

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, May 25, 2010 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

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
Bennett S. Orlowski, Jr.
Jeffrey Rottkamp
Charles F. Scheer, Jr.
Albert Schmitt
John Turner
Mark Zaweski

Counsel

Thomas Young

Advisors

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

Staff

Andrew Amakawa
Jessica L. Kalmbacher
Karen Timlin

AGENDA

Long Island Horticultural Research and Extension Center

3059 Sound Avenue, Riverhead, NY 11901

Tuesday, May 25, 2010

6:00 P.M.

1. ORDER OF BUSINESS:

- A. Chairman Orlowski calls the Suffolk County Farmland Committee meeting to order
- B. Approval of January 26, 2010 Suffolk County Farmland Committee Meeting Minutes
- C. Review of general correspondences sent/received since the April 6, 2010 meeting

2. MEETING OPEN FOR PUBLIC COMMENTS**3. POLICY MATTERS:**

- A. Suffolk County Agricultural Districts (status of 2010 Open Enrollment Period)
- B. Proposed amendments to Chapter 8, "Development Rights to Agricultural Lands"
- C. Suffolk County Aquaculture Lease Program

4. STATUS UPDATE:

- A. Status of state and federal grant applications
- B. Jeanne F. and Timothy T. Steele/Tandy Farm (1000 08300 0200 010018)
- C. Frank J. Blangiardo (0600 04700 0100 003007)

5. POTENTIAL VIOLATIONS:

- A. Shoreline Development Corp. (0600 05800 0200 013001 and 0600 05800 0200 014002)

6. PERMITS:

- A. Marie L. Andrews/R&M Andrews & Son Farm (0600 05800 0200 012005)
- B. Castle Court, LLC/Fink Country Farm (0600 13400 0100 008004)

7. OTHER BUSINESS**8. ADJOURNMENT**

NEXT MEETING: Tuesday, July 27, 2010, 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: May 25, 2010

Members Present:

Bennett S. Orlowski, Jr., Chairman (At-Large)
Ronald Bush (At-Large)
Nate Corwin (At-Large)
Lee Foster (Southampton)
Daniel Fricke (At-Large)
Olney M. Gardiner (East Hampton)
Thomas A. Isles (At-Large)
Howard Johnson (Huntington)
Ann Marie Jones (Babylon)
Alfred J. Kilb, Jr. (Shelter Island)
Dale D. Moyer (At Large)
Jeffrey Rottkamp (Riverhead)
Charles F. Scheer, Jr. (At-Large)
Albert Schmitt (At-Large)
John Turner (At-Large)
Mark Zaweski (At-Large)

Members Absent:

Russell K. Barnett (Smithtown)
Joseph Krukowski (Southold)
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)
Jessica L. Kalmbacher, Planner SC Planning Department (Committee Staff)
Janet M. Longo, Acquisition Supervisor, SC Real Property Acquisition & Mgmt. Div.
Karen Timlin, Clerk Typist, SC Planning Department (Committee Staff)
Thomas Young, Assistant County Attorney, SC Law Department (Committee Counsel)
Robert J. Zaher, Land Management Specialist, SC Real Property Acquisition & Mgmt. Div.

Guests:

Denise Andrews, R & M Andrews Farms
Robert Andrews, Jr., R & M Andrews Farms
Robert Andrews, Sr., R & M Andrews Farms
Frank Blangiardo, Blangiardo Farm
Kate Nickles, Blangiardo Farm
Dave Klenawicus

Anne Marie Prudenti, Town of Riverhead
Herb Strobel, Hallockville Museum Farm
Paul TeNyenhuis, SC Soil and Water Conservation District
James M. Wooten, Town of Riverhead Councilman

ORDER OF BUSINESS

Call to Order

Chairman Orlowski called the meeting of the Suffolk County Farmland Committee (Committee) to order at 6:10 P.M. at the Long Island Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, NY 11901.

Approval of Minutes – January 26, 2010

A motion was put forth by Howard Johnson and seconded by Albert Schmitt to approve the minutes of the January 26, 2010 meeting of the Suffolk County Farmland Committee. Motion carried: 15-0-0.

**Member Gardiner arrived after the vote to approve the meeting minutes.*

Correspondences

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

PUBLIC COMMENTS

Chairman Orlowski opened the meeting for public comments.

