



County Resources

411 Main Street
Catskill, N.Y. 12414

Special Committee Meeting
<http://greenegovernment.com/>

~ Agenda ~

Monday, December 15, 2014

6:00 PM

Caucus Room 468

County Resources Members: Chairperson Hatton; Legislators Hitchcock, K. Lennon, Seeley and H. Lennon

Call to Order

Proposed Agenda Item:

1. Approving Recommendations for Including Land into Agricultural District No. 124

Adjournment



Resolution No.

Approving Recommendations for Including Land into Agricultural District No. 124

WHEREAS, Agricultural District No. 124 was approved by the Commissioner of New York State Department of Agriculture and Markets on August 2, 2004 and modified on February 8, 2005 in accordance with Resolution No. 478-04; February 15, 2006 in accordance with Resolution No. 415-05; February 15, 2007 in accordance with Resolution 382-06; February 6, 2008 in accordance with Resolution 435-07; January 27, 2009 in accordance with Resolution 471-08; January 15, 2010 in accordance with Resolution 379-09, February 15, 2012 in accordance with Resolution 46-12; December 19, 2012 in accordance with Resolution 404-12; and December 18, 2013 in accordance with Resolution 383-13; and

WHEREAS, in accordance with Article 25-A, § 303-b of the Agriculture and Markets Law of New York State the Greene County Legislature has designated an annual thirty day period as September 1st through September 30th within which a land owner may submit a request for inclusion of land which is predominately viable agricultural land within an Agricultural District prior to the county established review period; and

WHEREAS, upon the termination of such thirty day period the County Legislative Body shall follow the procedure proscribed by Article 25-A, § 303-b of the Agriculture and Markets Law of New York State; and

WHEREAS, the Greene County Agricultural and Farmland Protection Board has compiled a report of its recommendations as to whether the requested land be included in the agricultural district as consisting of predominantly viable agricultural land and serving the public interest by assisting in maintaining a viable agricultural industry within the district; and

WHEREAS, a Public Hearing was held by the Greene County Legislature on December 17, 2013; and

WHEREAS, the Greene County Legislature has considered factors contained in Article 25-A, § 303-b of the Agriculture and Markets Law and of 6 NYCRR Part 617 (State Environmental Quality Review), with respect to said district and proposed additions.

NOW, THEREFORE, BE IT RESOLVED, that after due deliberation and pursuant to the Agriculture and Markets Law, the Greene County Legislature hereby determines that the amendment to Agricultural District No. 124 recommended by the Greene County Agricultural and Farmland Protection Board will not have a significant adverse environmental impact and therefore an Environmental Impact Statement is not required; and be it further

RESOLVED, and the Greene County Legislature hereby approves the modifications to Agricultural District No. 124 as recommended by the Greene County Agricultural and

Farmland Protection Board.

ATTACHMENTS:

- 2014 Annual Inclusions Summary (PDF)

Meeting History

12/03/14 County Resources TABLED

RESULT:	TABLED [UNANIMOUS]
MOVER:	James Hitchcock, Legislator
SECONDER:	Vincent J. Seeley, Legislator
AYES:	Hatton, Hitchcock, Seeley, Lennon, Lewis, VanSlyke
ABSENT:	Kevin C. Lennon

Current Meeting

12/15/14 County Resources



**Greene County
Economic Development,
Tourism & Planning**

411 Main Street, Suite 419
Catskill, New York 12414

Warren Hart
Director



**GREENE
BUSINESS**

MEMORANDUM

TO: Eugene Hatton, Chairman, County Resources
Shaun Groden, County Administrator

FROM: Warren Hart, Director *W.H.*

SUBJECT: Agricultural District Annual Inclusions

DATE: November 21, 2014

The Greene County Department of Economic Development, Tourism & Planning, in coordination with Cornell Cooperative Extension of Greene County, Greene County Agricultural and Farmland Protection Board and the Greene County Soil and Water Conservation District, have been working on recommendations for annual inclusion of viable agricultural land in Agricultural District No. 124.

The attached resolution approves the modification of District No. 124 based upon submission of landowner requests and the recommendations contained in the report of the Greene County Agricultural and Farmland Protection Board. The resolution also determines that this action will have no adverse affect on the environment.

In addition, attached is a completed environmental assessment form indicating that the proposed action will not have a significant effect on the environment. I am requesting that this form be signed by Acting Chairman Lewis on each of the three signature pages, following passage of the resolution, with a copy returned to this office for filing with the NYS Department of Agriculture and Markets.

Attach.

Attachment: 2014 Annual Inclusions Summary (1438 : Including Land into Agricultural District No. 124)



DiscoverGreene.com

**AGRICULTURAL DISTRICT INCLUSION REQUESTS
THE 2014 ANNUAL REVIEW PERIOD
Greene County Agricultural and Farmland Protection Board**

In accordance with §303-b of the amended Agriculture and Markets Law, the Greene County Agricultural and Farmland Protection Board has reviewed requests for the inclusion of land within the certified agricultural district #124 during the designated annual review period of September 1st through September 30th, 2014 and recommends the following parcels be added to Agricultural District 124:

