Diamond Springs Farmers Market

Operated by
The Creative Word, Non Profit
Maria G. Taylor
484 Main Street, P.O. Box 936 Diamond Springs, CA 95619
530-409-9989

GENERAL RULES AND REGULATIONS

APPLICATION INFORMATION:
Procedure to become an approved seller:
1. Read the Diamond Springs Farmers Market Rules.

2. Completely fill out the application form.

3. Return the completed form along with photocopies of appropriate permits and licenses by mail, fax or in person to:
Diamond Springs Farmers Market
Maria Taylor, Manager
PO Box 936
484 Main Street, Suite 14
Diamond Springs, CA 95619
Fax 530-622-4246
Phone 530-409-9989
www.DiamondSpringsFarmersMarket.com

4. When received, your application will be submitted to the Diamond Springs Farmers Market for approval.

5. You will be notified by the Market of the decision by mail, phone or fax.

6. If your application is approved, you should contact Maria Taylor, Market Manager, to arrange to sell at the Market.

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RESERVATIONS:
Advance stall space reservations are required for the Market. If a seller reserves a space and fails to either cancel at least 36 hours previous or appear to do business on the Market Day, a fine equivalent to the minimum stall fee shall be assessed to the seller.

GENERAL MARKET INFORMATION: The Market is open year-round, rain or shine.

Market Location: 484 Main Street, AKA Pleasant Valley Road, Diamond Springs, California

Market Hours: Saturdays, 8am to 1pm Year Round

APPROPRIATE LICSENSES AND PERMITS:
Agriculture Sellers:
*Certified Producers Certificate (County Agriculture)
*Non-Certified Agriculture Producers (County Environmental Health Department and County Agriculture)
*Avocado Inspection Certification/Avocado Inspection Permit (County Agriculture)
*Nursery Stock License (State CDFA Agriculture)
*Apiary Registration (County Agriculture)
*Organic (Registration and/or Certification)
*Cut Flowers/Gourds and other non-edible Ag Products (Sellers Permit-Board of Equalization)
*Wine (Alcoholic Beverage Control Permit, Sellers Permit)

Non-Agriculture Sellers:
*Ocean Fish (Fish and Game Licenses, Boat Registration, Commercial Permits, Dock Landing Receipts)
*Prepared Foods (County Department of Health Permit and Business License)
*Crafts (State Board of Equalization Permit and Business License)

LOCAL LICENSING AGENTS:
El Dorado County Agriculture Commissioner
311 Fair Lane
Placerville, CA 95667
530-621-5520

State Board of Equalization
PO Box 942879
Sacramento, CA 94279
1-800-400-7115

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El Dorado County Health Department
2850 Fairlane Court
Placerville, CA 95667
530-621-5300

California Department of Fish and Game
1416 Ninth Street
Sacramento, CA 95814
916-653-7664

Alcoholic Beverage Control

I. STATEMENT OF INTENT:

Nature of the Market: The Diamond Springs Farmers Market is a diversified Market offering both certified and non-certified agriculture and non-agriculture goods for sale.

The Market is a Certified Farmers Market and is operated in accordance with regulations established in the California Code of Regulation. Assembly Bill 224 (Ch. 404, Stats. Of 2013), now Sections 47060 through 47062 of the California Food and Agricultural Code, authorized the Department to adopt regulations establishing a registration program for producers of Community Supported Agriculture. It also required the Department, in consultation with the State Department of Public Health and local health offices, to post small farm food safety guidelines. These guidelines include safe production, processing, and handling of both non-potentially and potentially hazardous foods.

The Market is certified by the County Agriculture Commissioner as a direct marketing outlet for producers of certified and non-certified agricultural products. These producers may sell their agricultural products directly to consumers without meeting the usual size, standard pack and container requirements for such products except in the case of eggs and pre-packaged items. However, all produce must meet minimum quality standards.

The non-agricultural goods add variety and enhance the festive ambiance of the Market. The same producer-to-consumer philosophy applies for all items sold at the Market, including non-agricultural items.

The resale of all products is prohibited except as provided in these Rules.

Management: The Diamond Springs Farmers Market is managed operated and controlled by Samaniego-Taylor Real Estate, LLC and The Creative Word Non Profit and is operated under the authority of El Dorado County. The Diamond Springs Farmers Market, its market managers and all other designated agents shall implement and enforce all rules and regulations pertaining to the operation of the Market in a fair and equitable manner. Any approved seller or applicant aggrieved by the action of the Market Manager or other Diamond Springs Farmers Market agent can appeal to the owners whose decision shall be final.

