

1 H.687

2 Representatives Surprenant of Barnard and Sims of Craftsbury move that  
3 the report of the Committee on Environment and Energy be amended as  
4 follows:

5 First: By adding a new section to be Sec. 23a to read as follows:

6 Sec. 23a. 24 V.S.A. § 4412(11) is amended to read:

7 (11) Accessory on-farm businesses. No bylaw shall have the effect of  
8 prohibiting an accessory on-farm business at the same location as a farm.

9 (A) Definitions. As used in this subdivision (11):

10 (i) “Accessory on-farm business” means activity ~~that is accessory~~  
11 ~~to~~ on a farm, the revenues of which may exceed the revenues of the farming  
12 operation, and comprises one or both of the following:

13 (I) The storage, preparation, processing, and sale of qualifying  
14 products, provided that ~~more than 50 percent of the total annual sales are from~~  
15 the qualifying products that are produced on the a farm at which the business is  
16 located; the sale of products that name, describe, or promote the farm or  
17 accessory on-farm business, including merchandise or apparel that features the  
18 farm or accessory on-farm business; or the sale of bread or baked goods baked  
19 in the State.

20 \* \* \*

1 (iv) “Qualifying product” means a product that is ~~wholly~~  
2 principally:

3 (I) an agricultural, horticultural, viticultural, or dairy  
4 commodity, or maple syrup;

5 (II) livestock or cultured fish or a product thereof;

6 (III) a product of poultry, bees, an orchard, or fiber crops;

7 (IV) a commodity otherwise grown or raised on a farm; or

8 (V) a product manufactured on one or more farms from  
9 commodities wholly grown or raised on one or more farms.

10 \* \* \*

11 Second: By adding a new section to be Sec. 23b to read as follows:

12 Sec. 23b. 10 V.S.A. § 6081 is amended to read:

13 § 6081. PERMITS REQUIRED; EXEMPTIONS

14 \* \* \*

15 (t) No permit or permit amendment is required for the construction of  
16 improvements for an accessory on-farm business for the storage or sale of  
17 qualifying products or the other eligible enumerated products as defined in  
18 24 V.S.A. § 4412(11)(A)(i)(I). No permit or permit amendment is required for  
19 the construction of improvements for an accessory on-farm business for the  
20 preparation or processing of qualifying products as defined in 24 V.S.A.  
21 § 4412(11)(A)(i)(I), provided that more than 50 percent of the total annual

1 sales of the prepared or processed qualifying products come from products  
2 produced on the farm where the business is located. This subsection shall not  
3 apply to the construction of improvements related to hosting events or farm  
4 stays as part of an accessory on-farm business as defined in 24 V.S.A.  
5 § 4412(11)(A)(i)(II).

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