Shoreline Development Corp.

(0600 05800 0200 0130001 and 0600 05800 0200 014002)

Nonagricultural Debris Storage

The Andrews family was present to comment on the Shoreline Development Corporation property. The matter was discussed later in the meeting.

There being no more comments, Chairman Orlowski closed the Public Comments portion of the meeting.

POLICY MATTERS

Suffolk County Agricultural Districts (Status of 2010 Open Enrollment Period)

The Suffolk County Agricultural and Farmland Protection Board (Board) met on May 3, 2010 to review the applications received during the 2010 Open Enrollment Period for the Agricultural Districts Program. All parcels recommended by the Board will be reviewed by the Suffolk County Legislature (Legislature). Upon review by the Legislature, parcels will be submitted to the Commissioner of New York State Department of Agriculture and Markets (NYS DAM) for final consideration.

Proposed amendments to Chapter 8, “Development Rights to Agricultural Lands”

The Legislature recessed the public hearing to adopt a local law amending Chapter 8 of the Suffolk County Code (See Introductory Resolution No. 1174-2010) on April 27, 2010 and again on May 11, 2010 to consider all comments received. The public hearing is scheduled to be reconvened at 2:30 P.M. on Tuesday, June 8, 2010 at the Hauppauge Legislative Auditorium, William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, NY 11787. Planning Department staff will provide the Committee with updates as appropriate.

Suffolk County Aquaculture Lease Program

The Suffolk County Aquaculture Lease (SCAL) Program held its first public hearing on April 8, 2010 to present all public comments received for Temporary Marine Underwater Assignments (TMUA).

Subsequently, the Aquaculture Lease Advisory Board (Board) met on April 23, 2010 to approve potential leasing sites. Planning Department staff will provide the Committee with updates as appropriate.

STATUS UPDATE

Status of State and Federal Grant Applications

Planning Department staff continues to work on the project file material needed to receive funds associated with the 3.9 million dollar grant awarded by NYS DAM in 2007 and 1.7 million dollar grant awarded in 2008. The application for Federal grant funding, which was submitted in January, is still pending.

Jeanne F. and Timothy T. Steele/Tandy Farm

(1000 08300 0200 010018)

Status of Unauthorized Recreational All-Terrain Vehicle Usage

The subject property consists of approximately 10.8 acres in the hamlet of Cutchogue, Town of Southold. In December, the court issued an order to show cause containing a temporary restraining order, restraining nonagricultural activities. The Suffolk County Attorney will appear before the court on June 3, 2010 for oral argument of the County's motion for a preliminary injunction against the landowners.

Frank J. Blangiardo

(0600 04700 0100 003007)

Status of Permit Compliance

The subject property consists of approximately 37.7 acres in the hamlet of Jamesport, Town of Riverhead. The landowner, Frank J. Blangiardo, was in attendance to represent the application. Mr. Blangiardo submitted a Natural Resources Conservation Service approved grazing plan, a condition of the permit issued on March 26, 2009, and requested a second six-month extension for demonstration of compliance with the remaining requirements stipulated in said permit.

A motion was put forth by Mark Zaweski and seconded by Howard Johnson. Motion carried: 16-0-0. [See Exhibit "A" for Committee Resolution No. FC-6-2010]

Letter to State Conservationist

The Committee discussed the limitations placed on the Federal Farm and Ranch Lands Protection Program (FFRLPP) pursuant to the Food, Conservation, and Energy Act of 2008 (a.k.a. the 2008 Farm Bill); sod and horticultural operations are no longer eligible for FFRLPP grant funding.

A motion was put forth by Mark Zaweski and seconded by Howard Johnson. Motion carried: 16-0-0. [See Exhibit "B" for Committee Resolution No. FC-7-2010]

COMPLAINTS/POTENTIAL VIOLATIONS

Shoreline Development Corp.

(0600 05800 0200 0130001 and 0600 05800 0200 014002)

Nonagricultural Debris Storage

The subject parcels consist of approximately 33.0 acres in the hamlet of Calverton, Town of Riverhead. Complaints alleging unauthorized storage of nonagricultural material on the subject premises were followed up with an inspection conducted by County and Town staff along with several Committee members on May 19, 2010. Robert Andrews, Jr. and Sr., neighbors of the subject premises, were present at the Committee meeting and commented on activities being conducted and structures located on the site.

