

TIME FRAME for §303-b Requests

References:

NYSDAM – NYS Department of Agriculture and Markets
CPB – County Planning Board
CLB – County Legislative Body
AFPB – Agricultural and Farmland Protection Board

Request or requests are submitted to the CLB within designated annual 30-day period.

CLB refers request or requests to the county AFPB.

Within 30 days AFPB prepares recommendations to CLB as to whether the land to be included in an existing agricultural district consists of predominantly viable agricultural land and if such inclusion would serve the public interest by assisting in maintaining a viable agricultural industry in the district.

CLB provides notice and schedules a public hearing after receiving report of AFPB. CLB adopts or rejects requests within 120 days of after termination of the 30 day submission period. CLB submits the resolution, AFPB report, tax map identification number (s) and tax map (s) to Commissioner.

Within 30 days after receipt of packet from CLB, the Commissioner shall certify to the CLB that the proposed inclusion of predominantly viable agricultural land within a district is feasible and in the public interest. The land shall become part of the district immediately upon such certification.