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CURRENT STALL FEE STRUCTURE:
Stall fees at the Diamond Springs Farmers Market are $20.00 for each 10'x10' area. The stall fee will be collected for each space used, even in the case of no sales.

II. DEFINITION OF TERMS:
The following definitions apply to the context of the Rules and Regulations unless otherwise specified within a particular category.

Agricultural Producer or Producer: A person or entity who produces agricultural products by the practice of the agricultural arts upon land which the person or entity controls.

Approved Seller: A person whose application to sell has been approved by the Diamond Springs Farmers Market and who is selling or offering for sale at the Market an approved item or commodity which he or she has:

as in Agricultural-
a. Grown upon land which the person controls, in the case of fresh fruits and vegetables, nuts in the shell, nursery stock, cut flowers, processed agricultural products.

b. Bred, raised, cultivated or collected in the case of animal, poultry, wine, worms, fish, aquaculture, eggs, honey and bee products.

as in Prepared Foods-
Cooked, canned, baked, preserved or otherwise significantly treated.

as in Crafts-
Created, sewn, constructed or otherwise fashioned from component materials.

Certified Agriculture Producer: A producer authorized by the County Agriculture Commissioner to sell directly to consumers at a Certified Farmers Market, certified agricultural products, produced upon land which the certified producer controls.

Certifiable Agricultural Products: Fresh fruits and vegetables, nuts in the shell, honey, eggs, nursery stock and cut flowers which have been produced as the result of the practice of the agricultural arts by a producer upon land which the producer controls. These items shall be considered agricultural products only when in the possession of the producer who produced them, the producer's employee, or the producer's immediate family or a consumer.

Certified Farmers Market: A location approved by the County Agricultural Commissioner of the county where products may be sold by Agricultural Producers directly to consumers. A Certified Farmers market may be operated by one or more Certified Producers, by a non-profit organization, or by a local agency.

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Certified Farmers Market Certificate: A certificate which authorizes the location wherein products my be sold by Agricultural Producers directly to consumers. Any Certified Farmers Market Certificate shall be considered valid only when bearing original signatures of the issuing Agricultural Commissioner and the authorized representative of the certified farmers market.

Certified Producers Certificate: A certificate which authorizes the transportation to and sale of products at a Certified Farmers Market. The certificate shall be issued by the County Agricultural Commissioner on a form approved by the Director and the original kept on file at the county of origin. Photocopies of the original Certified Producer's Certificates should be considered valid only when bearing an embossment from the issuing Agricultural Commissioner.

Consumer: A person who purchases and receives products at a certified farmers market, but not a person who purchases products for commercial resale unless such products comply with all applicable size, standard pack, containers and labeling requirements.

Employee: Except members of the immediate family as defined below, persons employed by an approved seller at a regular salary or hourly wage, either full time or part-time, but not including any person whose compensation in whole or in part is based on or consists of a commission on sales.

Entity: A group of two or more approved sellers each of whom is joined by either marital status, partnership, corporate status, family farm status, co-op, joint venture or other legal status.

Family Member: Parents, children, grandchildren, grandparents, and in addition any other family member regularly residing in the approved seller's household.

Land Which the Agricultural Producer Controls: Land which the agricultural producer farms and owns, rents, leases or share crops.

Load List: A form created by the Diamond Springs Farmers Market which all sellers shall fill out and return to the management each time sellers sell products on any given market day.

Market: The Diamond Springs Farmers Market which is permitted and certified by the El Dorado County Agricultural Commissioner as a Certified Farmers Market.

Market Manager: A person or persons empowered by the Governing Board to implement Market policies and directives and to oversee the operation of the Market.

Non-Agricultural Products: Goods offered for sale at the Market other than certified agricultural and non-certified agricultural products. These include prepared foods and crafts.

Non-Agricultural Seller: A person who produces and sells other than agricultural products, such as a prepared foods or crafts seller.

Non-Certificate Agricultural Products: Agricultural products that are not certified. This category of products includes but is not limited to: wine, worms, fish, aquaculture, livestock, poultry, dried fruits, dried vegetables and processed agriculture products such as nuts, oils, nut butters, jams pickles and smoked products.

