



2021 Season Market Rules & Regulations

Thursdays • 4:00 - 7:00 PM • May 13 – September 30, 2021
4000 Hughes Crossing, Franklin, TN 37067

The Berry Farms Farmers Market will be open for retail sales from 4:00 pm to 7:00 pm each Thursday; May 13 through September 30. Interested vendors shall complete and sign a 2021 Market Booth Application and Berry Farms Farmers Market 2021 Season Market Rules & Regulations and submit to lgregory@boyle.com.

Vendor Requirements:

INSURANCE: You must have liability insurance. All merchants must carry insurance for general liability and property damage, as well as product liability coverage, in an amount not less than \$1 million. **The policy shall name the following as additional insured: Rural Plains Partnership, Rural Plains Association of Owners, Hughes Crossing LLC, Boyle Nashville LLC, and Boyle Investment Company** and shall maintain all other coverage as required by law. If insurance expires during the season, the vendor must provide a copy of the renewed insurance policy at the time of policy expiration. PLEASE SEE ATTACHED SAMPLE CERTIFICATE OF INSURANCE WITH HIGHLIGHTED REQUIREMENTS.

LICENSES/PERMITS: Merchants must provide business licenses, sales tax certificates and other applicable documents for their business such as Health Department inspections and Department of Agriculture certificates. All other required documents, as stated on the 2021 Market Booth Application, shall be submitted by the vendor within 10 business days of vendor approval by market management or before the market season opens, whichever comes first. All products must comply with local, state, and/or federal health ordinances.

Vendor Rates and Payment:

Vendors commit to the full 21 weeks of the seasonal market. Payment may be paid in full before the season begins or ½ before the season begins and ½ by July 15th. Failure to pay in full by the deadline may result in loss of booth space.

Part time vendors may be considered on a case-by-case basis and subject to space availability.

Booth spaces are 12'x12'; larger spaces may be available upon request for an additional charge.

A full season vendor booth (21 Thursdays) is \$10.00 per week (total of \$210 for the season).

A part time vendor booth is \$20.00 per week.

If vendors plan to miss a particular market day or days, the vendor must notify market management in advance of the day or days. Vendors who continually miss the market without notifying market management will forfeit their rights to their booth space with no fee refund.

Market Day:

Vendors must supply their own tents, tables, chairs, etc. Booth space is not transferable. Nothing, including signage, will be allowed to extend outside the designated booth space dimensions unless otherwise approved by market management in advance in writing.

All displays, including umbrellas and canopies, must be securely anchored and must not extend beyond the limits of the assigned space. *If your tent or awning is not securely anchored, you will be asked to leave, with no fee refund, no exceptions.* This is a safety issue for participants and attendees to the market.

Market Vendors should be already set up and vehicles parked in designated parking areas 15 minutes before opening time. Each vendor is required to stop selling at the close of the market and have everything loaded for removal one hour after the close of the market. Market management has the authority to change the market hours at any time. The market will be held every Thursday, rain or shine.

Due to the Market's liability insurance requirements, Vendors will not begin selling until the market officially opens at 4:00 pm on Thursdays. Vendors are required to stay until the market closes even if all goods are sold. Market Management must approve exceptions to this policy in writing in advance.

Each vendor must leave the selling area clean and in orderly condition. All refuse and unsold goods must be removed from the market area by the vendor. Vendors will be assessed a fee (\$100.00) for cleanup if the market has to further clean or professionally clean a selling space. Trash receptacles will be available for market trash.

Farmers may sell any farm products, including value-added products, as listed on their Application. At least one ingredient or material in any value-added good sold in a farm vendor's booth must have been grown on the producer's farm. All produce sold at the market must be locally grown or otherwise approved by market management in writing in advance. To be locally grown, the produce must have been grown within an area defined as the State of Tennessee between the time zone line in the east and to the Tennessee River in the west. Market management may make exceptions, including, but not limited to, allowing farms to purchase produce from non-local farmers during slow growth periods or in case of crop destruction. All non-local produce must be approved by market management in writing in advance and labeled clearly for all patrons to read and understand.

All processed foods must comply with all applicable state and federal health and safety regulations and prepared in either a commercial kitchen or an approved domestic kitchen. A copy of the commercial kitchen certificate or domestic kitchen certificate must be displayed in the booth at all times. Food and food products must be packaged with proper labeling. Food products must be held for sale at the proper temperature and environment as defined by the food or food product. Proper labeling pertaining to organically grown produce must be displayed.

Egg, meat, and all baked good vendors must display a TDA regulatory services current permit and copy of the most recent inspection.

No wholesale brokers will be allowed. Market management or a representative has the right to physically inspect crops and production areas of Farm Vendors at any time.

Pricing of goods sold at the market is the sole responsibility of the individual vendor. Fraudulent, dishonest, or deceptive merchandising or collusion to set prices among vendors may be grounds for forfeiture of the right to do business of any kind in the market as determined by market management.

The quality of all goods offered for sale at the market is very important. Routine inspections may be conducted. If your product is found unfit to sell, market management may ask you to discontinue sales of this item immediately. Vendors who repeatedly attempt to sell unfit items or produce may be asked to leave the market.

All vendors are subject to periodic farm or business visits and inspections. Market representatives may visit any farm or establishment used by its farmer or producers during normal business hours (8 a.m.–5 p.m.) to verify compliance with the producer-only requirement. *Such inspections may or may not be announced.* The farmer or producer must provide any help necessary to thoroughly document the establishment or property being inspected along with the products being brought to market and/or listed in the annual application. Failure to permit a farm visit or inspection of an establishment used for processing product(s) may result in termination from the market with no fee refund.

A limited number of truck spaces are available for those with a truck or trailer display. Vehicles larger than 1 ton need to be discussed and approved with market management.

RULES OF CONDUCT:

Inappropriate conduct, language, or harassment towards other vendors, customers, or management of the Berry Farms Farmers Market, whether in person or by electronic media, will not be tolerated and may be grounds for immediate dismissal from the market by market management with no fee refund. Anyone who experiences harassment is encouraged to report the incident immediately to market management. All complaints will be investigated promptly and thoroughly by market management.

All vendors must dress appropriately. Shoes and shirts are required.

Absolutely NO SMOKING OR VAPING!

Vendors who choose to bring children to the Market are asked to ensure that the conduct of the minor(s) is appropriate and not disruptive to customers or other vendors.

The sale of live animals is not allowed at the market.

Alcoholic beverages are not allowed at the market.

Please read the following affidavit and sign below:

I have read the 2021 Market Booth Application and the 2021 Season Market Rules & Regulations of the Berry Farms Farmers Market and agree to abide by them. I acknowledge full responsibility for all of my activities in the market (and for those assisting in my booth) through the market season. Furthermore, I agree to accept the authority of the Market Management and/or Boyle Investment Company in regards to product legitimacy, procedural, and vendor conduct violations.

Applicant name (please print): _____

Applicant Signature: _____ Date: _____

If you have any questions or concerns please submit these in writing to:

Boyle Investment Company
C/O Lisa Gregory / Berry Farms Farmers Market
2000 Meridian Blvd, Suite 250
Franklin, TN 37067