ZION CANYON FARMERS MARKET
2010 GUIDELINES

Market Mission Statement

The Market was developed to provide a place for local farmers, backyard growers and producers to sell their goods directly to consumers, to educate the consumers about local farming and seasonal eating, to encourage and promote the use of locally grown farm products, and to enhance quality of life in Southern Utah by providing a community activity that fosters social gathering and interaction.

Please review the following market policies. **Your signed application indicates you understand these guidelines and agree to follow them.**

Market Day Time and Place

The Market will be held **Saturdays** from **April 24 to October 16, 2010** from 9:00am to 11:30 pm. The market will be located at the Bit and Spur Restaurant, 1212 Zion Park Blvd., Springdale, UT. Vendors should arrive 30 minutes early to unload and set up. **(Special hours on April 24 12:00 to 2:30.)**

Who Can Sell

A minimum of 50% of market vendors will be from Washington County. Exceptions will be made for items from the surrounding counties and regions on a case-by-case basis for agricultural products that are not available locally.

The vendor shall be you or a member of the same family/or business.

NEW: All vendors who are selling any food items that are not raw vegetables and fruits must register with the State Department of Agriculture and Food. Contact Randy Jenson for Washington/Kane/Iron Counties 435-559-0680 rjenson@utah.gov and Rebecca Nielsen, Cottage Food Program Coordinator, (801) 538-7152 Office, (801) 860-7075 Cell, rjnielsen@utah.gov.

What Can Be Sold

- *Fresh Agricultural Products*. This includes, but is not limited to fresh fruit, vegetables, herbs, flowers, grains, nuts, seeds, and potted plants that have been propagated by the vendor. Meat and other animal products (meat, cheese, poultry, fish, honey, eggs, wool, leather and other products derived of animals.) Eggs must be maintained at 45 degrees or less, and if presented in a reusable egg carton the grading and any existing labeling must be removed or obscured. All items must to be handled in accordance with State health requirements.
- *Value-added agricultural products*. This includes but is not limited to processed foods such as: jams, jellies, salsas, sauces, oils, vinegars. These products must be made by the vendor, a family member or an employee. Preference will be given to those items which contain a majority of material grown or produced by seller. These items must comply with State health requirements.
- *Non-agricultural products* such as baked goods and beverages. These items must comply with State or County health requirements.
- *Agricultural crafts*. Craft products are admitted only with Committee approval. In general they must be hand-made by the vendor, family member or employee, and be directly related to farming, and food production.
- Absolutely NO RESALE of purchased products or produce is allowed.

Vendor Spaces and Fees

Spaces will be assigned the morning of the Market. Vendors who continue to support the Market may be assigned a regular space.

Each space is approximately 10'x10' plus parking for one vehicle. Park vehicles across the street during the market.

The fee to participate is $5.00 per market or $20 per month with fees being paid to the Market Manager. Fees can be paid in cash or by check made out to **Zion Harvest**.

If you have signed up for the entire season and are unable to attend a Market, please give the Market notice by calling **435-772-0435**.

New vendors must sign up with the Market Manager before setting up.

The Market Manager may move or reassign vendor spaces to enhance or facilitate Market operations.

The Market Organization

The Zion Canyon Farmers' Market is comprised of a Market Committee of volunteers made up of community members, backyard growers and farmers.

The Committee meets regularly to discuss market issues and delegate market chores.

The Market Manager is the first and final authority on Market day. His/her job is to implement the guidelines and policies of the Market, and is the initial contact for all public concerns and vendor complaints. The Market Manager has complete authority to interpret and implement policy on the Market site. All other complaints or concerns will be forwarded in writing to the Market Committee for action.

If you would like to be a voice in the Committee, please contact the Market Manager.

In issuing rules, it is not our intent to burden participants. It is to ensure the smooth operation of the Market.

We welcome suggestions for ways to improve the Market!

Market Operation Guidelines

1. Vendors must be in place and set up 10 minutes before the market starts.
2. Selling time is noted under "Market Day Time and Place". Late arrivals and early departures that disrupt the market are discouraged.

