

Brighton Farmers' Market 2019 Vendor Application



(Please Print)

Business Name _____

Contact Person(s) _____

Address _____ Town _____ Zip _____

E-mail _____ Phone _____

Website _____ On Facebook? _____ How long have you been in business? _____

Have you sold at farmers' markets before? _____ If yes, which one(s)? _____

If an FMNP farmer: FMNP Stamp ID#: _____ Acreage cultivated in fruits/vegetables: _____ Total tillable acreage: _____

Please list all products you hope to sell at the market. Please include the following information: 1) type of product, 2) address where grown or produced if different from above address, 3) quantities – can be given in approximate acres, row feet, animal numbers, processed product amounts, etc. Please use additional space if necessary.

IF OFFERING AN AGRICULTURAL PRODUCT, please explain how you apply environmentally sustainable agricultural principles to your farming operation. Please specify your methods in regard to soil building, insect control, weed control, and disease control. For livestock, please describe your housing, confinement, and pasturing methods, as well as feed provided and use of hormones and antibiotics. Please use additional space if necessary.

IF NOT OFFERING AN AGRICULTURAL PRODUCT, please explain how you use sustainable methods in your operation (i.e., local products, etc.). Please use additional space if necessary.

PLEASE NOTE THE EXTENDED SEASON DATES FOR THIS YEAR'S MARKET: May 12 through November 24.

Please indicate the date on which you anticipate starting to sell at the market: _____

Do you expect to miss any markets after you start? _____ If yes, how many? _____

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The vendor fee will be **\$350** for a 12-foot wide space for the 2019 season. Please note Market days will be Sundays from May 12 through November 24, 2019, from 9:00 am until 1:00 pm. The market will be held in the Brighton High School parking lot, 1150 Winton Rd. South, Rochester 14618.

The application deadline for 2019 is March 15. The market management reserves the right to add additional vendors, as the season progresses.

Attached to this application are the 2019 Brighton Farmers' Market Rules which are made a part of this application and incorporated herein. I have read the 2019 Brighton Farmers' Market Rules. If my application is accepted, I will adhere to the market rules as stated. I fully understand that my completed application and proof of insurance **MUST** be submitted and approved **BEFORE** I may participate in the market.

I hereby assume any and all risk of harm to my person or property that may arise out of my participation in the Brighton Farmers' Market. I hereby release the Town of Brighton, Brighton Central School District and their respective officers, employees and agents from any and all liability of any kind that may arise in connection with my participation in the Brighton Farmers' Market, or any activities related thereto, including but not limited to potential claims, demands or suits for punitive or consequential damages, attorneys fees and costs, or any legal or equitable relief of any kind whatsoever for any such injuries or damages and the consequences thereof, whether known or unknown. I further agree to indemnify and hold the Town of Brighton, Brighton Central School District and its respective officers, agents and employees harmless from and against any and all such claims, losses, damages, suits or causes of action or any other legal or equitable action or proceeding relating to or arising out of my participation in the Brighton Farmers' Market.

A \$20 administrative fee will be charged for all checks returned for insufficient funds.

Please sign that you agree to the conditions above.

By submitting this application electronically to the Town of Brighton I represent that I have the capacity to bind the individual or entity on whose behalf it is submitted, and I hereby confirm that such individual or entity shall be bound by and comply with all of the terms and conditions set forth above.

Signature

Date

Please return completed application to:

Town of Brighton Recreation Department
220 Idlewood Rd.
Rochester, NY 14618

Or email it to:

info@brightonfarmersmarket.org

The Brighton Farmers' Market is sponsored by the Town of Brighton.

2019 BRIGHTON FARMERS' MARKET RULES

1. Only products listed on a vendor's application may be sold at the market. Any additions must be approved in writing by the market manager at least one week prior to selling.
2. Vendors may sell only goods which they or a family member or employee have grown or produced. Re-selling will only be permitted under the following circumstances: if no grower is selling a particular item, another vendor may purchase the item from a nearby farmer and sell it, provided approval has been obtained in writing from the market manager at least one week prior to each anticipated sale date. The farming operation from which the goods are purchased must be from no further than 100 miles from Brighton, New York and must meet the standards set forth under these rules. The vendor must display the name and address of the farm that grew or produced the item to be re-sold. If that item becomes available from another vendor at the market from that farmer's own production, the vendor re-selling the item must no longer sell it. In addition, the market manager may at its discretion permit re-selling if the re-selling will allow a market need to be met.
3. Inspections of farms or production facilities to assure an operation's conformity with market rules will be conducted at the discretion of the market manager. Such inspections may be scheduled or unannounced. Inspection criteria will be based on information provided in the grower's market application, such as specific crops grown, amounts grown, farming methods applied, etc.
4. Vendors' applications will be reviewed and approved by the market manager. Vendors must come from no further than 100 miles from Brighton, NY. In reviewing applications, the market manager will consider the vendors' efforts to apply methods of sustainable agriculture to their growing operations. Priority will be given to farmers using sustainable methods and to farmers attempting to transition to more sustainable practices. The market manager may take into account product quality, product mix, and market needs when approving vendor applications. Vendor selection is made at the sole discretion of the market manager, based on a reasonable assessment of market needs. Applications not accepted will be retained, and if openings occur or market needs change during the season, applicants may be contacted.
5. Vendors whose applications to participate are accepted should make every effort to attend the market on the days indicated on the vendor's application. Applicants are accepted to fill market needs, and the success of the market depends on vendors' commitment to the market. If an absence is unavoidable, vendors should notify the market manager at least a week prior to the anticipated absence, if possible. Consistency of attendance in prior years may be considered as a factor in the vendor approval process for the current season.
6. Vendors are expected to charge prices that are fair to themselves, their customers, and other producers at the market. No price fixing or gouging is allowed.
7. Not-for-profit groups and community organizations may have booth space as determined by the market manager. A fee of \$5.00 per day shall be collected from such organizations.

