

## **Fairburn Farmers Market Policies and Regulations**

### **General Rules and Regulations**

All products must be grown or otherwise produced by the vendor. "Vendor" shall be defined as the producer, of goods sold and shall include the spouse, siblings, children, parents, apprentices, volunteers and employees of the applicant who assist in the cultivation, production and/or sale of goods produced at the address listed on the application.

Vendors intending to sell prepared and packaged food for resale must provide a copy of their current **Georgia Department of Agriculture Food Sales Establishment License**. These vendors must attest to the fact that they grow or buy from local growers at least one major ingredient in their product. Baked goods are exempted from this regulation. The Cottage Food License is not accepted.

Vendors who wish to sell eggs and/or dairy must provide a copy of their current **Georgia Department of Agriculture certification**.

Vendors must provide a list of items they intend to sell to the Market Manager by Thursday at 5:00 pm of the week they will sell so the market can maintain a diverse selection of goods and to help manage supply and demand.

### **Health Regulations**

All vendors participating in the Fairburn Farmers Market shall comply with the sanitary rules and regulations of the Fulton County and State Health Departments. All food must be properly displayed, fresh and grown and/or prepared in accordance with all local, state and federal regulations.

### **Hold-Harmless Clause and Insurance**

All authorized vendors participating in the Fairburn Farmers Market shall be individually and severally responsible to the Fairburn Farmers Market for any loss, personal injury, death, and/or other damages that may occur as a result of the vendors' negligence or that of its agents and employees, and all vendors hereby agree to indemnify and save the Fairburn Farmers Market and its representatives harmless from any loss, costs, damages and other expenses, including attorney's fees, suffered or incurred by the Fairburn Farmers Market by reason of the vendors' negligence or that of its agents and employees: provided that the vendors shall not be responsible nor required to indemnify the Fairburn Farmers Market for negligence, its agents and employees. Because no insurance is provided to participants in the Fairburn Farmers Market, each vendor must carry his/her own product liability insurance and must be prepared to present it at the Fairburn Farmers Market. Each vehicle must be covered by vehicle liability insurance to cover any vehicle related incidents. Proof of such insurance should accompany your application to the Fairburn Farmers Market.

### **Market Location**

Frankie Arnold Stage and Courtyard, 15 W Broad St  
(Next to Oz Pizza)

### **Market Schedule**

The Fairburn Farmers Market shall be in operation each Friday evenings from May 31, 2019 to August 16, 2019 from 5:00 pm until 8:00 pm. Setup can begin no earlier than 3:00 pm and must be completed no later than 4:30 pm. Vendors setting up after 4:30 will be assessed a \$15.00 late fee. The Fairburn Farmers Market shall be in operation rain or shine.

**Presence**

The strength of any farmers market is the presence of a number of vendors with a diversity of products. When you sell at a market, your customers need to be able to count on your regular presence.

**Cancellations**

Vendors are required to provide a minimum of 72 hour notice by e-mail to the Market Manager if they are unable to attend a scheduled market. Failure to properly notify The Fairburn Farmers Market Manager within 72 hours may forfeit future participation at the market.

**Vendor Booth Fee**

The Fairburn Farmers Market needs a stable and committed farmers/growers and other vendors to be viable. Please be prepared to pay \$10.00 per day. Since booth space is assigned on a weekly basis, this fee will only guarantee you a spot if you keep the Market Manager informed of your attendance.

**Space Assignment**

Space shall be generally defined as 10' x 10'. Vendors are responsible for setting up their space and keeping it clean. Canopies or umbrellas are allowed. Tables are suggested. Nothing shall be displayed on the ground. (With the exception of live plants). Nothing shall extend in to the space of another vendor unless agreed upon by both parties.

**Cleanup**

All vendors shall clean up their area at the end of the Market day. All vendors shall be clear of the vending area by 9:00 p.m. Vendors shall be responsible for the cleanliness of their space during market hours. All vendors shall bring a broom and trash bags and keep their space free of debris. Vendors shall not use the nearby public and private trash receptacles for disposal of produce boxes and unsold produce. All trash shall be removed from the site by the vendor.

**Pricing, Weights and Measures**

Each vendor will operate as an individual entity and, as such, each vendor is responsible for setting his/her own prices. Weights and measures are expected to be in accordance with all applicable local, state and federal rules and regulations. All scales shall be approved by the Georgia Department of Agriculture and have current inspection stickers.

**Labeling**

All vendors are expected to clearly label all products as necessary in accordance with all applicable local, state and federal rules and regulations.

**Method of Production and Product Quality Claims**

Though vendors selling at the market are acting as individual business entities, claims made by individual vendors may be perceived by customers to be backed by the market as a whole. For this reason, claims of specific production practices, and claims that products have specific nutritive or other health benefits, must be supported by analyses or studies, or methods of analysis, which are recognized by state and/or federal governmental agencies for purposes of certification. For example, under existing state and federal law, only certified organic growers may claim to use organic growing methods. As there is no state or federal certification program for those making "pesticide-free" and related claims, vendors may not make such claims until such a program is established by an official state or federal agency.

**Miscellaneous**

No firearms. No alcoholic beverages. No drugs.

**Non-Profit Organizations**

Non-profit organizations are welcome to join the market. Space is limited to (1) non- profit organization per market. The fee for this type of vendor is \$10.00 per market and payment for the space will be collected at the market.

**Complaints**

Complaints of any kind against any vendor shall be directed to the attention of the Market Manager. The Market Manager will seek to resolve the issue immediately.

The Market shall have the right to warn and/or suspend a vendor based on the Market Manager's personal observation of a violation of the rules and regulations.

The Market Manager of the Fairburn Farmers Market reserves the right to revise the Fairburn Farmers Market Policies and Regulations at any time.

We, the undersigned, agree to comply with the above requirements.

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date