3. Vendors are responsible for keeping and leaving their space clean. Provide a receptacle for trash generated at your stand which is your responsibility to remove from the site at the end of each Market day. There is no dumpster available on site.
4. Vendors will supply their own display tables and displays.
5. Overhead shade is strongly encouraged. All canopies and umbrellas must be weighted and secured to the ground.
6. Electricity will not be available.
7. All vendors agree to abide by fair business practices: all terms of sale are between buyer and seller only.
8. The "carrying" of small quantities of produce from a neighboring farm/garden may be accommodated. The produce must be labeled with that grower's information.
9. Prices for all items should be displayed.
10. Vendors are encouraged to display their farm/garden name.
11. Copies of required County or State licenses or certificates will be required for records of the Market. Copies must also be posted in site for customers viewing.
12. No smoking in the immediate market area.
13. The Market will be held rain or shine.
14. The Market Committee may ask a vendor to remove a product if it is not appropriate to the market or of poor quality.
15. Vendors and Market Committee members are expected to treat one another with consideration and respect. The Market Manager has final word on any disputes.
16. Vendors are to park their vehicles across the street or other designated areas after unloading to keep the parking lot open for customers.
17. All pets must be kept on a leash.

The Market Committee reserves the right to refuse participation to vendors who do not comply with market rules, regulations, or meet market standards, which include, but are not limited to city, state, and federal laws. Vendors may petition the Market Committee for re-acceptance.

Farm or Business Visits

The Market Committee reserves the rights to visit any farm or business location at any time to verify that you are the producer of the product you are selling. Such visits will be set up at least 24 hours in advance.

Violations

Violations of any of these rules as discovered by or reported to the Market Committee, will result in a verbal warning to the offender for the first offense, a written warning and two suspended market days for a second offense and removal from the Market for the third offense. Appeals may be made in writing to the Market Committee.

Sales Tax

All necessary permits and licenses are the responsibility of the vendor.

"Farmers" are defined by the state as those who grow and sell fresh produce, flowers, or plants and are not subject to collecting and remitting sales tax to the Utah State Tax Commission.

Farmers who grow produce or plants that are 'Value-Added" by decorative containers or by further processing (salsas, jams, preserves, cheeses, meats, etc.) are subject to sales tax collection.

All crafted items, baked goods, and beverages are subject to sales tax collection at the required rate for each item. The Market special events' tax identification number, form, and instructions will be issued. Vendor name and event identification number will be reported to the state. The sales tax collected will be due to the Utah State Tax Commission 10 days after the final market in October. The required sales tax collection and remittances are the sole responsibility of each vendor.

State Regulations

The Utah Department of Agriculture and Food, Division of Regulatory Services has the authority to regulate and inspect areas such as farmers markets where food is for sale. Vendors are asked to investigate rules and regulations that apply to their product. Food handlers' permits from the County Health Department are required if serving food or samples.

Further information can be found online at the Utah Dept. of Agriculture and Food web-site http://www.ag.utah.gov/ or contact *Rebecca Nielsen, Cottage Food Program Coordinator, (801) 538-7152 Office, (801) 860-7075 Cell, rjnielsen@utah.gov.*

Other references can be found through our community link at http://zionharvest.org.

Hold Harmless Clause

Vendors assumes full responsibility for the products they market or sell and hereby agree to hold the Zion Canyon Farmers Market Committee, Town of Springdale, and Bit and Spur Restaurant harmless against any claim of injury, or damage of any buyer, seller, or other persons resulting from the use, consumption, disposition, display or marketing of seller's products.

The Zion Canyon Farmers Market Committee, Town of Springdale, and Bit and Spur Restaurant are not liable for any injury, theft, or damage to either the buyer or seller, or their property arising out of or pertaining to preparation for or participation in the Zion Canyon Farmers Market; whether such injury, theft, or damage occurred prior, during or after the Zion Canyon Farmers Market, vendor agrees to indemnify and hold the Zion Canyon Farmers Market Committee, Town of Springdale, and Bit and Spur Restaurant, harmless for and against any claims for such injury, theft, or damage.

For additional information call Lisa Zumpft 435-772-0435 or email zioncanyonfarmersmarket@zionharvest.org