

2023 Market Season
Johnson County Farmers Market Vendor Application

Name: _____

Farm/Business Name: _____

E-mail: _____

Phone Number: _____

Address: _____

City: _____ State: _____ Zip: _____

County: _____

Vendor Category Applying For:

Produce Farmer / Plant Grower Baked Goods / Prepared Foods Meat / Eggs Crafts

Primary Products to be sold: _____

Farming Methods (If Applicable)

Conventional Organic/Natural Practices Certified Organic Certified Naturally Grown

When do you plan on attending? Check all that apply.

Spring May-June Summer July-Aug Fall Sept-Oct Holiday Market

How frequently do you plan on attending?

Weekly Bi-Weekly Monthly Undecided

How are you paying the \$10 Vendor Application fee?

Cash Check Check # _____

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Bio for JohnsonCountyFM.com

Please write a brief description of who you are and what you sell.

Include the contact information you want to be made public.

E-mail: _____

Phone Number: _____

Facebook: _____

Website: _____

Other: _____

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**Johnson County Farmers Market
Waiver of Liability and Hold Harmless Agreement**

1. In consideration for participating in Johnson County Farmers Market and other valuable consideration, I hereby RELEASE, WAIVE, DISCHARGE AND COVENANT NOT TO SUE Johnson County Farmers Market, the Board of Directors, the city of Mountain City, their officers, servants, agents, and employees (hereinafter referred to as RELEASEES) from any and all liability, claims, demands, actions and causes of action whatsoever arising out of or related to any loss, damage, or injury, including death, that may be sustained by me, or to any property belonging to me, WHETHER CAUSED BY THE NEGLIGENCE OF THE RELEASEES, or otherwise, while participating in such activity, or while in, on or upon the premises where the activity is being conducted or in transportation to and from said premises.
2. To the best of my knowledge, I can fully participate in this activity. I am fully aware of risks and hazards connected with the activity, including but not limited to the risks as noted herein, and I hereby elect to voluntarily participate in said activity, and to enter the above named premises and engage in such activity knowing that the activity may be hazardous to me and my property. I VOLUNTARILY ASSUME FULL RESPONSIBILITY FOR ANY RISKS OF LOSS, PROPERTY DAMAGE OR PERSONAL INJURY, INCLUDING DEATH, that may be sustained by me, or any loss or damage to property owned by me, as a result of being engaged in such activity, WHETHER CAUSED BY THE NEGLIGENCE OF RELEASEES or otherwise.
3. I further hereby AGREE TO INDEMNIFY AND HOLD HARMLESS THE RELEASEES from any loss, liability, damage or costs, including court costs and attorney's fees, that may incur due to my participation in said activity, WHETHER CAUSED BY NEGLIGENCE OF RELEASEES or otherwise.
4. It is my express intent that this Waiver of Liability and Hold Harmless Agreement shall bind the members of my family and spouse (if any), if I am alive, and my heirs, assigns and personal representative, if I am not alive, shall be deemed as a RELEASE, WAIVER, DISCHARGE AND COVENANT NOT TO SUE the above named RELEASEES. I hereby further agree that this Waiver of Liability and Hold Harmless Agreement shall be construed in accordance with the laws of the State of Tennessee.
5. I UNDERSTAND THAT THE JOHNSON COUNTY FARMERS MARKET WILL NOT BE RESPONSIBLE FOR ANY MEDICAL COSTS ASSOCIATED WITH AN INJURY I MAY SUSTAIN.
6. I further agree to become familiar with the rules and regulations of the Johnson County Farmers Market concerning vendor conduct and not to violate said rules of any directive or instruction made by the person or persons in charge of any rule or directive or instruction.

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For the Summer Market, please be aware of the following:

- Our Summer location is Ralph Stout Park in Mountain City, TN
- Market hours are from 9am - Noon, set up begins at 8:00am
- Bring your own Tent, Table and Chairs, or rent them from JCFM
- RSVP via email each week you plan to be at the market
- Please contact JCFM by phone/text if you have to cancel
- **Booth fee of \$8 per market day** is due unless you have paid annually
- **Include a copy of any licenses required by law for the products you sell.**

Both the signed application and **\$10 application fee** are due before the vendor is permitted admittance to participate in the Johnson County Farmers Market.

