



SULLIVAN COUNTY LEGISLATURE
Planning, Environmental Management and Real Property Committee
Thursday, July 10, 2014 ~ 1:15 PM

*Committee Members: Alan Sorensen (Chair); Ira Steingart (Vice Chair);
Cora Edwards; Cindy Kurpil Geiger and Gene Benson*

AGENDA

DISCUSSION:

1. **Historical and Cultural Assistance Program**

PRESENTATIONS: None

RESOLUTIONS:

COUNTY ATTORNEY - None

COUNTY TREASURER - None

PLANNING

1. **To issue a Negative Declaration pursuant to the New York State Environmental Quality Review Act regarding the addition of parcels of Real Property to existing certified Agricultural Districts within Sullivan County.**
2. **To include viable Agricultural Land in and existing Certified Agricultural District within Sullivan County.**

REAL PROPERTY

3. **To correct the 2014 Tax Roll of the Town of Forestburg for Tax Map #30.-1-20.1.**

DEPARTMENT/PROGRAM UPDATES AND REPORTS:

County Attorney: - None
County Treasurer: - Update on Current Issues
Real Property: - Monthly Deed and Subdivision Report

DIVISION DISCUSSION ITEMS: None

PUBLIC COMMENTS:

RECESS

**COMBINED: LEGISLATIVE MEMORANDUM,
CERTIFICATE OF AVAILABILITY OF FUNDS
AND RESOLUTION COVER MEMO**

To: Sullivan County Legislature

Fr: Melinda Meddaugh, Agricultural Planner, Division of Planning & Env. Management

Re: Request for Consideration of a Resolution: Negative Declaration for Agricultural District
Inclusions

Date: June 27, 2014

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

Adopt a negative declaration pursuant to SEQRA, regarding the inclusion of parcels in Agricultural District No. 4

Is subject of Resolution mandated? Explain:

Yes, part of the SEQRA process to amend Agricultural Districts

Does Resolution require expenditure of funds? Yes ___ No

If "Yes, provide the following information:

Amount to be authorized by Resolution: \$ _____

Are funds already budgeted? Yes ___ No ___

If "Yes" specify appropriation code(s): _____

If "No", specify proposed source of funds: _____

Estimated Cost Breakdown by Source:

County \$ _____ Grant(s) \$ _____

State \$ _____ Other \$ _____

Federal Government \$ _____ (Specify) _____

Verified by Budget Office:

Does Resolution request Authority to Enter into a Contract? Yes ___ No

If "Yes", provide information requested on Pages 2. If "NO", please go straight to Page 3 and acquire all pre-legislative approvals.

Request for Authority to Enter into Contract with [_____] of
[_____]

Nature of Other Party to Contract: .

Other:

Duration of Contract: From _____ To _____

Is this a renewal of a prior Contract? Yes ___ No ___

If "Yes" provide the following information:

Dates of prior contract(s): From _____ To _____

Amount authorized by prior contract(s): _____

Resolutions authorizing prior contracts (Resolution #s): _____

Future Renewal Options if any:

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes ___ No ___

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): _____

Efforts made to find Less Costly alternative:

Efforts made to share costs with another agency or governmental entity:

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

- A. Director of Purchasing: Angela Lewis Date 7/8/14
- B. Management and Budget: _____ Date _____
- C. Law Department: S. Gasque Date 7/8/14
- D. County Manager: John Rosen Date 7/9/14
- E. Other as Required: _____ Date _____

Vetted in Planning, Environmental Management & Committee on _____

RESOLUTION NO. ____ INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO ISSUE A NEGATIVE DECLARATION PURSUANT TO THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT REGARDING THE ADDITION OF PARCELS OF REAL PROPERTY TO EXISTING CERTIFIED AGRICULTURAL DISTRICTS WITHIN SULLIVAN COUNTY

WHEREAS, The Sullivan County Legislature has the authority under New York State Agriculture and Markets Law to include additional parcels in the existing certified Agricultural District No. 4 on a yearly basis; and

WHEREAS, the New York State Department of Agriculture and Markets has consented to the Sullivan County Legislature being declared lead agency with respect to the environmental review of the proposal to add parcels to Sullivan Agricultural District No. 4; and

WHEREAS, a short form Environmental Assessment (attached hereto) has been prepared which concludes that the proposal to add parcels to Sullivan County Agricultural Districts No. 4 will not have a significant adverse impact on the environment and recommends that the County Legislature issue a Negative Declaration.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby accepts the Environmental Assessment described in the SEQRA Environmental Assessment Form (attached hereto); and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby issues a Negative Declaration pursuant to the provisions of the New York State Environmental Quality Review Act, with respect to the proposal to add parcels to Sullivan County Agricultural District No. 4; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature authorizes the Chairman of the Legislature to execute the Environmental Assessment Form.

