

**RESOLUTION OF THE
MONMOUTH COUNTY AGRICULTURE DEVELOPMENT BOARD
REGARDING A CONFLICT RESOLUTION FILING AGAINST RAMON
CAMEJO, NILEER CAMEJO, AND ULPIANO RODRIGUEZ**

Mr. Potter offered the following resolution and moved its adoption:

WHEREAS, on July 25, 2013, the Township of Manalapan (the "Complainant") filed a Right to Farm Complaint Form against Block 59, Lot 2.02 in Manalapan Township; and

WHEREAS, the farm is owned by Ramon Camejo, Nileer Camejo and Ulpiano Rodriguez ("the landowners"); and

WHEREAS, the complaint asks the Monmouth County Agriculture Development Board ("MCADB") to investigate animal waste management on the farm and the housing of animals within a floodplain; and

WHEREAS, the MCADB conducted a site visit on February 25, 2013 that was attended by representatives from the New Jersey Department of Agriculture, New Jersey Department of Environmental Protection ("NJ DEP"), Monmouth County SPCA, and others; and

WHEREAS, on April 11, 2013 the NJ DEP issued the landowners a Notice of Violation for the performance of unauthorized regulated activities within a freshwater wetland, a flood hazard area, and a freshwater wetlands transition area; and

WHEREAS, the activities cited by the NJ DEP relate to the construction of a barn; the placement of fill, debris and trailers; construction of a barn addition; and construction of chicken coops; and

WHEREAS, on April 11, 2013 the New Jersey Department of Agriculture issued a letter to the landowners that the farm was not in compliance with NJDA Animal Waste Management Rules; and

WHEREAS, the Right to Farm Act does not supersede other state laws or regulations.

THEREFORE BE IT RESOLVED, the MCADB makes the following determinations:

1. The MCADB defers jurisdiction of the NJ DEP's enforcement action to the NJ DEP.
2. The MCADB defers jurisdiction of the state's animal waste management rules to

the Department of Agriculture.

3. The MCADB dismisses the Township of Manalapan's complaint without prejudice until the violations of state laws and regulations are addressed.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the Applicant, the State Agriculture Development Committee, Manalapan Township, and the Department of Agriculture, and the NJ DEP.

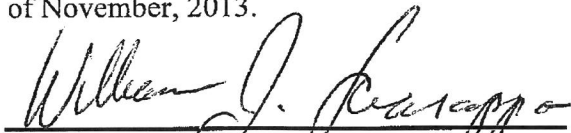
BE IT FURTHER RESOLVED that any person aggrieved by this resolution may appeal to the SADC in accordance with the provisions of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1, within 10 days from the receipt of this resolution. The decision of the SADC shall be considered a final administrative agency decision. If this resolution is not appealed within 10 days, this resolution is binding.

Seconded by Mr. DeFelice and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Mr. Bullock	X			
Mr. Buscaglia	X			
Ms. Butch	X			
Mr. Clayton*	X			
Mr. DeFelice	X			
Mr. Foster				X
Mr. Giambrone				X
Mr. Holmes*				X
Mr. McCarthy	X			
Mr. Potter	X			
Mr. Stuart			X	

* Alternate members

I do hereby certify that the foregoing is a true copy of a resolution adopted by the Monmouth County Agriculture Development Board at a meeting on the 6th of November, 2013.


William J. Sciarappa, Secretary