By signing below, I certify that:

- I have read, understand and will adhere to the JCFM Rules and Regulations.
- I further understand that should I fail to comply with the JCFM Rule and Regulations my participation in the Johnson County farmers Market could be terminated.
- I have read, understand and will adhere to all applicable guidelines stated in the Waiver and Hold Harmless Agreement.
- I acknowledge that it is my responsibility to follow any laws and regulations that may apply to my business and the products I sell.

Date: _____

Signature: _____

Print name _____

Applications can be returned to the JCFM by one of the following methods.

Email:

- marketmanager@johnsoncountyfm.com

Mail:

- Johnson County Farmers Market
110 Court Street
Mountain City, TN 37683

Or in person on your first market day.

Please contact JCFM with any questions or comments.

Thank You!

Johnson County Farmers Market 2023 Rules and Regulations

Johnson County Farmers Market (JCFM) is a producer only farmers market located in an open air community at Ralph Stout Park, Mountain City, TN. JCFM is open to producer vendors from Johnson, Carter, Sullivan, and Washington Counties of TN; Washington County, VA; and Ashe, Watauga, and Avery Counties of NC.

JCFM Market Season: Starts the first Saturday in May and goes through the last Saturday in October. Hours of operation are 9am-12pm.

JCFM works to strengthen a sustainable local agriculture and food economy. We do this by promoting food education, engaging in community and economic development, and promoting the availability of fresh, healthy local food to the consumer at reasonable prices. Our goal is to provide local farmers and crafters with the means to promote their products directly to the consumer, and to provide the consumer with the freshest, highest quality products possible.

Application and Vendor Selection:

- All vendors both new and returning must submit an application annually.
- Applications can be found on the website www.johnsoncountyfm.com and can be emailed to marketmanager@johnsoncountyfm.com or mailed to 110 Court Street Mountain City, TN 37683.
- Applicants may be asked to provide photos of products.
- Applicants may be asked to provide necessary licenses, permits, certificates, etc.
- Only applicants approved by the board of directors or market staff may sell at JCFM.

Vendor Categories/Allowed Products

- **Farmer/Grower/Producer-** Defined as a vendor that grows or produces the products they sell at market. Examples include but are not limited to vegetables, fruit, grains, flowers, and plants. [Plant Certification Forms](#)

In certain cases, products not grown by the producer may be allowed with prior board approval.

- **Prepared Foods/Homemade Baked Goods-** Defined as vendors that make their own goods. Examples include but are not limited to honey, jams, jellies, canned goods, etc.
 - Foods in this category fall under the Cottage Food Law of Tennessee and must be in compliance with ALL state and local health department requirements.
 - All processed products must be labeled according to health department requirements. [TN Food Freedom Act - 2022 pb1909](#).
 - Compliance with TN Cottage Food Law, local Health Department requirements, and Department of Agriculture guidelines is the sole responsibility of the vendor.

- **Meat, Poultry, Eggs, and Dairy-** Defined as anyone who raises animal products within the local areas allowed.
 - All meat products must be processed in a USDA inspected facility, and must comply with all U.S. Food and Drug, TDA, and Health Department Requirements. [Farm Based Retail Meat Sales - Retail Food Establishments - Food safety - Consumers - Agriculture TN.gov](#)

 - Eggs must be packaged and stored in compliance with the TN Farm to Consumer Egg Sale guide. [A GUIDE FOR FARM TO CONSUMER EGG SALES IN TENNESSEE | Food Science](#)

 - Raw milk cannot be offered for sale for human consumption. All dairy products, including ice cream and cheeses, must come from an approved source that is inspected and permitted. All products must meet regulations set forth by the TDA.

 - Compliance with all guidelines is the sole responsibility of the vendor. Proof of certifications may be required.

- **Artists and Crafters-** Defined as crafts and artwork produced by the vendor.
 - Examples include but are not limited to paintings, photography, pottery, glassworks, candles, soap, clothing, jewelry, hair accessories, embroidery, quilts, knit and crochet items, woodworking,

garden and home decor.