A motion was put forth by Charlie Scheer and seconded by Alfred J. Kilb, Jr. Motion carried: 16-0-0. [See Exhibit "C" for Committee Resolution No. FC-8-2010]

PERMITS

Marie L. Andrews/R&M Andrews & Son Farm

(0600 05800 0200 012005)

Development Permit: Recharge Basin

The subject property consists of approximately 18.8 acres in the hamlet of Calverton, Town of Riverhead. Robert Andrews, Jr. and Sr. were in attendance to represent the application.

A motion was put forth by Mark Zaweski and seconded by Howard Johnson. Motion carried: 16-0-0. [See Exhibit "D" for Committee Resolution No. FC-9-2010]

***Castle Court, LLC/Fink Country Farm
(0600 13400 0100 008004)***

Development Permit: Greenhouse Structures

The subject property consists of approximately 19.4 acres in the hamlet of Ridge, Town of Riverhead. The tenant, David Fink, was in attendance to represent the application.

A motion was put forth by Nate Corwin and seconded by Howard Johnson. Motion carried: 16-0-0. [See Exhibit "E" for Committee Resolution No. FC-10-2010]

***Castle Court, LLC/Fink Country Farm
(0600 13400 0100 008004)***

Development Permit: Deer Fence Structures

The subject property consists of approximately 19.4 acres in the hamlet of Ridge, Town of Riverhead. The tenant, David Fink, was in attendance to represent the application.

A motion was put forth by Howard Johnson and seconded by Mark Zaweski. Motion carried: 16-0-0. [See Exhibit "F" for Committee Resolution No. FC-11-2010]

OTHER BUSINESS

Long Island Solid Waste Task Force Investigation

Abbeys Farm, Ltd.

(0600 11700 0200 012007 and 0600 11700 0200 012008)

Chairman Orlowski informed the Committee about the New York State Department of Environmental Conservation Long Island Solid Waste Task Force's request for information about activities conducted on the subject property and provided a copy of the email to Planning Department staff for review.

United States Bankruptcy Court Memorandum Decision (Case No.: 8-10-70231-478)

Jurgielewicz Duck Farm

(0200 75000 0700 001005, 0200 75100 0200 005000, 0200 78800 0100 001000 and 0200 78800 0100 001006)

Member Isles informed the Committee that Judge Dorothy Eisenberg found that the development rights were not part of the bankruptcy estate. Thus, the property cannot be sold free and clear of the development rights and that "any sale of the Property must be subject to the County and Town's Development Rights."

Proposed Leasing of Land Acquired by the Town via Eminent Domain

Town of Brookhaven

(0200 50800 0100 015001)

Member Turner informed the Committee that the Town is moving forward to lease the subject parcel to a farmer for agricultural purposes.

ADJOURNMENT

A motion to adjourn was made by John Turner and seconded by Alfred J. Kilb, Jr. Motion carried: 16-0-0.

NEXT MEETING

Tuesday, July 27, 2010, at 6:00 P.M. at the Long Island Horticultural Research and Extension Center, 3059 Sound Avenue, Riverhead, NY 11901.

EXHIBIT A

**SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-6-2010,
AUTHORIZING ONE SIX-MONTH EXTENSION FOR DEMONSTRATION OF
COMPLIANCE WITH REQUIREMENTS STIPULATED IN THE PERMIT
ISSUED ON MARCH 26, 2009 – FRANK J. BLANGIARDO (SCRPTM NO.
0600-047.00-01.00-003.007) –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, a proposal to modify the property owned by Frank J. Blangiardo was received by the Suffolk County Farmland Committee; and

WHEREAS, the property owned by Frank J. Blangiardo is located on land situated west of Manor Lane (CR 22), south of Melissa Lane, and north of Main Road (SR 25) in the hamlet of Jamesport, identified by Suffolk County Real Property Tax Map (SCRPTM) number 0600-047.00-01.00-003.007; and

WHEREAS, the landowner proposed modifications to the subject property intended to support the proposed commercial horse boarding operation; and

