

Marble Falls

DOWNTOWN DISTRICT

Farmer's Market Rules

1. **Applicants:** All invitations to sell at any market are at the discretion of the Farmers Market Committee. Submitting an application does not guarantee admittance into the market.
2. **General Market Rules for all Vendors:**
 - 2.1. Copies of all proper permits, certifications, licenses, etc. must be received by the City of Marble Falls before a vendor can attend any market.
 - 2.2. A \$1,000,000 general liability policy is required of all vendors to cover them in the event of an accident or foodborne illness at market, a certificate of insurance is required for each market attended that lists the market's full name and physical address. The City of Marble Falls should be named as an additional insured on the Vendor's general liability insurance policy.
 - 2.3. New items (not included in the most recent application) must be submitted in writing via email and approved by the Farmers Market Committee before sold at market.
 - 2.4. All items sold at market must be grown/prepared by the vendor within 150 miles of the market unless a different arrangement is agreed upon by the City of Marble Falls.
 - 2.5. Laws, regulations, and rules put forth by the federal, state, city, or county government must be followed by all vendors.
 - 2.6. Re-selling of any products or goods is prohibited
 - 2.7. Vendors must contribute to accessibility at the market by clearing a fire lane and maintain an ADA pathway.
3. **Attendance:**
 - 3.1. Markets operate all season, rain or shine. No refunds or discount in fees will be given in the event of inclement weather or lack of business due to the weather.
 - 3.2. Vendors are expected to submit timely (48Hr.) notice of absence. Vendors who exceed two absences, without prior consent from Market Manager, forfeit the association discounted weekly fee rates.
 - 3.3. Vendors are asked to report Estimated Sales (daily gross sales) to Market Manager. Data is kept anonymous but required for market analysis and grant reporting.
4. **Setup and Breakdown:**
 - 4.1. Vendors must be set up & ready to sell no later than 15 minutes before market open. No driving within market boundaries is permitted 15 minutes before market open and until after the close of market.
 - 4.2. Vendors may not break down before end of market even in the event the vendor has sold out. No driving within market boundaries is permitted until after the close of the market.
 - 4.3. A booth space constitutes a 10'x10' space using the provided straight-legged canopy. Merchandise must be restricted to within the designated booth space and signage must not impede flow of shoppers.
 - 4.4. Only generators at or below a decibel level of 60 are permitted at the market to minimize noise pollution.
 - 4.5. Vendors must completely clean their booth space at the end of market. Vendors who provide samples or prepared food must provide trash receptacles at their booth.
 - 4.6. Vendors should display and keep prices fair and reasonable, no dumping. Signage should clearly identify Sales Tax Permits and Certificate of Registration for Weights and Measures where applicable.

4.7. No printed materials may be distributed as we strive toward operating a zero-waste market.

5. Standards and Conduct:

- 5.1.** All fines must be paid prior to setting up at the next market after fines were accrued.
- 5.2.** City of Marble Falls staff member is not responsible for product liability, fines, penalties or the paying of sales taxes for individual vendors. 0.0825 of the total taxable sale must be paid in Sales Tax to the City of Marble Falls where applicable.
- 5.3.** Other standards and conduct: Vendors should be knowledgeable about products, how they are used, grown or produced and be able to communicate these things clearly to the customers. Products should be displayed in a sanitary, presentable and attractive manner. Vendors are expected to be courteous, professional and presentable at all times. Inappropriate language or behavior, clothing, harassment or abuse toward anyone at any market will not be tolerated and may be reason for expulsion.

6. All Food Vendors

- 6.1.** All food vendors must comply with Federal, State, Burnet County Health Department rules.
- 6.2.** All food vendors must comply labeling requirements from the State of Texas. Find detailed information here: <https://www.dshs.texas.gov/foods/labeling.aspx>

7. Agricultural Producers

- 7.1.** Vendors must display current Organic Certification when promoting products as organic.
- 7.2.** CSA distribution is allowed by farmer or rancher at market only if the boxes include product the vendor has produced.
- 7.3.** No live animals may be sold at market.
- 7.4.** Off-grade or seconds or storage vegetables must be labeled as such.
- 7.5.** Any business that grows or distributes plants with the intent to sell in temporary markets or at a temporary location needs a Nursery Floral License Class M and an Event Permit for each event. More information here: www.texasagriculture.gov/RegulatoryPrograms/PlantQuality/NurseryFloral.aspx
- 7.6.** A producer selling any meat claiming hormone and/or antibiotic free and/or grass fed must have raised the animals from the ranch herd from birth and provide a certified letter that animals have been hormone and antibiotic-free and/or grass-fed since birth and/or weaning.

8. Fines:

- 1. Late or No Notice of Absence: Full booth fee + \$25 penalty
- 2. Late to Market/Not Ready to Sell: \$15
- 3. Parking Violation: \$30 for first incident, \$50 for any additional incidents
- 4. Bringing Non-approved Pets to Market: \$30
- 5. Prices Not Displayed: \$30
- 6. Bringing Items Not Pre-Approved: \$30
- 7. Tearing down Table, Tablecloth and Signage Before Market Close: \$25
- 8. Returned Checks: \$40 + checks will no longer be accepted from that vendor