

1 § 870. SMALL CULTIVATORS; REGULATED AS FARMING

2 (a) When a licensed small cultivator cultivates cannabis outdoors on a
3 parcel of land subject to the Required Agricultural Practices, the land used for
4 the cultivation of cannabis and the farm buildings used to dry or process that
5 cannabis shall:

6 (1) be regulated as farming and not as development under 10 V.S.A.
7 chapter 151;

8 (2) not be regulated by a municipal bylaw as set forth in 24 V.S.A.
9 § 4413(d)(1)(A); and

10 (3) be considered the production of an agricultural product, farm crop,
11 or agricultural crop for the purposes of enrollment in the Use Value Appraisal
12 Program under 32 V.S.A. chapter 124.

13 (b) Cultivation of cannabis on land regulated as “farming” under subsection
14 (a) of this section shall not by itself qualify the entire parcel where the
15 cultivation occurs as “farming” under the Required Agricultural Practices or
16 under 10 V.S.A. chapter 151.