



## Monongahela's Farmers' Market Monongahela, Pennsylvania 2009 Rules & Regulations

### 1) **Qualifying Vendors and Products.**

a) **Authorized vendors only.** Only those applicants who have properly applied for vendor status, have been accepted as vendors, and have paid their fees in accordance with the 2009 Market Operations Summary may sell at the Monongahela Farmers' Market (hereafter "the Market").

b) **Acceptable agricultural products.** Vendors may sell raw fruits, vegetables, meats, eggs, dairy products, live plants, cut flowers, honey, beeswax, and similar agricultural products which meet the following criteria.

i) **Of high quality.** All agricultural products displayed by vendors shall be of the highest quality and freshness. Vendors must withdraw from display any product that, in the discretion of the Market coordinators, fails to meet this high standard. Upon request, the Market coordinators may, in their discretion, permit the sale of certain wholesome but second-quality agricultural produce, such as cider-quality apples, so long as those products are not prominently displayed.

ii) **Self-grown or produced.** All products offered for sale at the Market shall be grown or produced by the vendor offering it for sale. Upon request, a limited exemption may be granted, in the discretion of the Market coordinators, permitting the sale of products grown or produced by others so long as the product otherwise qualifies as local and the actual grower or producer is clearly identified by the Vendor at his or her stand.

iii) **Local.** All agricultural products offered for sale at the Market shall be grown or produced within a 100 mile radius of Monongahela, Pennsylvania. Upon request, a limited exemption may be granted to each vendor, in the discretion of the Market coordinators, permitting the sale of one non-local product per market day when all the following conditions are met.

1. The non-local product does not compete with a similar local product being offered for sale at the Market. For example, anyone selling non-local peaches must cease selling them upon verbal notice that local peaches are now being offered for sale at the Market (although a vendor receiving such notice may continue selling the non-local produce for the rest of the market day on which he or she receives such notice).

2. The non-local product is clearly labeled as "NON-LOCAL" and its origin identified.

c) **Acceptable "value added" products.** Vendors may also sell baked goods, jams, cheeses, smoked meats, grilled foods, soaps, and other prepared or "value added" products with the approval of the Monongahela Farmers' Market Committee. Approval of such products shall be in the discretion of the Monongahela Farmers' Market Committee but will include consideration of the extent to which the value added product improves the Market's product mix, the quality and desirability of the product, and the extent to which the product or the producer have local ties. All such products must be wholesome and of high quality and must be prepared and served in compliance with all applicable health code regulations.

Vendors must withdraw from sale any product that, in the discretion of the Market coordinators, fails to meet these high standards.

2) **Regulatory Compliance.** Vendors must comply with all local, state, and federal regulations that apply to their business. Those regulations include, without limitation, the following.

a) Health code provisions and licensing. For initial guidance, see [http://www.agriculture.state.pa.us/agriculture/lib/agriculture/foodsafetyfiles/publications/FARMERS\\_MARKET.doc.](http://www.agriculture.state.pa.us/agriculture/lib/agriculture/foodsafetyfiles/publications/FARMERS_MARKET.doc.), copies of which are available upon request. For those vendors offering prepared, but not prepackaged foods, please pay special attention to the utensil and hand washing facility requirements of the Pennsylvania Health Code. Please note that the improvised hand washing facilities used in 2006 may not be permitted in the coming year.

b) Pesticide licensing and regulations concerning their safe use.

c) Scales approved by the area weights and measures officer.

d) Organic certification for products claimed to be organic.

e) Health, ingredient, and other labeling regulations.

3) **Operation of Vendor Stands.**

a) Vendors must ensure that their stands are safe for the shopping public.

b) Vendors must provide their own tents and tables and must anchor them sufficiently with weights that they will remain safe and secure in windy conditions.

c) Vendors may enter the lot for set up at 1:30 and shall be fully set up by 3:00. However, vendors shall make no sales before the official opening bell.

d) Vendors who will not be attending any market day shall notify the Market by telephone or e-mail no later than noon of that day. Such notice should be given to the Monongahela Farmers' Market Committee. Claudia Williams, market coordinator, at 724-258-5905 during business hours, or Dorothea Pemberton, market committee member, at 724-258-0550 during business hours.

e) Vendors will be assigned to specific locations at **the June 5, 2009** pre-market meeting or by the market coordinators based upon the needs of the market that week. Vendors who arrive before 1:30 may be required to change their locations at the direction of the market coordinators.

f) Each vendor must post a sign or placard in their stall that identifies them and the location of their farm or place of business.

g) Vendors must display prices for all products being offered for sale.

h) Vendors may not run generators during market hours.

i) Vendors must sweep or otherwise clean the ground in and around their stalls and leave the Market lot in a clean condition. Any refuse from a vendor's market activities shall be removed by the vendor or deposited in the trash cans provided by the Market.

Vendors must be out of the lot by 7:00 p.m.

j) Vendors may park one vehicle within their designated stand, parallel to the curb. That vehicle must fit within the stall the vendor has been allocated and must be able to be unloaded without encroaching on adjacent stalls. The driver of any such vehicle must comply with parking and driving instructions offered by the Market coordinators.

4) **Liability.** Vendors are required to carry commercial general liability, automobile, and workers compensation insurance. If requested by the Monongahela Farmers' Market Committee, vendors must name the City of Monongahela as an additional insured on the general liability and automobile policies and produce certificates of insurance demonstrating compliance with these requirements. Vendors waive all rights or claims against the City of Monongahela and the Monongahela Farmers' Market and agents, officers, directors, volunteers, and employees, and shall indemnify such parties for any loss or claims arising from the vendor's participation in the Market.

5) **Amendment and Incorporation.** These rules and regulations may be amended from time to time by the Monongahela Farmers' Market Committee or successors and are incorporated into the Application and Agreement.

6) **Violations and Sanctions.** Vendors who fail to comply with the terms of these rules and regulations may be suspended or disqualified from continued selling at the Market.

7) **Acceptance of Terms.** By applying to become vendors and by otherwise participating in the Market, vendors agree to be bound by these rules and regulations. All application fees are non-refundable.

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