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**Chap. 127**

**SECTION 1.** There shall be a board of selectmen in the town of Swampscott to consist of five members elected by the voters for terms of three years each, so arranged that the term of office of as nearly an equal number of members as is possible shall expire each year.

**SECTION 2.** There shall be a special election held in April, nineteen hundred and ninety-three for the purpose of filling the positions created under the provisions of this act. Candidates for such election shall be nominated and the election conducted in the same manner as for regular town elections. Each of the two candidates receiving the highest number of votes shall be elected for a term of office of three years. Each of the two candidates receiving the third and fourth highest number of votes shall be elected for a term of office of two years. The candidate receiving the fifth highest number of votes shall be elected for a term of office of one year.

A member elected to the board at the annual town election commencing in nineteen hundred and ninety-four and thereafter shall be elected for a term of office of three years.

**SECTION 3.** The state secretary shall cause the following question to be placed on the official ballot to be used in the town of Swampscott at the biennial state election to be held in the year nineteen hundred and ninety-two. "Shall an act passed by the general court in the year nineteen hundred and ninety-two, entitled 'An Act providing for a five member board of selectmen in the town of Swampscott', be accepted?" If a majority of the votes cast in answer to said question is in the affirmative, then this act shall take effect but not otherwise.

Approved July 16, 1992.

**Chapter 127. AN ACT RELATIVE TO THE DEVELOPMENT OF THE WOODSOM FARM IN THE TOWN OF AMESBURY.**

*Be it enacted, etc., as follows:*

**SECTION 1.** For purposes of this act, the following words shall, unless the context requires otherwise, have the following meanings:-

"Golf course", a golf course and related facilities to be opened to the public on a fee basis.

"Recreational facilities", facilities for active and passive recreational uses including but not limited to fields, tennis courts, basketball courts, playgrounds, hiking and jogging trails, open space and parking areas related hereto.

**SECTION 2.** Notwithstanding the provisions of any general or special law to the contrary, the town of Amesbury is hereby authorized to enter into a lease for a term not to exceed forty years of a part or all of the land located in said town and

known as the Woodsom Farm; provided, however, that said lease shall be subject to the provisions of section sixteen of chapter thirty B of the General Laws. Said lease may provide that the lessee shall be responsible for the design, development, construction and operation of a golf course and recreational facilities on said land.

**SECTION 3.** The design and construction of the golf course and recreational facilities shall be exempt from the provisions of sections thirty-eight A 1/2 to thirty-eight O, inclusive, of chapter seven, section thirty-nine M of chapter thirty, and sections forty-four A to forty-four H, inclusive, of chapter one hundred and forty-nine of the General Laws. No funds of the town of Amesbury shall be expended for the design and construction of the golf course and recreational facilities.

Approved July 16, 1992.

**Chapter 128. AN ACT FURTHER DEFINING A FARMER.**

*Be it enacted, etc., as follows:*

Section 1 of chapter 90 of the General Laws is hereby amended by striking out the definition of "Farmer", as appearing in the 1990 Official Edition, and inserting in place thereof the following definition:-

"Farmer", a person substantially engaged in the occupation of farming which shall include, but not be limited to, farming in all its branches, the cultivation and tillage of soil, dairying, the production, cultivation, growing and harvesting of any agricultural, floricultural or horticultural commodities, the growing and harvesting of forest products upon forest land, the raising of livestock, including horses, the keeping and raising of poultry, swine, cattle and other domesticated animals used for food purposes, bees, fur-bearing animals and any practices, including any forestry or lumbering operations performed by a farmer engaged in agriculture or farming as herein defined, or on a farm as an incident to or in conjunction with such farming operations including, but not limited to, preparations for market, delivery to storage or to market or to carriers for transportation to market.

Approved July 17, 1992.

**Chapter 129. AN ACT AUTHORIZING THE TOWN OF YARMOUTH TO APPROPRIATE A CERTAIN OVERLAY DEFICIT OVER A PERIOD OF YEARS.**

*Be it enacted, etc., as follows:*