

## CHAPTER 5

### FARMER'S MARKET

#### SECTION

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**9-501. Definitions.** (1) "Farmer's market." The farmer's market ("the market") for the City of Algood ("the city") is located on Fourth Street and Main Street and is operated by the city to provide a safe and convenient location for farmers to sell their "home grown goods" as defined herein.

(2) "Home grown goods." As used in this chapter, "home grown goods" shall mean produce, vegetables, fruits, nuts, ornamentals and any other product of farm and garden that are grown in the State of Tennessee or southern Kentucky during its appropriate growing season by farmers, truck growers, fruit growers and horticulturists who are residents of Putnam County, or are residents from the fourteen (14) county Upper Cumberland area and Southern Kentucky as defined in § 9-503.

(3) "Tennessee Department of Agriculture (TDA) requirements." Items such as molasses, honey, eggs, farm fresh frozen meats, baked goods, jelly, jams and candy must meet the TDA requirements to be offered for sale at the market. (Ord. #622-18, March 2018)

**9-502. Application for a farmer's market permit.** Before any vendor shall occupy any space inside or adjacent to the market to offer goods for sale, he/she shall complete an application to sell home grown goods at the market. The vendor shall certify that all of his/her goods are home grown goods as defined herein, and shall disclose where the home grown goods were produced. The vendor shall certify that they have read and agree to abide by all market rules and regulations. Once the application is completed and approved by the city, the vendor will be issued a permit to occupy space at the market. (Ord. #622-18, March 2018)

**9-503. Rules and regulations.** (1) Farmers or producers from Putnam County and residents from the fourteen (14) county Upper Cumberland area are as follows: De Kalb, Cannon, Clay, Cumberland, Fentress, Jackson, Macon, Pickett, Overton, Smit, Warren, White, Van Buren and residents from Clinton,

Cumberland, Monroe, and Allen counties in Kentucky are permitted to sell home grown goods as defined in this chapter.

(2) All vendors must be registered with the city. Each vendor will be given a permit to display at the market that is visible to the public.

(3) Items such as molasses, honey, eggs, farm fresh frozen meats and baked goods, jelly, jams and candy must meet the TDA requirements to be offered for sale at the market.

(4) All TDA regulations governing market sales will be followed.

(5) Parking is on a first-come basis. Only one (1) space per vendor is permitted. Vendors must arrive or leave at any time during the market hours, but may not save their parking place if they leave.

(6) Vendors shall clean their area and help keep the general market and restrooms clean.

(7) Market hours are Monday through Sunday from daylight to 6:00 P.M.

(8) Permits will only be issued for any vendor to occupy the market beginning February 1 and will not issued after November 30.

(9) No permanent displays or installations will be allowed.

(10) Rule violators will receive one (1) warning. A second violation will result in suspension/revocation of the vendor's permit as determined by the city codes enforcement officer or city police officer. Any suspension or revocation may be appealed to the city administrator, or his/her designee, whose decision is final.

(11) No vehicle, trailer, equipment, etc. shall be parked on the premises for the purpose of selling said vehicle, trailer or equipment.

(12) All firearms or any other weapon shall be unloaded and kept inside the vehicles and out of sight.

(13) No homemade vanilla, wine, beer, spirits or any other products containing alcohol shall be consumed, sold or displayed. (Ord. #622-18, March 2018, modified)

**9-504. Parking and traffic flow to be designated.** Parking spaces and lanes shall be marked. It shall be unlawful for any person to park a vehicle outside a designated parking space. It shall be unlawful for any person and/or vehicle to obstruct areas designated for traffic flow. (Ord. #622-18, March 2018)

**9-505. Hold harmless and indemnification.** All vendors shall be individually and severally responsible to the City of Algood for any loss, personal injury, property damage and/or loss and any other damage that may occur as a result of the vendors' negligence or that of its servants, agents and employees. All vendors shall agree to indemnify and save the city harmless from any loss, cost, damages and any other expenses and costs, including, but not limited to, attorney fees and court costs suffered or incurred by the city. Insurance is not provided to participants and vendors in the market, and each

participant and vendor will be responsible for providing his/her own liability insurance. (Ord. #622-18, March 2018)

**9-506. Sales tax and licenses.** Each vendor is responsible for collecting sales taxes where applicable and any and all licenses and permits required by federal, state and local laws. (Ord. #622-18, March 2018)

**9-507. Permit expiration, renewal, suspension and revocation.**

Permits issued pursuant to this chapter shall be valid for the calendar years in which said permit is issued. All permits expire on December 31. A permit may be suspended or revoked by the city codes enforcement officer or by a city police officer when any of the provisions of this chapter have deemed to have been violated. When notified of an alleged violation, the officer shall investigate the complaint. Any person found to have violated the provisions of this chapter shall receive at least a written warning, but may, depending upon the severity of the violation, have his/her permit suspended or revoked for a period not to exceed one (1) year. The decision of the city codes enforcement officer or police officer is considered final, and an appeal may be made within five (5) calendar days to the city administrator or his/her designee. (Ord. #622-18, March 2018)

**CITY OF ALGOOD  
FARMERS MARKET  
VENDOR APPLICATION**

215 West Main Street • PO Box 49215  
Algood, TN 38506  
Phone: (931) 537-9545 • Fax: (931) 537-9429

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_ ZIP: \_\_\_\_\_

PHONE: \_\_\_\_\_

HAVE YOU SOLD HERE BEFORE? \_\_\_\_\_ YES \_\_\_\_\_ NO

Please list where the home-grown items were produced (ADDRESS):  
\_\_\_\_\_  
\_\_\_\_\_

Are you a Putnam County resident? \_\_\_\_\_ YES \_\_\_\_\_ NO

All items sold must meet TDA (Tennessee Department of Agriculture) requirements and must be approved by the Putnam County Agricultural Extension Agent prior to being sold. Other than permit holder, please list all others that will represent and/or assist permit holder with sales at the Farmer's Market:

\_\_\_\_\_  
\_\_\_\_\_

List ALL items that you plan to sell: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I certify that I will sell only home-grown goods. I agree I will abide by Algood Municipal Code, Farmer's Market Title 9, Chapter 5. I further understand that the market rules and regulations are governed by the Algood Municipal Code and TDA regulations regarding Farmers Markets that will be followed.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_