

**MINUTES**  
**MORRIS COUNTY AGRICULTURE DEVELOPMENT BOARD**  
**30 Schuyler Place, 4<sup>th</sup> Floor, Morristown, New Jersey**  
**December 8, 2016**

The meeting was called to order by Chairman Keller at 7:37 p.m. Members present:

Dale Davis  
Rick Desiderio  
Kathy Hammond  
Gregory Keller  
Harvey Ort  
Kenneth Wightman

Members with an excused absence:

Aimee Ashley Myers

Also in Attendance:

Peter Nietzsche, RCE  
Mark Roselli, Esq. (departed at 7:55 p.m.)

Staff in attendance:

Deena Leary  
Christine Marion  
W. Randall Bush, Esq.  
Katherine Coyle

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**COMPLIANCE WITH THE OPEN PUBLIC MEETINGS LAW**

Chairman Keller announced that in compliance with the Open Public Meetings Act, adequate notice of the meeting had been provided and filed with the Town of Morristown, the Morris County Clerk, the Daily Record and the Star Ledger.

**APPROVAL OF MINUTES**

The minutes were not available.

**OPEN TO THE PUBLIC**

There were no comments from the public.

## **NEW BUSINESS**

*M. Picozzi, Harding Township – enforcement of Deed of Easement.* Mark Roselli, Esq., attorney for Harding Township, introduced himself and provided the case history. He also shared with the Board photographs taken of the Picozzi barn in October 2016 by Mr. George Byrnes, Harding Township Zoning Officer. The photographs clearly show hockey rink boards with plexi-glass, batting cage, hockey goal, hockey sticks and pucks, as well as an artificial skating surface. Mr. Roselli stated that the construction of the barn was approved by the municipality based on Mr. Picozzi's representation that it would be used strictly for agricultural purposes. Based on this representation, the barn was approved for a height of up to 35 feet. A structure utilized for non-agricultural purposes cannot exceed 25 feet. Mr. Roselli further stated that the barn's height exceeds 25 and also confirmed that hockey rinks are not permitted in the zone. The Board thanked Mr. Roselli for attending the meeting. Mr. Roselli departed at 7:55 p.m.

## **CLOSED SESSION**

Pursuant to P.L. 1975 Ch. 231, the Open Public Meetings Act, Chairman Keller announced that in compliance with the Open Public Meetings Act, the Morris CADB considered closing the open portion of the meeting in order to discuss matters related to the purchase, lease or acquisition of real property, and litigation in Closed Session. On motion of member Davis, seconded by member Ort, the Board voted to conduct a Closed Session. A roll call vote was taken.

Aye: Davis, Desiderio, Hammond, Ort, Wightman and Keller

Nay: None      Abstain: None

## **RETURN TO MEETING**

The meeting reopened to the public at 8:43 p.m.

## **ACTIONS RESULTING FROM CLOSED SESSION**

*M. Picozzi, Harding Township – enforcement of Deed of Easement.* On motion of member Ort, seconded by member Davis, the Board directed staff to send a letter to Mr. Picozzi per CADB Policy: P-10. A roll call vote was taken.

Aye: Davis, Desiderio, Hammond, Ort, Wightman and Keller

Nay: None      Abstain: None

## **REPORT OF DIRECTOR & ATTORNEY**

*CADB Membership.* Ms. Coyle informed the Board that former member Jay Thomson expressed an interested in serving again. Mr. Thomson's resume was submitted to the Board of Chosen Freeholders for consideration.

*Legislative Updates.* Legislative updates were shared with the Board via email prior to the meeting.

## **RIGHT TO FARM**

There were no RTF matters to review.

## **CORRESPONDENCE**

There was no correspondence to review.

## **OLD BUSINESS**

There was no old business to review.

## **OPEN TO THE PUBLIC**

In recognition of his many years of service, the Board presented member Wightman with a Resolution of Appreciation. Ms. Leary presented member Wightman with a Resolution of Appreciation adopted by the Board of Chosen Freeholders. The Board and staff expressed their gratitude for member Wightman's many years of service and wished him a happy retirement.

## **ADJOURNMENT**

There being no further business, on motion of member Wightman, seconded by member Ort, the meeting was adjourned at 9:00 p.m.

Respectfully submitted,

A handwritten signature in black ink that reads "K. Coyle". The signature is written in a cursive, slightly slanted style.

Katherine Coyle  
Director