

RESOLUTION OF THE SUSSEX COUNTY AGRICULTURE DEVELOPMENT BOARD DECLINING JURISDICTION ON THE COMPLAINT FILED AGAINST FARM 94, LLC ON PROPERTY KNOWN AS LOT 2, BLOCK 58 LOCATED ON ROUTE 94 IN VERNON TOWNSHIP

WHEREAS, Arnold Kostomaj filed a Right to Farm complaint with the Sussex County Agriculture Development Board (the "Board") against Farm 94, LLC; and

WHEREAS, Farm 94, LLC applied to the Board for commercial farm designation; and

WHEREAS, the application for commercial farm status was granted to Farm 94, LLC by the Board on February 18, 2020; and

WHEREAS, Mr. William Brown, the owner of Farm 94, LLC, represented himself; and

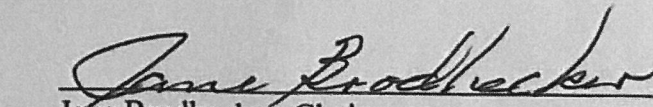
WHEREAS, after receiving commercial farm status, Mr. Brown, on behalf of Farm 94, LLC, requested that the Board decline jurisdiction of this matter, thus relinquishing any Right to Farm protection.

NOW, THEREFORE, BE IT RESOLVED, that the Sussex County Agriculture Development Board hereby declines jurisdiction over the Right to Farm complaint filed by Mr. Arnold Kostomaj against Farm 94, LLC at the request of the farmer. Accordingly, Mr. Kostomaj may pursue his complaint with the Township.

The Board shall file a copy of this resolution as its written recommendation to the State Agriculture Development Committee, the Township of Vernon and Farm 94, LLC within 30 days.

Any person aggrieved by this resolution may appeal the resolution 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 Procedures Rules within 45 days from receipt of this resolution and the decision of the SADC shall be considered a final administrative agency decision. If the CADB's resolution is not appealed within 45 days, the resolution is binding.

I certify that the foregoing is a true copy of the resolution adopted by the Sussex County Agriculture Development Board on November 16, 2020.


Jane Brodhecker, Chairperson
Sussex County Agriculture Development Board