Prohibited Items

- Alcohol, tobacco and vaping products are not allowed at JCFM.
- The sale of live animals is not allowed.
- The sale of any illegal substance under the laws of Tennessee or the United States of America is not allowed.
- While JCFM does allow the sale of soaps and lotions containing hemp, the following hemp/cbd/cannabis products are prohibited for sale at JCFM
 - No consumable products (examples include but are not limited to gummies and brownies)
 - No vape products
 - No products containing Delta 8
 - No plants, seeds, leaves, or flowers
 - No products that can in any way produce a “high”
 - Any other products containing hemp/CBD/cannabis must be pre approved by the board before before selling at JCFM
- Resale items, or items not locally grown or raised may not be sold.
- The board of directors has the authority to approve or disapprove of any items being sold at JCFM.
- The board of directors has the authority to refuse membership of any potential vendor whose products do not align with the goals and standards of JCFM.

Assignment of Booth Space

- Booth space is assigned at the discretion of the market manager or board members. Vendor spacing can be rearranged at any time for any reason as deemed necessary by the manager or board of directors.
- Vendors who chose to pay for the season in full by the first market in May may choose a permanent season space.
- Vendors who attended and paid in full in the previous year will have first choice to retain their space. Other seasonal spaces will be given on a first come first serve basis.
- To reserve a spot to vend, each week vendors must reply to the weekly email sent out saying they intend to attend that week's market. Failure to do so may result in not having a space to sell that week, and not being included in the market advertising for that week.
- Cancellations must be reported to the market manager by 7am Saturday

morning. Failure to do so will result in being charged booth rent for that day.

- Vendor spaces are 12'x12', all tents, products, signage, etc. must fit in the confines of the vendor's space.
- Approved vendors may share a space with prior board approval. Both vendors must turn in an application, pay an application fee, and be approved by the board.

Operations

- Saturday market hours are from May-October 9am - 12pm in Ralph Stout Park
- Vendors will have 1.5 hours before opening and 1.5 hours after closing to set up and take down their booths.
- Vendors are required to clean up their booth space, remove all trash, and vacate the space by 1:30pm.
- Vendors may not leave early without prior approval from the market manager.

Extended Market Operations

- Extended market is held the first and third Saturday of November and December from 9am - 12 pm in the lower level of the Johnson County Welcome Center.
- Vendors will have 1 hour before opening and 1 hour after closing to set up and take down.
- 1 table will be provided per vendor. Extra display pieces can be used but must fit in the confines of the vendor's space.
- Vendors must reply to the weekly email to reserve a space, since space is limited in the welcome center, spaces will be given on a first reply basis.
- Vendors may unload and load vehicles in front of the doors, but must promptly move vehicles to the far side of the parking lot to allow others to unload, and customers to have the close parking.

General Rules

- There is no smoking or vaping on the market site.
- Consuming alcoholic beverages is not allowed.
- All tents must be properly secured.
- No products for human consumption can be displayed on the ground.
- Vendors must display their business name at their booth.
- Vendors may set their own pricing, but undercutting and product

“dumping” is not allowed.

- Vendors are required to adhere to all market policies, local, state, and federal food safety regulations, and provide applicable certifications if necessary.
- It is the sole responsibility of the vendor to collect applicable taxes.
- No vendor can make a public outcry, engage in “hawking,” or play music from their booths in an attempt to draw in customers or attract attention.
- Only live music approved by market staff is allowed.
- Vendors are expected to have positive and harmonious interactions with other vendors, market staff, and customers. Any vendor not in compliance may be considered “not in good standing” and may be suspended from the market.
- Vendors are expected to pay all market fees on time.
- While JCFM carries liability insurance for the market itself, this does not cover individual vendors. It is recommended that each vendor carry their own liability insurance.
- Products sold at JCFM must be listed on vendor application; changing product categories or adding products must be approved by the board of directors.
- At the discretion of the market manager or a board member, low quality products may be required to be removed from display or marked as “second quality”
- JCFM reserves the right to refuse any vendor and regulate the type and nature of products offered for sale and display in order to maintain market goals and the diversity and quality of JCFM.
- The Market manager and board members will have the right to inspect the origin of any products sold at JCFM to ensure market policies, procedures, and standards are being followed. False claims about product origin, standards, or quality will result in immediate expulsion from JCFM. By agreeing to vend at JCFM vendors agree to allow access to all facilities involved in production of a product if asked.
- All complaints and suggestions must be put in writing and handed directly to the market manager or a board member, or emailed to the market manager or board member. Items will be discussed by the board at the next board meeting.

Penalties for not following the rules and regulations

- First Offense- Verbal warning
- Second Offense- Written warning
- Third Offense- Expulsion from the market