

1 H.514

2 Representative Harrison of Chittenden moves that the bill be amended in  
3 Sec. 31 (32 V.S.A. § 3752), after the phrase “As used in this chapter:” by  
4 inserting:

5 (1) “Agricultural land” means any land, exclusive of any housesite, in  
6 active use to grow hay or cultivated crops, pasture livestock, cultivate trees  
7 bearing edible fruit, or produce an annual maple product, and that is 25 acres  
8 or more in size, except as provided in this subdivision (1).

9 (A) Agricultural land shall include buffer zones as defined and  
10 required in the Agency of Agriculture, Food and Markets’ Required  
11 Agricultural Practices rule adopted under 6 V.S.A. chapter 215.

12 (B) Agricultural land shall include the land underlying any solar  
13 generation facility that is, in the aggregate, 0.1 of an acre or less of the total  
14 enrolled land.

15 (C) There shall be a presumption that the land is used for agricultural  
16 purposes if:

17 (A)(i) it is owned by a farmer and is part of the overall farm unit; or

18 (B)(ii) it is used by a farmer as part of his or her farming operation

19 under written lease for at least three years; or

1           ~~(C)~~(iii) it has produced an annual gross income from the sale of farm  
2 crops in one of two, or three of the five, calendar years preceding of at least:

3           ~~(i)~~(I) \$2,000.00 for parcels of up to 25 acres; and

4           ~~(ii)~~(II) \$75.00 per acre for each acre over 25, with the total income  
5 required not to exceed \$5,000.00.

6           ~~(iii)~~(III) Exceptions to these income requirements may be made in  
7 cases of orchard lands planted to fruit-producing trees, bushes, or vines that are  
8 not yet of bearing age. As used in this section, the term “farm crops” also  
9 includes animal fiber, cider, wine, and cheese, produced on the enrolled land or  
10 on a housesite adjoining the enrolled land, from agricultural products grown on  
11 the enrolled land.