Non-Profit Organization: An organization which has current tax-exempt status under the law of the State of California.

Notice of Proposed Suspension: A document informing a seller of a proposed rescission, suspension or modification of selling privileges at the Diamond Springs Farmers Market, and informing a seller of the time, place and reason for a hearing before the Diamond Springs Farmers Market Board regarding such proposed rescission, suspension or modification.

Peddlers or Vendors: Persons who sell items they did not produce themselves; a reseller.

Prepared Foods Seller: A person, who through the practice of culinary arts, produces prepared foods.

Primary Certificate Seller: A certified agricultural producer who occupies his or her own assigned stall space at the Market.

Seasonal Seller: A seller whose normal practice is to sell for a period of less than a full year.

Seller: An approved seller.

Year Round Seller: a seller whose normal practice is to sell at the Market throughout the calendar year.

III. RULES FOR APPROVED SELLERS:

In order to ensure the successful maintenance of the Market as an efficient and effective outlet for producers to sell their products directly to consumers, the Diamond Springs Farmers Market has established the following rules to approved sellers:

SECTION A: ADMISSION OF AN APPROVED SELLER

1. To become an approved seller at the Market, a prospective seller must complete an application to sell. All items intended for sale shall be listed on the application and only those items approved for sale will be allowed to be sold. The application must be approved prior to the seller exercising the privilege of selling at the Market. A completed application packer includes:
a. The completed application to sell
b. Copies of all appropriate certificates and permits
Only approved sellers shall be admitted to sell at the Market.

2. Admission to the Market as an approved seller shall be subject to consideration of an approved seller's history of compliance with state, local government and market rules.

3. Stall space allocation shall be based on consideration of the following factors as determined by the Market Manager: number of years selling at the Market; consumer demand; record of attendance; market commodity mix and compliance with the Diamond Springs Farmers Market Rules and Regulations and local production.

4. Second Certificate sellers shall be allocated stall spaces only after primary certificate sellers are accommodated and only on a case by case basis at the discretion of the Market Manager.

5. The number of approved seller stall spaces for each category of products shall be set by the Market Manager.

6. Admission of an approved seller may be conditioned by the type of product.

7. All new sellers will be subject to a ninety (90) day at will probationary period from the first date of selling.

SECTION B: ADMISSION OF PRODUCT

1. Admission of product shall be based on market commodity mix and consumer demand as determined by the Market Manager.

2. Admission of product will be based on the producer's history of selling such product.

3. Admission of product will be based on the present competitive availability of the producer's product.

SECTION C: GENERAL RULES FOR ALL SELLERS

1. Only approved sellers as defined in each category may sell at the Market. All approved sellers must appear to sell for their first Market Day. A family member or employee may sell for an approved Seller. A family member or employee of an approved seller may sell for a second certificate seller. Seller employers or employees may be required to show the Market Manager proof of employee status. Employees may not receive commissions.

2. Each year round sellers must sell his/her products in person at least once per year. Seasonal approved sellers must appear in person to sell for their first market day of the season.

3. All sellers must complete and submit the Diamond Springs Farmers Market annual Letter of Intent to the Market in October of each year, indicating their plans to sell at the Market the following year, and listing the products they would like to sell.

4. Sellers must grant permission to the Market Manager to enter the seller's premises for the reasonable inspection of: land, facilities, proof of ownership, partnership agreement, land lease and other applicable agreements in order to determine whether the seller is in compliance with the certificate, license or permit conditions.

5. No peddler or vendors will be permitted at the Market. Further resale of products at the market is prohibited except as provided in Section E of these Rules. Resale is permitted by non-profit organizations, so long as the resale of items is related to or in support of their organization for fundraising purposes. All resale items sold by the non-profit organization at the Market must be approved by the Market Management prior to sale.

6. Sellers shall only display or advertise items that have been approved for sale. All products offered for sale in a gift box or other container must be approved by Diamond Springs Farmers Market Manager and be of the seller's own production. Sellers may promote their farm related activities at their stalls at the discretion and approval of the Manager.

7. All scales must bear current seal from the County Sealer of Weights and Measures from El Dorado County Agricultural Commissioners office.

8. Pre-packaged items sold by weight must be labeled with the net weight and name and address of the seller and identity of the commodity.

9. Sellers must post prices. Failure to post signs my result in fines levied per occurrence. Collusion among sellers to raise prices or any attempt to influence a seller to increase prices is strictly prohibited.