ENVIRONMENTAL ASSESSMENT FORM

PART I

1. The proposed action is located in the County of Sullivan and the Town(s) of Highland, Thompson, and Fallsburg.
2. The agency responsible for preparing this Environmental Assessment Form and determining environmental significance is the County Legislative Body of Sullivan County.
3. The name and address for the Clerk of the above named County is Daniel L. Briggs, 100 North Street, PO Box 5012, Monticello NY 12701.
4. Is this an application for the formation of a new agricultural district? Yes 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? Yes No If yes, what is the total number of acres comprising the district as it exists prior to modification? 46,491 acres
6. If this application involves a modification, will such modification result in a change in the size of the district? Yes No If yes, how many acres are involved in the change? 265.26
7. Is there a public controversy related to this district proposal? Yes No If yes, describe in space below:

During the June 19, 2014 public hearing, no negative public comments were received regarding any of the parcels recommended for inclusion.

PART II

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:

- 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 Sullivan County has determined that: (check one)

- 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 Sullivan by Sullivan County Legislature.

Authorized Signature

Chairman of Legislature

Telephone

**COMBINED: LEGISLATIVE MEMORANDUM,
CERTIFICATE OF AVAILABILITY OF FUNDS
AND RESOLUTION COVER MEMO**

To: Sullivan County Legislature

Fr: Melinda Meddaugh, Agricultural Planner, SC Division of Planning and Environmental Management

Re: Request for Consideration of a Resolution: Inclusion of New Parcels for Ag Dist 4

Date: June 26, 2014

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

This resolution is to add parcels to the NYS Agricultural District 4 pursuant to the annual 30 day window for requests for inclusion.

Is subject of Resolution mandated? Explain:

Agricultural Districts have an annual 30 day window allowing the opportunity for parcels to be added.

Does Resolution require expenditure of funds? Yes ___ No

If "Yes", provide the following information:

Amount to be authorized by Resolution: \$ _____

Are funds already budgeted? Yes ___ No ___

If "Yes" specify appropriation code(s): _____

If "No", specify proposed source of funds: _____

Estimated Cost Breakdown by Source:

County	\$ _____	Grant(s)	\$ _____
State	\$ _____	Other	\$ _____
Federal Government	\$ _____	(Specify)	_____

Verified by Budget Office: 

Does Resolution request Authority to Enter into a Contract? Yes ___ No

If "Yes", provide information requested on Pages 2. If "NO", please go straight to Page 3 and acquire all pre-legislative approvals.

Request for Authority to Enter into Contract with [_____] of [_____]

Nature of Other Party to Contract: .

Other:

Duration of Contract: From _____ To _____

Is this a renewal of a prior Contract? Yes ___ No _____

If "Yes" provide the following information:

Dates of prior contract(s): From _____ To _____

Amount authorized by prior contract(s): _____

Resolutions authorizing prior contracts (Resolution #s): _____

Future Renewal Options if any:

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes ___ No ___

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): _____

Efforts made to find Less Costly alternative:

Efforts made to share costs with another agency or governmental entity:

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

_____ N/A _____

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

- A. Director of Purchasing: Angela Lewis Date 7/8/14
- B. Management and Budget: _____ Date _____
- C. Law Department: S. Yastgen Date 7/8/14
- D. County Manager: John Board Date 7/2/14
- E. Other as Required: _____ Date _____

Vetted in Planning, Environmental Management & Committee on _____

RESOLUTION NO. ____ INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO INCLUDE VIABLE AGRICULTURAL LAND IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT WITHIN SULLIVAN COUNTY

WHEREAS, Section 303-b of the Agriculture and Markets Law authorizes the inclusion of viable agricultural land into certified agricultural districts; and

WHEREAS, the County of Sullivan’s Agricultural & Farmland Protection Board has recommended the following parcels to be added to the existing certified Agricultural District No. 4 within Sullivan County; and

WHEREAS, a public hearing was held on the inclusion of these parcels into the existing certified Agricultural District No. 4 on June 19th, 2014 at which time all comments were heard by the Sullivan County Legislature; and

WHEREAS, all comments and considerations brought to the attention of the Sullivan County Legislature and the Sullivan County Division of Planning and Environmental Management were considered during all phases of the inclusion process, including but not limited to the environmental review process, in determining whether or not the following parcels were to be included in the existing certified Agricultural District No. 4.

