

By Legislators Frazier and Cruz

Intro. No. \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_ OF 2024

**DESIGNATING MARCH 1<sup>ST</sup> TO MARCH 30<sup>TH</sup> TO BE ANNUAL 30-DAY ENROLLMENT PERIOD FOR MAKING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature hereby designates March 1<sup>st</sup> to March 30<sup>th</sup> as the annual 30-day enrollment period for making additions to Monroe County Agricultural Districts.

Section 2. The Clerk of the Legislature is hereby authorized to publish and post notice of the 30-day submission period each year for requests to include land, which is predominantly viable agricultural land, within Monroe County Agricultural Districts.

Section 3. The Monroe County Agricultural and Farmland Protection Board is hereby directed to prepare and submit a report within 30 days of the termination of the submission period each year, with its recommendations as to whether inclusion of each piece of land proposed to be included in the certified agricultural districts: a) consists predominantly of viable agricultural land, and b) would serve the public interest by assisting in maintaining a viable agricultural industry within the certified agricultural districts.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning & Economic Development Committee; January 22, 2024 - CV: 5-0  
File No. 24-0013

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

**ACTION BY THE COUNTY EXECUTIVE**

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_

## LEGAL NOTICE

### NOTICE OF A 30-DAY PERIOD FOR PROPOSAL FOR INCLUSION OF PREDOMINANTLY VIABLE AGRICULTURAL LANDS INTO CERTIFIED MONROE COUNTY AGRICULTURAL DISTRICTS

PLEASE TAKE NOTICE, that pursuant to Article 25-AA of the New York State Agriculture and Markets Law, the Monroe County Legislature has adopted a process to make additions of predominantly viable agricultural land into the certified Monroe County Agricultural Districts.

PLEASE TAKE FURTHER NOTICE, that Monroe County is required to conduct a review of all proposals for inclusion of predominantly viable agricultural land into certified Monroe County Agricultural Districts.

PLEASE TAKE FURTHER NOTICE, that only whole tax parcels are eligible for inclusion in a certified Monroe County Agricultural District.

PLEASE TAKE FURTHER NOTICE, that there is hereby established a 30-day period to request parcels be added to a certified Monroe County Agricultural District, which period commences on March 1, 2024 and terminates on March 31, 2024.

PLEASE TAKE FURTHER NOTICE, that any proposed additions must be submitted in writing to the Clerk of the County Legislature within this 30-day period and shall include the following information: the certified Monroe County Agricultural District into which the land is proposed to be included; a description of the land; the tax map identification number and acreage; and the address.

PLEASE TAKE FURTHER NOTICE, that at the termination of the 30-day period any proposed additions will be submitted to the Monroe County Agricultural and Farmland Protection Board for review and recommendation to the Monroe County Legislature.

PLEASE TAKE FURTHER NOTICE, that subsequent to the receipt of the recommendations of the Monroe County Agricultural and Farmland Protection Board, the Monroe County Legislature will hold a public hearing on the proposals and recommendations of the Monroe County Agricultural and Farmland Protection Board and thereafter will take action to accept or reject the proposals to include predominantly viable agricultural land in the certified Monroe County Agricultural Districts.

DATED: \_\_\_\_\_, 2024



# *Office of the County Executive*

Monroe County, New York

**Adam J. Bello**  
*County Executive*

January 5, 2024

<b>OFFICIAL FILE COPY</b>
No. <u>240013</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>PLAN &amp; EC DEV -L</b>

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Designate March 1<sup>st</sup> to March 30<sup>th</sup> to be the Annual 30-day Enrollment Period for Making Additions to Monroe County Agricultural Districts

**Honorable Legislators:**

I recommend that Your Honorable Body designate March 1st to March 30th to be the annual 30-day enrollment period for making additions to Monroe County's Agricultural Districts.

Section 303-b of the Agriculture and Markets Law requires Your Honorable Body establish an annual 30-day period during which landowners can submit proposals to include land that is predominantly viable agricultural land within a certified agricultural district. Monroe County would begin this addition process by publishing a general notice to make landowners aware of the 30-day submission period. At the end of the 30-day submission period all requests for inclusion will be referred to the Monroe County Agricultural and Farmland Protection Board ("AFPB") for its recommendations. The AFPB then has 30 days to make a recommendation to Your Honorable Body concerning any proposed additions to the state-certified agricultural districts. Upon receipt of the recommendation, Your Honorable Body must hold a public hearing before taking action to adopt or reject the addition of any parcels to any district. A second referral will be submitted to Your Honorable Body after the report of the AFPB to schedule the public hearing and recommend adoption or rejection of the addition of parcels to any district.

**The specific legislative actions required are:**

1. Designate March 1<sup>st</sup> to March 30<sup>th</sup> as the annual 30-day enrollment period for making additions to Monroe County Agricultural Districts.
2. Authorize the Clerk of the Legislature to publish and post notice of the 30-day submission period each year for requests to include land, which is predominantly viable agricultural land, within Monroe County Agricultural Districts.

3. Direct the Monroe County Agricultural and Farmland Protection Board to prepare and submit a report within 30-days of the termination of the submission period each year, with its recommendations as to whether inclusion of each piece of land proposed to be included in the certified agricultural districts: a) consists predominantly of viable agricultural land, and b) would serve the public interest by assisting in maintaining a viable agricultural industry within the certified agricultural districts.

This is a Type II Action pursuant to 6 NYCRR 617.5(c)(24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”) and is not subject to further review under the State Environmental Quality Review Act.

This annual initiation of process will have no impact on the revenues or expenditures of the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello  
Monroe County Executive