10. Sellers must display a sign (at least 12"x24") bearing the producer's business/farm name, and county of origin. The letters on the sign must be a minimum of 2 inches in height. Failure to display a sign may result in fines levied per occurrence.

11. All required permits and licenses shall be displayed prominently during selling hours. This includes, but is not limited to, the Certified Producers Certificate, Nursery Stock License and Nursery Seller's Permit, County Health Permit, and Aquaculture License, State Board of Equalization Seller's Permit. Failure to post permits and licenses may result in fines levied per occurrence.

12. All sellers must comply with Health and Safety Code sections as it may be amended from time to time, or any other law regulating food sampling at a certified farmers market and the guidelines listed below. Failure to do so may result in fines levied per occurrence. Any fine levied on the Market by the County of Environmental Health Department for incorrect sampling procedures shall be assessed to the Seller for the non-compliance.

a. All foods shall be stored at least six inches off the floor or ground or under any other conditions that are approved.

b. Distribution of food samples is allowed provided that the following sanitary conditions exist:

1. Samples shall be personally distributed only by the seller to the customer on a one-to-one basis. Customers are not to serve themselves. Any samples observed to be in violation will be removed and discarded. Samples shall be distributed by the producer in a sanitary manner.

2. Samples shall be kept in approved, clean, covered containers.

3. Clean, disposable plastic gloves shall be used when cutting samples.

4. Food intended for sampling shall be washed, or cleaned in another manner of any soil or other material by potable water in order that it be wholesome and safe for consumption.

5. Potable water shall be available for hand washing and sanitizing as approved by the local enforcement agency.

6. Potentially hazardous food samples, shall be maintained at or below 45 degrees Fahrenheit. All other food samples shall be disposed of within two hours after cutting.

7. Utensil and hand washing shall be disposed of in a facility connected to the public sewer system or in a manner approved by the local enforcement agency.

8. All garbage and rubbish shall be stored and removed by seller.

13. Sellers of salad mix shall post notice indicating that the mix is field harvested and should be rinsed before serving. If the salad mix has been washed in a certified kitchen in accordance with health department regulations, such notice is not needed.

14. Stall fee are set by Diamond Springs Farmers Market. All sellers must pay stall fees according to the current fee schedule set by the Diamond Springs Farmers Market. Stall fees are collected by the Market Manager at the end of each Market Day. Sellers must comply with stall fee payment procedures. Failure to do so may result in fines levied per occurrence.

15. Sellers in all categories shall complete a load list on each Market day and submit it to the Market Manager before departing from the Market.

16. Stall space assignments:

a. Sellers must accept the stall space assigned by Market Manager.

b. Whenever a seller does not adhere to Market arrival and departure time, or fails to notify the Manager of his/her intention to sell at the Market on a specific day, the Manager my revoke the seller's stall space reservation for two weeks. Market arrival time are one hour before the start of the Market. Departure time are no earlier than the closing time of the Market and not later than one hour after the Market closes.

c. Sellers must maintain their stall spaces in a clean and sanitary condition. Each seller shall remove containers, waste and trimmings before leaving the Market. Sellers shall not use the Dumpsters located at 484 Main Street, Diamond Springs. Refuse collected must be disposed off-site by sellers.

d. Sellers must provide their own tables and white shade tents.

17. Standards of Conduct:

Sellers who do not comply with these standards of conduct may be subject to discipline as set forth in Section D of these rules.

a. Sellers shall be honest and shall conduct themselves at all times in a courteous and business like manner. Rude, abusive or other disruptive or offensive conduct is not permitted.

b. Conduct by sellers that is materially and seriously prejudicial to the reputation or operation of the Market is not permitted.

c. Sellers experiencing any difficulty with customers or other sellers in this regard should refer the matter promptly to the Market Manager.

d. No radios or boom boxes may be played during market hours. No loud hawking, shouting or barking to promote products is allowed.

e. All product promotion must occur within the space assigned to the producer and not in any common area.

f. Seller's pets are not allowed in the Market per the California State Health and Safety Code. This includes no pets in seller's vehicles.

18. Sellers are responsible for the actions of their representatives, employees or agents.

19. All sellers must comply with all applicable Federal, State and local laws, ordinances and regulations.

20. All sellers must comply with the Market's Safety Program and Emergency Protocol.

21. All sellers and their employees must adhere to the Market vehicle parking policy. Non compliance may result in fines being levied.

