

**Anderson Township Farmers' Market
2011 Season Rules and Regulations
Cottage Producers**

Defined as: A person who, in the person's home, produces food items that are not potentially hazardous foods as defined in Ohio Revised Code Sections 901.3-20.

Please read these rules and regulations carefully before signing below. Keep a copy for your records as these rules are part of your space rental agreement. Please return a signed copy with your rental application. Failure to observe these rules and regulations may result in charges, suspension, or termination of your space rental agreement. If you have any questions regarding these rules, please contact Anderson Township Farmers' Market at 513-688-8400.

Product and Sales Regulations

1. Only cottage producers, family members, partners, employees may sell at the Anderson Township Farmers' Market. No brokers, re-sellers or pre-made purchased goods may be sold. No products obtained at any auctions are permitted.
2. Products sold must be produced by the principal producer (hereinafter "producer"). Only those items listed on the producer's application may be sold
3. (enclosed product list). Producers must notify Anderson Township Farmers' Market (hereinafter "Market") in writing of any proposed changes before bringing previously unlisted items to the Market.
4. Cottage industry products may be sold are outlined in the enclosed rules as issued by ODA. Also non-edible products may be sold at the Market such as dried flowers, dried flower arrangements, gourds, body care products, and beeswax candles. The non- edible products must be found, grown, foraged and/or produced by the producer on his/her farm or land.
5. A "Cottage Food Production Operation" is not permitted to process acidified foods, low-acid canned foods, or potentially hazardous foods. Low-acid food means any food with a finished equilibrium pH greater than 4.6 and a water activity greater than 0.85. Acidified food means a low acid food to which acids or acid foods are added (ex. Beans, cucumbers, cabbage, puddings, etc.) Potentially hazardous food means it requires temperature control because it is in a form capable of supporting the rapid and progressive growth of infectious or toxigenic microorganisms.
6. Value-added edible items (e.g. jams, sauces, baked-goods) must be produced from scratch ingredients by producers in their homes or in a licensed facility according to local, state and federal regulations.
7. All packaged items (wrapped, bottled, or canned) must be labeled with the producer's name, address, complete list of ingredients, and net weight. Information is enclosed.
8. Products not specifically listed in these rules must be approved by the Market Coordinator.

Priorities for Farmers' Market Spaces

Selection of applicants will attempt to provide a continuous and diverse selection of agricultural, horticultural and cottage products for the patrons of the Market. Preference will be given to growers using more sustainable methods, who provide higher quality products, and who are located closer to the Market.

Cottage producers who apply for space in the Market will be considered in the following order of priority:

1. Those who provide products not currently available at the Market.
2. Cottage producers whose products are comprised completely or predominantly of ingredients and materials grown on or gathered from their farms, with a preference for the greatest use of organically grown ingredients.
3. Those whose primary ingredients are grown regionally, with a preference for the greatest use of organically grown ingredients.

Rules of Operation

1. The Market Coordinator and his/her designees are responsible each Market day for space assignment, public safety, and the interpretation and enforcement of the Market's rules.
2. The Market opens for business at 9:00 a.m. on designated Market Days. Sellers should arrive by 8:30 a.m. and must be set up and ready to sell when the Market opens. Any producer who arrives after 8:45 will not be permitted access to the Market and will be unable to sell that day. Persistent tardiness may result in removal from the market.
3. No selling should occur until 9:00 a.m. for the safety of the vendor and customer. However, due to the layout of the market it is difficult to keep the area clear. If a vendor is set up and ready to safely sell they may begin selling at 8:45 a.m. Customers will be encouraged to stay out of the market area until 9:00 to assure the safety of the vendor and customer. Ordering in advance of the market is permitted.
4. Once your vehicle is parked in place, the motor must be turned off and kept off. Use a quiet generator if refrigeration is necessary.
5. Prior to commencing sales, market prices for all items must be visibly posted. A sign identifying the name and location of the producer must be properly displayed.
6. There is to be no reduction in prices over the course of the market day. There is to be no selling after the close of the market at 1:00 p.m, except as desired up to 15 minutes later by the vendor.
7. Operate your space in a safe and sanitary manner. You must arrange your table to create an attractive display. Keep sales area clear of debris and keep edible products off the ground.
8. Vendors must be courteous and honest at all times. Disagreements with other growers, market coordinators, volunteers and customers must be handled in a respectful manner. Failure to adhere to these principles may result in suspension or termination of the vendor's privilege to sell at the Market.

9. You must pay in advance for the Market space. Your reservation is not effective until payment is received. You must pay by check, money order or cash, payable to: Anderson Township Farmers' Market. Returned checks may result in additional charges and/or the reduction, suspension, or revocation of your Market space.
10. You are individually responsible for conforming to all township, county, state, and federal laws including the securing of any licenses required in connection with the operation of your Market space. Copies of licenses must be filed with the market. Vendors selling non-consumable items are subject to sales tax. Products in violation of Anderson Township Farmers' Market rules, or township, county, state or federal law, may be removed by the Market Coordinator.
11. Scales must be inspected and sealed by the Ohio Department of Consumer Affairs and approved by the Hamilton County Office of Weights and Measures. Unsealed or unregistered scales may be subject to confiscation by the County inspector.
12. Clean your sales area and take home all refuse at the end of your sales day. If you are selling readily consumable items, you must provide an approved waste receptacle for used wrappers, napkins, etc. Failure to clean your site will result in a \$25 fine payable to the Market within one week of being cited. Failure to pay the fine may result in expulsion from the Market.
13. If you cannot attend the Market, notice must be given by noon of the prior Friday to either the Market Coordinator or other previously arranged contact person. Sellers who are operating for only one month of the season shall make reasonable attempts to attend for four consecutive weeks so as to provide continuity for consumers.
14. Space assignments and rental agreements for the Anderson Township Farmers' Market are not transferable. Space assignments are subject to change at the discretion of the Market Coordinator or his/her designees.
15. Sellers are required to maintain product liability insurance in the amount of at least \$1 million and are required to secure tents and other coverings. There are no exceptions to this policy.
16. Space rental rates for 2010, for a 18'x19' area (approximately 2 parking spaces), are as follows:
 - a. Non-Electric Space - \$50/Month, \$150/Season
 - b. Electric Space (limited in number and location) - \$60/Month, \$180/Season
17. The 2011 season will run from May 28, 2011 thru Oct. 8, 2011.

Seller will indemnify and hold harmless Anderson Township, and its Farmers' Market members and managers for, and will pay to Anderson Township Farmers' Market the amount of, any loss, liability, claim, damage (including incidental and consequential damages), expense (including costs of investigation and defense and reasonable attorneys' fees), arising, directly or indirectly, from or in connection with Seller's display and sale of produce and other merchandise at the location at the Anderson Center Station as arranged by Anderson Township Farmers' Market.

I have read and understand these Rules and Regulations and I agree to abide by them. Along with this agreement enclosed please find my Certificate of Liability Insurance naming Anderson Farmers' Market as the certificate holder and the enclosed Product List.

Producer's signature

Date

Producer's name – Please print

Farm Name

Producer's address

Producer's Phone

(address continued)

Producer's e-mail

Please send payment or other correspondence to:

Anderson Township Farmers' Market
7850 Five Mile Road
Cincinnati, Ohio 45230
Fax: 513-231-4835

Questions taken by Nancy Downs, 513-688-8400 or ndowns@andersontownship.org