WHEREAS, the applicant sought a permit authorizing the installation and maintenance of several structures including one horse barn, two paddocks, and horse fencing and authorizing the site disturbance for and installation and maintenance of underground electric and water infrastructure to service the aforementioned horse barn; and

WHEREAS, on January 27, 2009 the Suffolk County Farmland Committee granted the applicant conditional approval for the proposed improvements as outlined in Suffolk County Farmland Committee resolution number FC-2-2009; and

WHEREAS, on March 26, 2009 the County of Suffolk issued the applicant a permit in accordance with Suffolk County Farmland Committee resolution number FC-2-2009; and

WHEREAS, the applicant complied with condition number one in the permit issued on March 26, 2009 by not preparing the site for the proposed improvements until after the permit was issued; and

WHEREAS, on November 24, 2009 the applicant submitted to the Suffolk County Farmland Committee in writing a request for one six-month extension within which timeframe they shall comply with conditions number two, six, and seven of the said issued permit; and

WHEREAS, the Suffolk County Farmland Committee approved said request to extend the timeframe within which the applicant shall demonstrate compliance with the conditions of the aforementioned permit issued on March 26, 2009 and where such compliance shall be demonstrated to the satisfaction of the Suffolk County Farmland Committee by June 26, 2010 instead of December 26, 2009; and

WHEREAS, on December 17, 2009 the County of Suffolk issued the applicant an amended permit in accordance with Suffolk County Farmland Committee resolution number FC-15-2009; and

WHEREAS, on May 25, 2010 the applicant submitted to the Suffolk County Farmland Committee in writing a second request for one six-month extension within which timeframe they shall comply with conditions number six and seven of the said issued permit; and

WHEREAS, the applicant complied with condition number two in the permit issued on December 17, 2009 by submitting a Natural Resources Conservation Service approved grazing management plan; and

WHEREAS, said request was considered by the Suffolk County Farmland Committee at its meeting on May 25, 2010; now, therefore be it

1st RESOLVED, that the Suffolk County Farmland Committee hereby approves said second request to extend the timeframe within which the applicant shall demonstrate compliance with the conditions of the aforementioned permit issued on March 26, 2009 and where such compliance shall be demonstrated to the satisfaction of the Suffolk County Farmland Committee by December 26, 2010 instead of June 26, 2010; and, be it further

2nd RESOLVED, that the County of Suffolk is directed to amend the aforementioned permit issued on March 26, 2009.

Motion by: Mark Zaweski **Seconded by:** Howard Johnson

Committee Vote: **Ayes 16**
 Nays 0
 Abstentions 0

Members Present: 16 (Ronald Bush, Nate Corwin, Lee Foster, Daniel Fricke, Olney M. Gardiner, Thomas A. Isles, Howard Johnson, Ann Marie Jones, Alfred J. Kilb, Jr., Dale D. Moyer, Bennett S. Orlowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, Mark Zaweski)

Members Absent: 3 (Russell K. Barnett, Joseph Krukowski, Eugene Murphy)

Dated: May 25, 2010

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

EXHIBIT B

SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-7 -2010, ADOPTING A POSITION AGAINST THE LIMITATIONS PLACED ON THE FEDERAL FARM AND RANCH LANDS PROGRAM

WHEREAS, the 110th United States Congress enacted the Food, Conservation, and Energy Act of 2008 ("2008 Farm Bill") on June 18, 2008; and

WHEREAS, pursuant to the 2008 Farm Bill, the Farm and Ranch Land Protection Program ("FRPP") provides matching funds to help purchase development rights to keep productive farm and ranchland in agricultural uses; and

WHEREAS, the Suffolk County Farmland Committee ("Committee") was informed that the 2008 Farm Bill limits the types of agricultural operations that qualify for funding pursuant to the FRPP; and

WHEREAS, the Committee discussed this matter at its meeting on May 25, 2010; and

WHEREAS, the Committee expressed concerns that the ineligibility of sod and field grown nursery operations would negatively impact farmland preservation efforts; now, therefore, be it

1st RESOLVED, that the Committee hereby adopts a position against the limitations placed on the FRPP by the 2008 Farm Bill that render sod and field grown nursery operations ineligible for federal funding; and, be it further

2nd RESOLVED, that the Committee shall send a letter to State Conservationist stating its position as detailed in the first resolved clause.