22. Certified producers must provide copy of sale receipt for any single sale of agriculture commodity in excess of twenty-five (25) pounds.

SECTION D: DISCIPLINE OR REMOVAL OF AN APPROVED SELLER; APPEALS:

1. A seller may be removed or suspended from the Market or have selling privileges in the Market conditioned, modified, limited or terminated by Diamond Springs Farmers Market.

2. Sellers who are in violation of the state, local or Diamond Springs Farmers Market rules and regulations; or who are aggrieved by the Diamond Springs Farmers Market's decision, will be subject to the following procedures:

a. Whenever the Market Manager believes a seller has violated the conditions of the permit to sell or any of the rules or regulations of the Market, the Market Manager may issue a verbal or written warning or may issue a notice of proposed suspension.

b. Any verbal warning or informal written warning shall be followed by written notice of proposed suspension documenting such warning. Such written notice of proposed suspension or modification of selling privileges shall be mailed or personally delivered to the seller within seven (7) day of such verbal warning. The notice shall state the time and place of the hearing on the proposed suspension or other action. Such hearing shall be held no later than (30) days after mailing or personal service of the written notice of proposed suspension. The Market Manager shall inform the seller of the reasons for the warning or notice.

c. If the Market Manager issues a notice of proposed suspension, the seller may appear at a hearing before Diamond Springs Farmers Market Governing Board at the time and place in the notice. The seller shall be entitled to present written evidence and written argument to the Diamond Springs Farmers Market Governing

Board before the hearing and shall be entitled to present written and oral evidence at the hearing. The seller may, at his or her sole expense, be represented by legal counsel at the hearing or in written communication to the Diamond Springs Farmers Market Governing Board. The Diamond Springs Farmers Market does not transcribe its proceedings. If a seller wishes to obtain a verbatim record, the qualified seller shall arrange for attendance by a court reporter or for some other acceptable means of recording. Such arrangements shall be at the qualified seller's sole expense. If the seller challenges in court the action taken by the Diamond Springs Farmers Market Governing Board, the challenge shall be limited to raising only those issues raised at the hearing or in written correspondence delivered to the Diamond Springs Farmers Market Governing Board at/or prior to the hearing.

d. The Diamond Springs Farmers Market Governing Board shall, at the time and place set forth in the notice, hold a hearing on the proposed suspension. At the hearing, the seller shall be entitled to present written or oral evidence and argument as to way the permit should not be suspended. The Board shall also consider the testimony of the Market Manager or his or her designee. The Diamond Springs Farmers Market Governing Board may, in its discretion, continue the hearing once to a future date.

e. If the Diamond Springs Farmers Market Governing Board, after hearing, determines that the seller has violated the permit conditions or the Market rules and regulations, it may suspend the seller's permit for a maximum of 90 days.

f. The Diamond Springs Farmers Market Governing Board may suspend, for any period deemed appropriate, or may revoke, the permit of any seller whose permit has be previously suspended. The Diamond Springs Farmers Market Board Governing Board may also refer the matter to a governmental agency with jurisdiction over the subject at issue. The Diamond Springs Farmers Governing Board shall promptly notify the seller in writing of its decision and the findings of fact supporting the decision. Any seller whose permit has been suspended previously must reapply to be a seller at the Diamond Springs Farmers Market when requesting to return to selling. Admission is not guaranteed.

g. A seller whose permit has been suspended, or a seller or applicant aggrieved by a decision of the Diamond Springs Farmers Market Governing Board, may file a written request with the Market Manager requesting reconsideration of a determination made by the Diamond Springs Farmers Market Governing Board. The person requesting reconsideration shall file the written request within 10 days of the adoption of the Diamond Springs Farmers Market Governing Board determination. If no person files a timely request, the Diamond Springs Farmers Market Governing Board shall not take any action pursuant to this action pursuant to this section and the Diamond Springs Farmers Market Governing Board's decision shall be considered final. If a timely request for reconsideration has been filed, at the next available meeting the Diamond Springs Farmers Market Governing Board shall consider the request for reconsideration and shall receive any oral or written testimony. The Diamond Springs Farmers Market Governing Board's decision shall be final.

h. Whenever the Market Manager determines that an immediate suspension of a seller's privilege in the Market is necessary to preserve the health, safety or welfare or the Market's customers, other Market sellers, Market staff or the public, the Market Manager may suspend a seller's permit to sell. Such suspension shall be

effective immediately. The Market Manager shall provide the seller with a notice of suspension stating the date, time and place of the Diamond Springs Farmers Market Governing Board's hearing on the suspension. Thereafter, the hearing procedures detailed above shall be followed.

i. Whenever a seller has had their state or county permit to sell at a Certified Farmers Market revoked, that seller must re-apply to sell at the Diamond Springs Farmers Market and may not be a guaranteed admission to sell.

