: Polly Armour (Chair), John Adams, Dennis Doyle,
Thomas Jackson, Jim Maloney, Teresa Rusinek, Len Tantillo, John Gill (Vice-Chair)
and Robert Magnanini

** ** ** **

Results of voting where a motion was made to recommend that an
applicant's parcel(s) **be included into an agricultural district.**

<u>Applicant</u>	<u>Yes</u>	<u>No</u>	<u>Abstention</u>	<u>Motion</u>	<u>Second</u>
Porco	9	0	0	Maloney	Rusinek
Armour	8	0	0	Tantillo	Maloney
Smith	9	0	0	Maloney	Gill
Frey	9	0	0	Jackson	Maloney
Christie	9	0	0	Maloney	Gill

** ** ** **

Note: Polly Armour was the one recusal from the voting on the Armour application.