

(2) Upon receipt of a petition to establish an agricultural district the local governing body shall refer the petition and accompanying materials [to] both TO the agricultural preservation advisory board and to the county planning and zoning body.

(i) Within 60 days of the referral of a petition, the agricultural preservation advisory board shall advise the county governing body as to whether or not the land in the proposed district meets the qualifications established by the foundation under subsection (c) of this section, and whether or not the advisory board recommends establishment of the district.

(ii) Within 60 days of the referral of a petition, the county planning and zoning body shall advise the local governing body as to whether or not establishment of the district is compatible with existing and approved county plans and overall county policy, and whether or not the planning and zoning body recommends establishment of the district.

(3) If either the agricultural preservation advisory board or the planning and zoning body recommends approval, the county governing body shall hold a public hearing on the petition. Adequate notice of the hearing shall be given to all landowners in the proposed district, and to the foundation.

(4) Within 120 days after the receipt of the petition, the county governing body shall render a decision as to whether or not the petition shall be recommended to the foundation for approval.

(i) If the county governing body decides to recommend approval of the petition, it shall so notify the foundation and forward to the foundation the petition and all accompanying materials, including the recommendations of the advisory board and county planning and zoning body.

(ii) If the county governing body recommends denial of the petition, it shall so inform the foundation and the petitioners.

(5) The foundation may approve a petition for the establishment of an agricultural district only if:

(i) The land within the proposed district meets the qualifications established under (c) of this section;

(ii) The petition has been approved by the county governing body; and

(iii) The establishment of the district is approved by a majority of the foundation board of trustees at-large, by the Secretary, and by the State Treasurer.

(6) The foundation shall render its decision on a petition to establish an agricultural district within 60 days of the receipt of the petition, and shall inform the county governing body and the petitioners of its decision.

(7) If the foundation approves the petition, the agricultural district shall be established by an ordinance of the county governing body, however, the establishment shall not take effect until all landowners in the proposed district have executed and recorded along with land records an agreement with the foundation stipulating that for a