SECTION E: RULES AND REGULATIONS FOR SELLERS OF A CERTIFIABLE AGRICULTURAL PRODUCTS: Fresh Fruits and Vegetables, Nuts in the Shell, Shelled Nuts, Eggs, Honey, Cut Flowers and Nursery Stock

1. Sellers in this category are those who have grown or produced the products they sell on a facility which the seller controls.

2. All certified agriculture products must be sold in accordance with State Direct Marketing Regulations for Certified Producers.

3. All sellers of certified agricultural products must obtain a Certified Producer's Certificate issued by the Agricultural Commissioner from the county in which the produce is grown. All products for sale must be listed on the certificate and an embossed photocopy certificate shall accompany the certified agricultural products during transportation and be posted at the Market. All certificates shall be displayed in full view of customers during each Market.

4. Second Certificates: A certified producer may sell for another certified producer provided that the seller is also selling his/her own product, he/she displays both growers certificates, and he/she notifies Market staff that he/she is selling for another producer. In addition, each certified producer seller at the Market through another producer must:

a. have an approved application to sell on file with the Market Manager;
b. have been granted permission to sell the second certificate products by the Market Manager;
c. appear to sell for the first market day and at least once thereafter for every 6 months of sales;
d. agree to pay a separate stall fee;
e. have a separate display of product, not to be mixed in any way the primary producer's product as in bouquets, dried fruits, salad mixes or gift baskets. At least 50% (based on fair Market value) of each primary certificate holder's produce for sale must be of his/her own production.

5. Growing Practices: Signs and labels must clearly identify the products on a vendor's table that are certified organic. Use of any other terms must not be misleading. Farming practices must be fully and truthfully

disclosed when customers inquire. Failure to do so will result in disciplinary action, including possible revocation of selling privileges. All produce grown hydroponically or in greenhouses must be so labeled.

SECTION F: RULES AND REGULATIONS FOR SELLERS OF NON-CERTIFIABLE AGRICULTURAL PRODUCTS: Live Animals, Livestock, Fish, Aquaculture, Wine, Worms, Dried Fruits and Vegetables, Processed Nuts, Juices, Pickled Fruits and Vegetables, Jams and Jellies.

1. Sellers in this category are those who have grown, bred, raised, or cultivated, the products in fresh or processed form. These sellers may have their products dried, ground, roasted, juiced, smoked or otherwise altered in one stage process by a second party. All sellers of non-certifiable agriculture products must obtain a certified producer's certificate for the fresh product from which the processed product was derived. The certified producer's certificate must have been issued by the Agricultural Commissioner from the county where the fresh product was grown or produced. These fresh products must be listed on the certificate and an embossed photocopy certificate shall accompany the processed non-certificate agricultural products during transportation and shall be posted at the Market. All certificates must be displayed in full view of customers during each market. Animal products will not be issued certified producer's certificate, but production will be verified by the Market Manager.

2. Only those processed agricultural products which a producer can verify are his/her own product will be allowed for sale at the Market. Dry yard and or processing plant receipts may be requested for verification of production.

3. All sellers must obtain and display all necessary permits, including health permits and any other applicable permits.

SECTION G: RULES AND REGULATIONS FOR SELLERS OF NON-AGRICULTURAL PRODUCTS: Prepared Foods and Crafts

Priority for stall space will be based on consideration of the factors set forth in section II. In addition, priority will be given to applicants who are local or whose processed foods are made using raw ingredients from Diamond Springs Farmers Market agricultural sellers.

