

**A RESOLUTION TO BE SUBMITTED BY
CHAIRMAN MILLS & LEGISLATOR MORTON**

**RE: EDEN AGRICULTURAL DISTRICT 2; NORTH COLLINS AGRICULTURAL DISTRICT
4; COLLINS AGRICULTURAL DISTRICT 8; BRANT-EVANS AGRICULTURAL DISTRICT 9**

WHEREAS, Eden Agricultural District 2 ("Eden 2") was initially created on April 16, 1973 pursuant to New York State Agriculture and Markets Law ("Agriculture and Markets Law") Section 303; and

WHEREAS, Eden 2 has been recertified every eight years thereafter pursuant to Agriculture and Markets Law Section 303-a (1); and

WHEREAS, North Collins Agricultural District 4 ("North Collins 4") was initially created on April 16, 1973 pursuant to Agriculture and Markets Law Section 303; and

WHEREAS, North Collins 4 has been recertified every eight years thereafter pursuant to Agriculture and Markets Law Section 303-a (1); and

WHEREAS, Collins Agricultural District 8 ("Collins 8") was initially created on March 17, 1976 pursuant to Agriculture and Markets Law Section 303; and

WHEREAS, Collins 8 has been recertified every eight years thereafter pursuant to Agriculture and Markets Law Section 303-a (1); and

WHEREAS, Brant-Evans Agricultural District 9 ("Brant-Evans 9") was initially created on June 21, 1976 pursuant to Agriculture and Markets Law Section 303; and

WHEREAS, Brant-Evans 9 has been recertified every eight years thereafter pursuant to Agriculture and Markets Law Section 303-a (1); and

WHEREAS, pursuant to Agriculture and Markets Law Section 303-a(2) the Erie County Legislature gave the required public notice, directed the Erie County Agricultural and Farmland Protection Board to prepare a report on the districts and set a public hearing for February 22, 2016; and

WHEREAS, pursuant to Agriculture and Markets Law Section 303-a(2)(a) the Erie County Legislature published a public notice and hearing notice in a newspaper having a general circulation within the districts; and

WHEREAS, pursuant to Agriculture and Markets Law Section 303-a(2)(c) on February 22, 2016 at 6:00pm a public hearing was held at the North Collins Public Library at 2095 School Street, North Collins, New York to consider recertification and consolidation of the districts; and

WHEREAS, pursuant to Agriculture and Markets Law Section 303-a(2)(b) the Erie County Agricultural and Farmland Protection Board reviewed the districts, prepared a report to the Erie County Legislature and voted unanimously on May 24, 2016 to recommend that the districts be continued with the requested modifications; and

WHEREAS, the district has been reviewed in accordance with the New York State Environmental Quality Review Act of 1975 and adopted review procedures and the criteria set forth in Part 617; and

WHEREAS, it has been determined that the modification and continuation of the district will not have a significant effect on the environment.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature finds that the Eden 2, North Collins 4, Collins 8, and Brant-Evans 9 Districts should be continued with the requested modification as recommended by the Erie County Agricultural and Farmland Protection Board; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Commissioner of Environment and Planning, the Director of Real Property Tax Services and the Town Supervisors of the Towns of Eden, Hamburg, Boston, Orchard Park, North Collins, Collins, Evans and Brant; and be it further

RESOLVED, that the Commissioner of Environment and Planning send a certified copy of this resolution to the Commissioner of New York State Department of Agriculture and Markets for certification.