Motion by: Mark Zaweski **Seconded by:** Howard Johnson

Committee Vote: **Ayes 16**
 Nays 0
 Abstentions 0

Members Present: 16 (Ronald Bush, Nate Corwin, Lee Foster, Daniel Fricke, Olney M. Gardiner, Thomas A. Isles, Howard Johnson, Ann Marie Jones, Alfred J. Kilb, Jr., Dale D. Moyer, Bennett S. Orlowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, Mark Zaweski)

Members Absent: 3 (Russell K. Barnett, Joseph Krukowski, Eugene Murphy)

Dated: May 25, 2010

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

EXHIBIT C

**SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-8-2010,
DIRECTING STAFF TO CONDUCT A FOLLOW-UP SITE INSPECTION OF
THE PROPERTY OF WHICH SUFFOLK COUNTY OWNS THE
DEVELOPMENT RIGHTS – SHORELINE DEVELOPMENT CORP. (SCRPTM
NO. 0600-058.00-02.00-013.001, 0600-058.00-02.00-014.002, 0600-076.00-
0200-009.002, AND 0600-076.00-02.00-009.003) – TOWN OF RIVERHEAD –
PURSUANT TO CHAPTER 8 OF THE SUFFOLK COUNTY ADMINISTRATIVE
LOCAL LAWS**

WHEREAS, the property owned by Shoreline Development Corporation is identified by Suffolk County Real Property Tax Map ("SCRPTM") lots 0600-058.00-02.00-013.001, 0600-058.00-02.00-014.002, 0600-076.00-02.00-009.001, 0600-076.00-02.00-009.002, and 0600-076.00-02.00-009.003, and consists of approximately 38.6 acres in the hamlet of Calverton, Town of Riverhead ("Town"); and

WHEREAS, the County of Suffolk ("County") and the Town jointly purchased the development rights to approximately 33.0 acres of the land owned by Shoreline Development Corporation, identified by SCRPTM lots 0600-058.00-02.00-013.001, 0600-058.00-02.00-014.002, 0600-076.00-02.00-009.002, and 0600-076.00-02.00-009.003 ("premises") on January 3, 2008; and

WHEREAS, the County was notified that violations, including, but not limited to, the storage of nonagricultural material, may have occurred on the premises; and

WHEREAS, County staff, Town staff, and several Suffolk County Farmland Committee ("Committee") members conducted an inspection of the premises on May 19, 2010 in the presence of Peter Schembri, a principal of Shoreline Development Corporation; and

WHEREAS, said site inspection of the premises confirmed the onsite storage of nonagricultural materials including, but not limited to, plastic, concrete, and wood debris; and

WHEREAS, Mr. Schembri was advised during said site inspection that the storage of nonagricultural material on the premises is prohibited; and

WHEREAS, Mr. Schembri was directed to: 1) remove immediately all unauthorized nonagricultural material from the premises and 2) block immediately the entrance to the premises from Hulse Land Road over SCRPTM lot 0600-076.00-02.00-009.001, which may have been used to access the site for illegal dumping; and

WHEREAS, the Committee reviewed the findings of said site inspection at its meeting on May 25, 2010; now, therefore, be it

RESOLVED, that the Committee hereby directs County staff to conduct a follow-up site inspection of the premises not later than July 1, 2010 to: 1) determine if all nonagricultural debris has been removed from the premises; 2) verify that the entrance to the premises off Hulse Landing Road has been blocked; 3) investigate allegations that unauthorized products are being sold from the farm stand, that unauthorized landscaping business activities are being conducted on the premises, and that other nonagricultural activities are being conducted on the premises; and 4) determine overall compliance with the Suffolk County Purchase of Development Rights Program.

Motion by: Charles Scheer

Seconded by: Alfred J. Kilb, Jr.