<u>Town</u>	<u>Owner</u>	<u>Tax Map ID</u>	<u>Acreage</u>	<u>Use</u>
Cairo	James H. McManus (formerly portion of 99.00-1-22.11)	99.00-1-55	16.1	Apiculture (bees)
Cairo	Kathleen E. Droppa (formerly portion of 99.00-1-22.11)	99.00-1-57	21.5	goats
Cairo	Lori and Cameron Brown	102.00-2-14	176.2	Hay & Timber
Catskill	Amaranth Holding Co LLC Millet & Teff Holding Co LLC	188.00-1-2 187.00-2-27	142.3 75.3	Cash Crop
			(Total Holding LLCs: 217.6)	
Athens	Edward R. Bloomer	87.00-1-15 87.00-1-12	77 3.7	Poultry
Coxsackie	Edward R. Bloomer	87.00-2-19	10.8	Poultry
			(Total Bloomer: 91.5)	
New Baltimore	Schoenborn Assoc. Inc. (Joseph Pasqualone)	27.00-4-10 40.00-1-5	84.8 4.52	Horse Farm
Coxsackie	Schoenborn Assoc. Inc.	40.00-9-20.12 40.00-9-20.11 40.00-9-1 40.00-9-20.2	2.1 115.9 64.9 2.1	Horse Farm
Coxsackie	Joseph Pasqualone	55.00-1-16	136.5	Horse Farm
			(Total Pasqualone/Schoenborn: 410.82)	
Total			933.72	

Attachment: 2014 Annual Inclusions Summary (1438 : Including Land into Agricultural District No. 124)

ENVIRONMENTAL ASSESSMENT FORM

PART I

- 1. The proposed action is located in: The County of Greene.
- 2. The agency responsible for preparing this Environmental Assessment Form and determining environmental significance is: The County Legislative Body of Greene County.
- 3. The name and address for the Clerk of the above named County is: Tammy Sciavillo, Clerk of the County Legislature, 411 Main Street, Catskill, NY 12414.
- 4. Is this an application for the formation of a new agricultural district? Yes X No If yes, what is the total number of acres to be included in this district? _____ acres
- 5. Is this an application to modify an existing district? X Yes No If yes, what is the total number of acres comprising the district as it exists prior to modification? 38,576.09 acres
- 6. If this application involves a modification, will such modification result in a change in the size of the district? X Yes No If yes, how many acres are involved in the change? Addition of 933.72 acres.
- 7. Is there a public controversy related to this district proposal? Yes X No If yes, describe in space below:

(Attach additional sheets if necessary)

Attachment: 2014 Annual Inclusions Summary (1438 : Including Land into Agricultural District No. 124)

The Department of Agriculture and Markets, as lead agency for the Agricultural Districts Program, has conducted a programmatic review of the environmental effects of agricultural districting and has concluded that there is little likelihood of significant adverse environmental impact resulting from the formation or modification of such districts. It is, however, the responsibility of the agency preparing this form to review the site-specific proposal under consideration to determine if unique circumstances exist which increase the likelihood of environmental significance. If any such circumstances exist, please describe them on the space provided below and explain how the resulting impact will be mitigated. (Refer to the criteria contained in 6NYCRR§ 617.11 for aid in determining the likelihood of significance and whether or not it is material, substantial, large or important.)

PART III

Please indicate desire for lead agency status by checking the appropriate box below:

- X Since the proposed action will be undertaken by the County Legislative Body and since any adverse environmental impacts will be primarily of local significance it is hereby recommended that this County Legislative Body serve as lead agency to insure compliance with the requirements of the State Environmental Quality Review Act. It has been determined that the only other agency required to undertake an action in this case is the Department of Agriculture and Markets.
- The County Legislative Body does not choose to nominate itself to serve as lead agency.

PART IV

The County Legislative Body of Greene County has determined that: (check one)

- X The proposed action will not have a significant adverse environmental impact and therefore an Environmental Impact Statement is not required.
- Although unique circumstances beyond those anticipated by the Department of Agriculture and Markets in its programmatic environmental assessment will result from the proposed action, it has been determined that the proposed action will not have a significant adverse environmental impact.
- Due to unique circumstances detailed in Part II, significant environmental impact will result from the proposed action. Therefore, an Environmental Impact Statement will be required and will be prepared or approved by this County Legislative Body prior to undertaking any action.

This Environmental Assessment Form was prepared for the County of Greene by The Greene County Department of Planning and Economic Development.

Authorized Signature

518-719-3270
Telephone

617.20
Appendix B
Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project: Agricultural District Annual Review			
Project Location (describe, and attach a location map): Portions of Greene County			
Brief Description of Proposed Action: Agricultural District Annual Review. Based on requests by landowners, and review and recommendation by the Greene County Agricultural and Farmland Protection Board, 933.72 acres will be added to Greene County Agricultural District #124			
Name of Applicant or Sponsor: The County of Greene		Telephone: 518-719-3270 E-Mail: planning@discovergreene.com	
Address: c/o Tammy Scialvillo, Clerk of the County Legislature, 411 Main Street			
City/PO: Catskill		State: NY	Zip Code: 12414
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		_____ N/A acres	
b. Total acreage to be physically disturbed?		_____ N/A acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ N/A acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input checked="" type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland			

Attachment: 2014 Annual Inclusions Summary (1438 : Including Land into Agricultural District No. 124)

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____	NO	YES
_____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	NO	YES
_____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	NO	YES
_____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor name: <u>Kevin Lewis</u> Date: _____		
Signature: _____		

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Greene County Legislature

Name of Lead Agency

Date

Kevin Lewis

Print or Type Name of Responsible Officer in Lead Agency

Acting Chairman

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

PRINT