



COUNTY OF BERGEN
BERGEN COUNTY AGRICULTURE DEVELOPMENT BOARD

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Cassandra A. McCloud, Esq.
Counsel to the Board

July 18, 2002

Anthony J. Sposaro, Esq.

**Re: Request For Site Specific Determination on behalf of John Sheehy:
Prospect Avenue, River Vale, New Jersey**

Dear Mr. Sposaro:

The Bergen County Agriculture Development Board (BCADB) has reviewed the Certifications and documents your client has submitted in support of its request for a site specific determination that his farming operation constitutes a generally accepted agricultural operation or practice. Additionally, the BCADB has listened to your client's concerns, as well as concerns from River Vale Township officials. At this juncture, the BCADB is unable to grant your request for failure to comply with N.J.S.A. 2:76-2.3(b)(1).

Mr. Anthony J. Sposaro, Esq.

July 18, 2002

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The regulations state that in determining whether a commercial farm owner meets the eligibility criteria pursuant to *N.J.S.A. 4:1C-9*, upon request, the following shall be provided to the BCADB in certification form:

1. Proof that the commercial farm is no less than five acres, produces agricultural/horticultural products worth \$2,500 or more annually, listing said products, and is eligible for differential property taxation pursuant to the Farmland Assessment Act of 1964 or, if the commercial farm is less than five acres, produces agricultural/horticultural products worth \$50,000 or more annually and otherwise satisfying the eligibility criteria for differential property taxation pursuant to the Farmland Assessment Act of 1964; (*N.J.S.A. 2:76-2.3(b)(1)*).

Your client's certifications and subsequent submissions fail to demonstrate the production of \$50,000 or more annually in agricultural/horticultural products. This determination was made during the BCADB's last meeting, on June 18th, wherein your client and River Vale township officials attended.

Should you have any questions or concerns, please contact Cassandra McCloud, our Board Counsel, at (201) 336-6950.

Sincerely,

Mark M. Cole
Chairperson, BCADB

MMC/cam

cc: Cassandra A. McCloud, Esq, Counsel to BCADB
Robert Abbatomarco, Exec. Dir., BCADB
Roy Blumenthal, Township of River Vale
Ronald Tucci, Township of River Vale
Gregory Romano, Exec. Dir., SADC