Committee Vote:
Ayes 16
Nays 0
Abstentions 0

Members Present: 16 (Ronald Bush, Nate Corwin, Lee Foster, Daniel Fricke, Olney M. Gardiner, Thomas A. Isles, Howard Johnson, Ann Marie Jones, Alfred J. Kilb, Jr., Dale D. Moyer, Bennett S. Orlowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, Mark Zaweski)

Members Absent: 3 (Russell K. Barnett, Joseph Krukowski, Eugene Murphy)

Dated: May 25, 2010

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

EXHIBIT D

**SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-9-2010,
AUTHORIZING MODIFICATION TO THE PROPERTY OF WHICH SUFFOLK
COUNTY OWNS THE DEVELOPMENT RIGHTS – “R&M ANDREWS & SON
FARM” (SCRPTM NO. 0600-058.00-02.00-012.005) – 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, a proposal to modify the property known as “R&M Andrews & Son Farm,” owned by Marie L. Andrews, has been received by the Suffolk County Farmland Committee; and

WHEREAS, “R & M Andrews & Son Farm” is located on land situated north of Sound Avenue, south of Karen Court, east of Hulse Landing Road, and west of Kristen Place, identified by Suffolk County Real Property Tax Map (SCRPTM) numbers 0600-058.00-02.00-012.001, 0600-058.00-02.00-012.003, 0600-058.00-02.00-012.004, 0600-058.00-02.00-012.005; and

WHEREAS, the applicant is seeking a permit authorizing the installation and maintenance of one drainage basin on the 18.8 ± acre parcel of which the County of Suffolk owns the development rights, identified by SCRPTM number 0600-058.00-02.00-012.005; and

WHEREAS, the proposed drainage basin is part of a farm-wide stormwater mitigation plan, designed to retain water and soil onsite; and

WHEREAS, the proposed drainage basin shall be not more than six feet deep, shall not exceed an area of 2,025 feet at the top and 441 feet at the bottom of the basin, shall have a 20-foot long grass filter strip placed along the entrance of the drainage basin to prevent sediment load, and shall be designed to enable periodic removal of sediment accumulated at the bottom of the basin; and

WHEREAS, the proposed drainage basin shall be situated on SCRPTM lot 0600-058.00-02.00-012.005 at least 100 feet south of the existing onsite well, and shall be built according to the Natural Resources Conservation Service site plan submitted to the Suffolk County Planning Department, copies of which are held on record in the Office of the Planning Department of Suffolk County, and subject to the conditions herein; and

WHEREAS, said application was considered by the Suffolk County Farmland Committee at its meeting on May 25, 2010; 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 condition:

1. that all top soil removed in association with the aforementioned proposed modification shall remain on the subject parcel and either be spread in low areas of said parcel or be stock piled on said parcel.

Motion by: Mark Zaweski

Seconded by: Howard Johnson

Committee Vote:
Ayes 16
Nays 0
Abstentions 0

Members Present: 16 (Ronald Bush, Nate Corwin, Lee Foster, Daniel Fricke, Olney M. Gardiner, Thomas A. Isles, Howard Johnson, Ann Marie Jones, Alfred J. Kilb, Jr., Dale D. Moyer, Bennett S. Orlowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, Mark Zaweski)

Members Absent: 3 (Russell K. Barnett, Joseph Krukowski, Eugene Murphy)

Dated: May 25, 2010

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

EXHIBIT E

SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-10-2010, AUTHORIZING MODIFICATION TO THE PROPERTY OF WHICH SUFFOLK COUNTY OWNS THE DEVELOPMENT RIGHTS – “FINK COUNTRY FARM” (SCRPTM NO. 0600-134.00-01.00-008.004) – 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, a proposal to modify the property known as “Fink Country Farm,” owned by Castle Court, LLC, has been received by the Suffolk County Farmland Committee; and

WHEREAS, “Fink Country Farm” is located on land situated north of Middle Country Road (SR 25) and south of Castle Court, identified by Suffolk County Real Property Tax Map (SCRPTM) number 0600-13400-01.00-008.004; and

WHEREAS, the applicant is seeking a permit authorizing the installation and maintenance of two permanent greenhouse structures on a portion of the 19.4 ± acre parcel identified by SCRPTM number 0600-134.00-01.00-008.004; and

WHEREAS, the proposed greenhouse structures shall not have foundations and shall be constructed of metal poles and a plastic covers, which shall remain on the metal poles throughout the year; and

