

ATCHISON FARMERS MARKET RULES & REGULATIONS 2019

The Atchison Farmers' Market, Inc. (AFM) sponsors a community farmers' market, as a public service, to provide a place where local growers (Atchison and adjacent counties) can sell healthy, local produce and other foods directly to consumers.

AFM is a Kansas not-for-profit corporation that will provide organizational assistance to producers through its members, including providing advertising and general information, assigning stalls, collecting fees, procuring limited liability insurance (see below under "Insurance"), and acting as liaison with city government and other entities on an as-needed basis. A market manager will be available during the market hours to provide assistance and support to producers and customers.

LOCATION: On the south side of Main Street between 5th and 6th streets.

VENDOR INFORMATION:

All vendors must apply to and be approved by the AFM Board.

Vendors must directly produce 90% of the fresh produce they offer for sale at the market. Ten percent of the fresh produce may be grown by family members or neighbors. Names of producers and a list of products must be submitted with the application form AND approved in advance by the AFM Board.

Annual booth fees are paid by one business. Two or more vendors may not join together if they are not one business (i.e. name(s) on sales tax certificate, etc.).

Vendors may be allowed to sell for another vendor who is sick or on vacation, on an occasional basis, with prior approval of the market manager. Substitute vendors who wish to continue as a market vendor upon expiration of their temporary substitution must file an application, receive Board approval, and pay the annual fee.

Vendors may not purchase from wholesalers for retail sales at the Farmers' Market unless approved by the AFM Board in advance.

HOURS OF OPERATION: First market day: May 18, 2019. Final market day: October 26, 2019.

Wednesday markets are from 2:30 to 5:30 p.m. with no sales before 2:30 p.m. Saturday markets are from 8 a.m. to noon, with no sales before 8 a.m. Note: Vendors may sell to each other before the opening market bell rings.

The AFM Board reserves the right to change market days/schedules.

STALL ASSIGNMENT: Due to the new Market canopy, stalls will be assigned before the season opens on a (prior Season) Market vendor seniority basis by the AFM Board, and then on a first come/first served basis to those new vendors who pay for the full season by May 1, 2019. All full season stall payments are due prior to May 18, 2019. Completed registration materials and fee should be sent to the AFM address listed on the Vendor's Application & Agreement Form 2019.

Note: One (1) stall equals one (1) parking space. The market manager will have a list of reserved and available stalls.

FEES: Fees are used to pay for advertising, bookkeeping supplies, insurance, mailings, social media, and notices. At this time, the only fee is for stall reservation. Assessment of additional fees for advertising or other expenses must be approved by the AFM Board and a majority of season vendors at an Annual or Special meeting of AFM at which a quorum is present. Fees, once paid, will not be refunded for any reason, including loss of privilege.

1 covered stall for season: \$100.00, limit 2 per vendor. May be paid in installments with additional \$20 bookkeeping fee.

Uncovered stalls for season: \$50.00 each per vendor, no limit.

1 stall for single day: \$20.00. After 5 days, full season rate is paid (includes \$20 bookkeeping fee)

Additional stalls for single day (if available): \$20.00

PRODUCTS: Four categories allowed **

Fresh agricultural items such as fruit, vegetables, edible grains, nuts, fresh plants, fresh flowers, eggs and government-inspected FROZEN meat.	Processed foods such as dried fruits and vegetables, honey, baked goods, tortillas, salsa, jams and jellies.	Prepared foods and beverages that can be consumed at the market such as coffee, tea, popcorn, and sandwiches.	Value-added versions of items already produced by vendors such as pepper and herb-infused vinegars (edibles) and goat milk products (non-edibles)
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**** It is the individual vendor's responsibility to comply with *Food Safety for Kansas Farmers Market Vendors: Regulations and Best Practices* booklet for 2019.**

The AFM Board reserves the right to disallow any product that may compromise the health, safety, or welfare of AFM vendors or its customers.

Payment Methods: all vendors must accept these cards

****this column is exception**

Chamber of Commerce Gift Card	AFM Gift Cards	Credit/debit cards Accessed by EBT reader	**Kansas Senior Farmers Market Nutrition Program Vouchers
Varying amounts; Redeem at Atchison Chamber of Commerce	\$5 & 10 amounts	Varying amounts in \$5 increments	Must be trained by KDHE and authorized by them
Treat as cash	Treat as cash	Treat as cash; tax & change given.	\$5 vouchers w/limitations on products they can buy.
Taxed & change given	Taxed & change given	\$5 wooden tokens	No tax or change. Redeem at vendor's bank.

The Market Manager also uses the EBT card reader for Supplemental Nutrition Assistance Program (SNAP) cards. SNAP card users will participate in the Double Up Food Bucks (DUFb) program, whereby they receive tokens worth double what they swiped their card for up to \$25 each market day. They will receive wooden \$1 tokens for approved items and silver \$1 tokens for fresh fruits and vegetables only. No tax or change given with SNAP tokens.

The AFM Treasurer will collect AFM cards and EBT tokens in a timely manner for reimbursement to vendors.

WEIGHTS, MEASURES, AND PRICING: Items may be sold by the piece, box, or bag. If sold by weight, items should be weighed on annually certified scales. Each vendor sets her/his own prices but is strongly encouraged to remain competitive with other vendors.

SALES TAX: Each vendor is responsible for obtaining their own tax registration form and paying their own taxes. Each vendor is required to have a Kansas retail sales tax certificate prior to selling at the market. Each vendor is responsible for collecting sales tax of 8.75% (city, county, and state tax) on products sold and paying it to the State of Kansas. Sales tax registration forms are available by contacting the Kansas Department of Revenue (915 SW Harrison, Topeka, KS 66612) at their website: <http://www.ksrevenue.org/forms-btsales.html> Complete form CR-16 and send in to the KDOR at the above address.

INSURANCE: AFM has limited general liability insurance to cover the vendors who have paid stall fees. This does not provide product liability insurance. Vendors are responsible for their own product liability insurance.

GENERAL GUIDELINES:

Cleanliness: Vendor's personal and booth appearance are very important to the success of the market. Vendors are expected to keep their stalls neat and clean and produce should be clean and kept cool. Produce to be discarded should be placed in the city trash containers near the viaduct.

No dumping of products: To show support to the community of AFM vendors, and to preserve the relationship of the market value to the high quality of produce offered at the AFM, the practice of "dumping" produce is prohibited. Dumping is defined as selling product for less than fair market value. Only products accurately labeled "seconds" or "Number 2" are permitted to be sold at a lower price than first quality produce. No damaged or spoiled items may be offered for sale.

Out of respect for others, there shall be no hawking or badgering customers or visitors to the market by any vendor. Hawking shall be defined as shouting or other aggressive behavior exhibited by a vendor to attract traffic to that vendor's booth or products.

ENFORCEMENT: Vendors are expected to comply with AFM Market rules and regulations. AFM has the right to visit the growing or production location of any vendor. AFM retains the right to withdraw the privilege of selling at the market for serious violation of the above guidelines. In cases of minor violations, the Market Manager will give a verbal warning and a reoccurrence will result in loss of privilege to be a part of the AFM. If the vendor disagrees with this decision, they have the right to file a written notice (within 10 days) asking for an appeal hearing from the AFM Board. The Board shall hear this appeal within 15 days after receipt of the notice. However, *it is our hope and expectation that there will be a high level of cooperation among vendors*

Completion and signing of the Vendor's Application and Agreement Form 2019 signifies that the vendor has read and agrees to follow the above guidelines.

Please keep these Rules and Regulations for your reference.