8. All items sold at the market must meet federal and state regulations, as well as requirements of the Monroe County Health Dept. and the NYS Dept. of Agriculture and Markets. Vendors shall provide to the market manager and shall post at their stand all permits, licenses and certificates required by law and regulation. Vendors selling taxable items must display a valid NYS Certificate of Authority and provide one to the market manager. Vendors shall comply with all federal, state and local laws, rules and regulations in all of their market operations and market activities.
9. Vendors who operate a food truck with propane fuel must take the Rochester Fire Department Fire Safety Class and provide a current copy of the certificate of completion for the class.
10. Pre-packaged items must be labeled in accordance with NYS label requirements; this includes baked goods, teas, and health and beauty products.
11. Organic products may only be identified as such if they have been certified by a recognized third-party certifier. This certification document must be clearly displayed in the vendor's booth.
12. Vendors must display a sign clearly displaying their operation's name and location. Vendors are required to post signs that include farm's name, address, products, and growing practices.
13. Vendors are responsible for all equipment and supplies needed for their displays. Displays must allow unobstructed customer flow. Displays must be clean and free of debris. All tents and canopies must be properly secured.
14. All approved vendors must provide proof of liability insurance. The Town of Brighton (2300 Elmwood Ave., Rochester NY 14618) and Brighton Central School District (2035 Monroe Ave., Rochester NY 14618) must be named as additional insureds on the policy. Each vendor's policy shall include at a minimum the following insurance coverage: \$1,000,000 general and product liability, per occurrence. Vendors must also have automobile liability insurance with statutory limits.
15. No vendor shall arrive earlier than one hour before opening time of the market. Vendors will be completely set-up prior to the opening of the market. Late arrivals are disruptive to other vendors and customers, and reflect poorly on the market as a whole. All vendors must have their booths dismantled and their spaces cleared by one hour after the market closes. Vendors shall clean space of all debris, including plant or produce debris, before leaving. All vendors must dispose of their own trash; use of on-site dumpsters by vendors wishing to dispose of unsold product is strictly prohibited.
16. All products offered for sale must be of high quality and good condition. All food must be kept off the ground or protected from contact with the ground.
17. No use of shouting, calling out or amplification is permitted to attract customers within the market.
18. All participants are expected to treat fellow vendors, customers, management, and other participants in a cooperative, respectful, and courteous manner.

19. The market will be held on Sunday mornings, 9:00 am until 1:00 pm, beginning May 12 and ending November 24, 2019. The market will be held in the Brighton High School parking lot, 1150 Winton Road South. The vendor fee for the season will be \$350 for a space 12 feet wide. Alternatively, vendors may pay \$30 per session, with written approval from the market manager. Fees must be paid by the vendor's first day of sale.
20. Vendors shall maintain workers compensation and disability insurance with statutory limits for all employees.
21. The market will offer products in two categories:
 - a) Farm products, including vegetables, fruit, herbs, meat, poultry, eggs, dairy, plants, cut flowers, honey, maple products. All products must be grown by the vendor, as specified in rule #2. Priority will be given to farms using organic or sustainable methods of agriculture, including the avoidance of genetically modified products. The market is committed to ecologically sound and humane husbandry. The market will emphasize grass-based production and pasture-raised meats, with the expectation that animals must have spent a majority of their life on vendor's farm, must have an appropriate quality of life, and must be raised without growth hormones or antibiotics.
 - b) Processed items, including baked goods, jams and preserves, health and beauty products, mixes, teas, coffee, pasta, and prepared foods. Priority will be given to vendors using local, organic, or sustainable sources of production. .

The market manager will notify vendors in writing of any rule violations. Consequences may include warnings, fines not to exceed \$50, or termination of rights to sell at the market. Vendors may also request in writing a decision of the market manager on any issues related to the operation of the market or activities or products sold at the market. A written decision will be made by the market manager within 10 business days of receipt of the grievance. Decisions of the market manager are final and binding subject only to administrative review by the Office of the Town Supervisor. If a vendor is not satisfied with any decision of the market manager, such vendor may seek administrative review of the market manager's decision by delivering to the Office of the Town Supervisor a written request for administrative review together with supporting materials and documentation within five (5) business days of such vendor's receipt of the written decision of the market manager from which review is sought. A written decision will be issued as a result of an administrative review by the Town Supervisor within ten (10) business days of receipt of the request for review and will be based on any and all information and documentation submitted by the vendor and the market manager. The Town Supervisor may affirm, reverse or modify the decision of the market manager, and the Town Supervisor's decision shall be final and binding.

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