WHEREAS, the proposed greenhouse structures shall each be sited on the southeastern portion of SCRPTM lot 0600-134.00-01.00-008.004, shall each not be greater than 3,168 square feet, shall have a 150-foot minimum front yard setback from a primary public road (a road owned by a municipal, county, or state government), shall have a 50-foot minimum setback along secondary public roads, shall have a 20-foot minimum setback from side and rear property lines, and shall comply with Natural Resources Conservation Service (NRCS) recommendations to install drip trenches to address any potential run-off issues, as delineated by an NRCS site plan submitted by the applicant to the Suffolk County Planning Department, copies of which are held on record in the Office of the Planning Department of Suffolk County, and subject to the conditions herein; and

WHEREAS, this proposed modification to the property is intended for the production of plants and/or vegetables for the farm operation; and

WHEREAS, this proposed modification to the subject property shall comply with *Greenhouse Structures: Guidelines for Parcels with County Purchased Development Rights*, which was adopted by the Suffolk County Farmland Committee on January 22, 2008; and

WHEREAS, said application was considered by the Suffolk County Farmland Committee at its meeting on May 25, 2010; 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 condition;

1. that the applicant shall submit an NRCS approved site plan addressing all potential stormwater run-off problems that may impact the subject parcel and/or adjacent sites as a result of the aforementioned proposed modification.

Motion by: Nate Corwin

Seconded by: Howard Johnson

Committee Vote: **Ayes 16**
 Nays 0
 Abstentions 0

Members Present: 16 (Ronald Bush, Nate Corwin, Lee Foster, Daniel Fricke, Olney M. Gardiner, Thomas A. Isles, Howard Johnson, Ann Marie Jones, Alfred J. Kilb, Jr., Dale D. Moyer, Bennett S. Orlowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, Mark Zaweski)

Members Absent: 3 (Russell K. Barnett, Joseph Krukowski, Eugene Murphy)

Dated: May 25, 2010

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

EXHIBIT F

SUFFOLK COUNTY FARMLAND COMMITTEE RESOLUTION NO. FC-11-2010, AUTHORIZING MODIFICATION TO THE PROPERTY OF WHICH SUFFOLK COUNTY OWNS THE DEVELOPMENT RIGHTS – “FINK COUNTRY FARM” (SCRPTM NO. 0600-134.00-01.00-008.004) – 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, a proposal to modify the property known as “Fink Country Farm,” owned by Castle Court, LLC has been received by the Suffolk County Farmland Committee; and

WHEREAS, “Fink Country Farm” is located on land situated north of Middle Country Road (SR 25) and south of Castle Court, identified by Suffolk County Real Property Tax Map (SCRPTM) number 0600-13400-01.00-008.004; and

WHEREAS, the applicant is seeking a permit authorizing the installation and maintenance of deer fence structures on a portion of the 19.4 ± acre parcel identified by SCRPTM number 0600-134.00-01.00-008.004; and

WHEREAS, the proposed deer fence structures shall not exceed a height of eight feet and shall consist of galvanized wire and wooden posts; and

WHEREAS, the proposed deer fence structures shall not exceed a total linear length of 3,500 feet on the subject parcel, not more than 2,100 feet of which shall be sited along the eastern boundary, not more than 450 feet of which shall be sited along the western boundary, not more than 266 feet of which shall be sited on the northern portion, and not more than 675 feet of which shall enclose the greenhouse structures approved in Suffolk County Farmland Committee Resolution number FC-10-2010, as delineated by a site plan submitted by the applicant to the Suffolk County Planning Department, copies of which are held on record in the Office of the Planning Department of Suffolk County, and subject to the conditions herein; and

WHEREAS, this proposed modification to the property is intended to control the ingress and egress of wildlife; and

WHEREAS, said application was considered by the Suffolk County Farmland Committee at its meeting on May 25, 2010; 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.

Motion by: Howard Johnson **Seconded by:** Mark Zaweski

Committee Vote: **Ayes** **16**
 Nays **0**
 Abstentions **0**

Members Present: 16 (Ronald Bush, Nate Corwin, Lee Foster, Daniel Fricke, Olney M. Gardiner, Thomas A. Isles, Howard Johnson, Ann Marie Jones, Alfred J. Kilb, Jr., Dale D. Moyer, Bennett S. Orłowski, Jr., Jeffrey Rottkamp, Charles F. Scheer, Jr., Albert Schmitt, John Turner, Mark Zaweski)

Members Absent: 3 (Russell K. Barnett, Joseph Krukowski, Eugene Murphy)

Dated: May 25, 2010

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