NOW, THEREFORE, BE IT RESOLVED, that the following parcels are to be included in the existing certified Agricultural District No. 4:

- Agricultural District No. 4**
- Town of Highland 10.-1-48
 - Town of Fallsburg 41.-1-35
 - Town of Fallsburg 41.-1-36
 - Town of Thompson 7.-1-13.3
 - Town of Thompson 7.-1-13.4
 - Town of Thompson 7.-1-26.1
 - Town of Thompson 2.-1-12.1
 - Town of Thompson 2.-1-12.2
 - Town of Thompson 2.-1-39

**COMBINED: LEGISLATIVE MEMORANDUM,
CERTIFICATE OF AVAILABILITY OF FUNDS
AND RESOLUTION COVER MEMO**

To: Sullivan County Legislature

Fr: Edward Homenick, Acting Director of Real Property Tax Services

Re: Request for Consideration of a Resolution: Correction of Errors

Date: July 1, 2014

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

This is a Resolution to approve a correction of the 2014 tax rolls for town and county purposes pursuant to section 556 of the Real Property Tax Law that was caused by an unlawful entry on the tax roll in which an assessed taxable valuation was incorrectly applied to a wholly exempt parcel

Is subject of Resolution mandated? Explain:

This Resolution is mandated by Section 556 of the Real Property Tax Law

Does Resolution require expenditure of funds? Yes No

If "Yes, provide the following information:

Amount to be authorized by Resolution: \$ 76.95

Are funds already budgeted? Yes No

If "Yes" specify appropriation code(s): A1989-99-47-4731

If "No", specify proposed source of funds: _____

Estimated Cost Breakdown by Source:

County	\$ <u>16.25</u>	Grant(s)	\$ _____
State	\$ _____	Other	\$ <u>60.70</u>
Federal Government	\$ _____	(Specify)	<u>Town (\$14.90); School (\$45.80)</u> To be chargebacked

Verified by Budget Office: _____

Does Resolution request Authority to Enter into a Contract? Yes No

If "Yes", provide information requested on Pages 2. If "NO", please go straight to Page 3 and acquire all pre-legislative approvals.

Request for Authority to Enter into Contract with [_____] of [_____]

Nature of Other Party to Contract: .

Other:

Duration of Contract: From _____ To _____

Is this a renewal of a prior Contract? Yes ___ No ___

If "Yes" provide the following information:

Dates of prior contract(s): From _____ To _____

Amount authorized by prior contract(s): _____

Resolutions authorizing prior contracts (Resolution #s): _____

Future Renewal Options if any:

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes ___ No ___

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): _____

Efforts made to find Less Costly alternative:

Efforts made to share costs with another agency or governmental entity:

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

_____ N/A _____

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

A. Director of Purchasing: Amy Sews Date 7/8/14

B. Management and Budget: _____ Date _____

C. Law Department: S. Yasgim Date 7/8/14

D. County Manager: John P. Bond Date 7/9/14

E. Other as Required: _____ Date _____

Vetted in _____ Committee on _____

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2014 TAX ROLL OF THE TOWN OF
FORESTBURG FOR TAX MAP #30.-1-20.1**

WHEREAS, an application dated June 19, 2014 having been filed by St. Thomas Aquinas Church with respect to property assessed to said applicant on the 2014 tax roll of the Town of Forestburgh Tax Map #30.-1-20.1 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll in which an assessed taxable valuation was incorrectly applied to a wholly exempt parcel

WHEREAS, the Acting Director of Real Property Tax Services has duly investigated the application and filed his report dated July 1, 2014 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

(a) That the application be approved because of an unlawful entry;

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute an order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the levy made pursuant to this resolution includes a relieved school tax, the Treasurer shall charge back such amount in accordance with law.

Moved by _____,
Seconded by _____,
and adopted on motion _____ **day of** _____, 2014.

S.C.R.P.T.S. DEED/SUBDIVISION REPORT

MONTH OF June 2014			DEEDS		SUBDIVISION LOTS		
SUBDIVISION LOTS	DEEDS	TOWN	MONTH	2013	2014	2013	2014
	31	BETHEL	JANUARY	259	228	0	8
	15	CALLICOON	FEBRUARY	231	200	3	8
3	6	COCHECTON	MARCH	171	205	6	14
	7	DELAWARE	APRIL	164	195	6	18
6	68	FALLSBURG	MAY	301	194	20	4
	7	FORESTBURGH	JUNE	216	394	10	12
	7	FREMONT	JULY				
	16	HIGHLAND	AUGUST				
	37	LIBERTY	SEPTEMBER				
	22	LUMBERLAND	OCTOBER				
	70	MAMAKATING	NOVEMBER				
3	8	NEVERSINK	DECEMBER				
	12	ROCKLAND	TOTAL	1342	1416	45	64
	74	THOMPSON					
	14	TUSTEN					
12	394						
		1416 NEW DEEDS RECEIVED IN 2014					
		64 NEW SUBDIVISION LOTS FILED IN 2014					

This report reflects the number of deeds received for processing during June 2014.

0 units of the Subdivision lots total for June 2014 were Condominiums