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H.464

Introduced by Representatives Hooper of Brookfield, Ainsworth of Royalton,
Graham of Williamstown, Jickling of Brookfield, Keefe of
Manchester, and Ode of Burlington

Referred to Committee on

Date:

Subject: Agriculture; land use; farming; farm stands

Statement of purpose of bill as introduced: This bill proposes to amend the
definition of “farming” under Act 250 and the required agricultural practices to
include the storage, preparation, and sale from a farm stand of agricultural
products at least 25 percent of which were produced on a farm owned or
controlled by the operator of the farm stand.

An act relating to the regulation of farm stands

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 10 V.S.A. § 6001 is amended to read:

§ 6001. DEFINITIONS

In this chapter:

* * *

1 (22) "Farming" means:

2 (A) the cultivation or other use of land for growing food, fiber,

3 Christmas trees, maple sap, or horticultural and orchard crops; or

4 (B) the raising, feeding, or management of livestock, poultry, fish, or

5 bees; or

6 (C) the operation of greenhouses; or

7 (D) the production of maple syrup; or

8 (E) the ~~on-site~~ storage, preparation and sale from a farm stand of

9 agricultural products ~~principally~~, at least 25 percent of which were produced

10 on the a farm owned or controlled by the operator of the farm stand; or

11 (F) the on-site storage, preparation, production, and sale of fuel or

12 power from agricultural products or wastes principally produced on the

13 farm; or

14 (G) the raising, feeding, or management of four or more equines

15 owned or boarded by the farmer, including training, showing, and providing

16 instruction and lessons in riding, training, and the management of equines.

17 * * *

18 (38) "Agricultural product" means a product principally produced from

19 one or more raw agricultural commodities.

1 (39) “Farm stand” means premises owned or controlled by a producer of
2 agricultural food products, at which the producer offers agricultural products
3 for sale.

4 Sec. 2. IMPLEMENTATION

5 (a) Notwithstanding the definition of “farming” adopted by the Secretary of
6 Agriculture, Food and Markets by rule in the Required Agricultural Practices,
7 the Required Agriculture Practices shall apply to “farming” as defined in
8 10 V.S.A. § 6001(22).

9 (b) Notwithstanding the list of agricultural practices governed by the
10 Required Agricultural Practices, a “farm stand” that qualifies as farming under
11 10 V.S.A. § 6001(22) shall be an agricultural practice governed by the
12 Required Agriculture Practices.

13 Sec. 3. EFFECTIVE DATE

14 This act shall take effect on passage.