

MINUTES
MORRIS COUNTY AGRICULTURE DEVELOPMENT BOARD
30 Schuyler Place, 4th Floor, Morristown, New Jersey
November 3, 2016

The meeting was called to order by Chairman Keller at 7:42 p.m. Members present:

Aimee Ashley Myers
Dale Davis
Rick Desiderio (arrived at 7:40 p.m.)
Kathy Hammond
Gregory Keller
Harvey Ort

Members with an excused absence:

Kenneth Wightman

Staff in attendance:

Christine Marion
W. Randall Bush, Esq.
Katherine Coyle

COMPLIANCE WITH THE OPEN PUBLIC MEETINGS LAW

Chairman Keller announced that in compliance with the Open Public Meetings Act, adequate notice of the meeting had been provided and filed with the Town of Morristown, the Morris County Clerk, the Daily Record and the Star Ledger.

APPROVAL OF MINUTES

The minutes were not available.

OPEN TO THE PUBLIC

There were no comments from the public.

CLOSED SESSION

Pursuant to P.L. 1975 Ch. 231, the Open Public Meetings Act, Chairman Keller announced that in compliance with the Open Public Meetings Act, the Morris CADB considered closing the open portion of the meeting in order to discuss matters related to the purchase, lease or acquisition of real property, and litigation in Closed Session. On motion of member Ashley

Myers, seconded by member Davis, the Board voted to conduct a Closed Session. A roll call vote was taken.

Aye: Ashley Myers, Davis, Hammond, Ort and Keller

Nay: None Abstain: None

RETURN TO MEETING

The meeting reopened to the public at 8:03 p.m.

ACTIONS RESULTING FROM CLOSED SESSION

Lancor Farm, Harding Township. On motion of member Ashley Myers, seconded by member Davis, the Board directed staff to send a letter to Mr. Picozzi per CADB Policy: P-10. A roll call vote was taken.

Aye: Ashley Myers, Davis, Desiderio, Hammond, Ort and Keller

Nay: None Abstain: None

REPORT OF DIRECTOR & ATTORNEY

CADB Membership. The Board discussed the need to fill the vacancy resulting from member Wightman's retirement. Per N.J.S.A. 4:1C-14, "the county board of agriculture shall recommend to the board of chosen freeholders, the county executive or the county supervisor, as appropriate, a list of potential candidates and their alternates to be considered for each appointment".

Legislative Updates. Legislative updates were shared with the Board via email prior to the meeting.

RIGHT TO FARM

Hampton Twp. et al v. Sussex CADB – farm markets & "products that contribute to farm income". Ms. Coyle shared with the Board a recent SADC final decision regarding Right to Farm protections for farm markets, specifically, the types of products that can be sold at a farm market. Pursuant to the RTF Act, a farm market is "facility used for the wholesale or retail marketing of the agricultural output of a commercial farm, and products that contribute to farm income". The SADC interpreted the phrase "products that contribute to farm income" as requiring a reasonable relationship or connection between the sale of products grown on the farm and other items sold in the farm market.

CORRESPONDENCE

There was no correspondence to review.

OLD BUSINESS

There was no old business to review.

NEW BUSINESS

Resolution 2016-11: Preliminary Approval: Olsen Farm, Chester Twp. On motion of member Ashley Myers, seconded by member Davis, the Board adopted Resolution 2016-11. A roll call vote was taken.

Aye: Ashley Myers, Davis, Desiderio, Hammond, Ort and Keller

Nay: None Abstain: None

OPEN TO THE PUBLIC

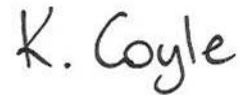
Member Ashely Myers informed the Board that the county board of agriculture asked the CADB to review Chester Township’s revised ordinance, Traffic Management Plan for Commercial Farms, and to submit comments to the Township. The Board reviewed and discussed the draft ordinance and directed staff to submit comments to the Township.

Member Keller, as the CADB’s liaison to the Morris County Open Space Committee, informed the Board that the OS Committee would present their recommendations to the Board of Chosen Freeholders on November 9.

ADJOURNMENT

There being no further business, on motion of member Ashley Myers, seconded by member Davis, the meeting was adjourned at 9:47 p.m.

Respectfully submitted,



Katherine Coyle
Director