1. Rules and Regulations for Sellers of Processed and Prepared Foods:

a. Sellers in this category are those who have cooked, canned, baked, preserved or otherwise treated the product they sell. Sellers shall prepare the finished product.

b. All sellers must obtain and display all applicable permits, including a permit from the Environmental Health Department of the county from which the products originate.

c. All processed and prepared foods/food vendors must provide the Market with proof of product liability insurance naming the Market as an additional insured.

d. All products with this category shall bear labels including: the name of the product, ingredients, weight, the qualified seller's name and address. (see California Uniform Retail Food Facilities law, Articles 6 and 15, Health and Safety Code, sections 27590 et seq., and 27831 et seq., respectively.)

e. Low acid canned food are prohibited from the Market, including, but not limited to, vegetables, meats, low acid olives.

f. Packaging and containers for processed and prepared foods must be recyclable.

2. Rules and Regulations for Picnic in the Park Food Vendors:

a. All packaging and containers for prepared food sold by PIP food vendors must be recyclable.

b. Priority will be given by Diamond Springs Restaurants and space allocation is on an annual at will admission to the Diamond Springs Farmers Market.

c. PIP vendors must complete a PIP Food Vendor Application and comply with additional requirements (Health Department and Fire Department) as will as all Diamond Springs Farmers Market Rules and Regulations.

3. Rules and Regulations for Sellers of Crafts:

a Sellers in this category are those who have created, sewn, constructed or otherwise fashioned from component materials the items they sell. The component materials must be sufficiently modified from their original state to demonstrate fine craftsmanship.

b. All craft applications shall be reviewed by a craft review committee appointed by the Diamond Springs Farmers Market Governing Board. The crafts review committee shall meet as needed.

c. Each craft application must include a photocopy of appropriate permits, i.e. seller's permit from the State Board of Equalization and Business License if applicable.

d. A representative sample and/or photos of each craft item to be sold at the Market must be submitted at the time of review. Only those items approved at the review may be sold at the Market.

e. The above rules apply to all sellers of crafts, including Agricultural Producers who may sell soaps, lotions, scrubs and salves that they create made from agricultural and processed agricultural products. The sale of these crafts by Agricultural Producers must take place in the designated craft area of the Market.

IV. RULES AND REGULATIONS FOR NON-PROFIT ORGANIZATIONS AND COMMUNITY INFORMATION GROUPS

1. Non-profit organizations and community information groups/organizations shall be allowed at the Market whenever space is available. Each group or individual is allowed to come as needed during the year. All organizations must set up in the space assigned by the Market Manager.
2. An applicant must provide the Market Manager with satisfactory proof of the organization's non-profit status and of this/her position as a representative of the organization.
3. Only non-profit and community information organizations may engage in the resale of items related to or in support of their organizations for fundraising purposes. All resale items must be pre-approved by the Market Manager and may not compete with the sales of the Diamond Springs Farmers Market sellers.
4. Organization representatives shall not interfere with Market operations by aggressively soliciting signatures, donations or attention. Such activities shall not block sidewalks or access to assigned stall spaces.
5. The Market retains the right to regulate the time, place and manner of activities relating to displays, signs, posters, placards and other expressions of interests represented. The use of fighting words, obscenities, grisly or gruesome displays or highly inflammatory slogans likely to provoke a disturbance may be prohibited by the Market Manager.
6. Each organization must prominently display its name and comply with all Market rules.

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APPLICATION TO SELL AT THE DIAMOND SPRINGS FARMERS MARKET

The Diamond Springs Farmers Market and its designated agents shall implement and enforce all rules and regulations pertaining to the operations of a certified farmers market in a fair and equitable manner.

Producer's Name:_____

Business Name:_____

Mailing Address:_____

Business Phone:_____ **Cell Phone:**_____ **Home:**_____

Fax:_____ **E-Mail:**_____

Location of Farm or Business:_____

County of Production:_____**Have you ever sold at the Flea Market or Farmers Market?**____

Names of Employees who may sell for the Producer:_____

_____

Names of Family Members who may sell (LIST RELATIONSHIP):_____

_____

Other Markets at which you sell:_____

Certified Producer's Certificate Number: (ENCLOSE COPY)_____

Health Department Number: (ENCLOSE COPY)_____

List other permits and license: (ENCLOSE COPY)_____

LIST ITEMS YOU PLAN TO SELL - Use back of page if necessary:

I request permission to sell at the Diamond Springs Farmers Market. I have read the rules of the Market. I agree to abide by these rules and all other laws, codes and regulations as amended, to cooperate with the Market management and to pay the required fees.

Signature_____**Date**_____

Approved By:_____**Date**_____