



Market Days Guidelines

General Rules:

Welcome to the City of Palestine's Farmers Market! The following is a list of rules each vendor must read and abide by to participate in Market Days.

Market Days are put on and managed by the City of Palestine. Any questions or concerns should be directed to Project Manager, Danielle Shultz at 903.731.8437, or Main Street Manager, Greg Laudadio at 903.729.4100

- A. **Definition of Vendor:** The producer/reseller of goods sold at the market. "Vendor" shall be defined as: the producer/reseller of goods sold in the market and shall include the spouse, children, parents and employees of the vendor approved to sell goods at the market.
- B. **Permitted items for sale:** Agricultural, horticultural, homemade, handmade and general miscellaneous items are allowed. Vendors may not sell or offer any products or literature deemed offensive, or which may incite violence, crime or disorderly conduct. Vendors may not sell weapons, resale garage sale items, live animals or meat at the City of Palestine Market Days. Vendors are free to advertise live animals or meat for sale, but may not make the exchange or sale at the Farmers Market.

Re-sale of items: Seasonal fruits and vegetable must be properly identified as to the source. In order to resell items as "locally grown", items must have been grown, produced, or processed within a 90 mile radius of the Palestine Farmers Market. **If the vendor has purchased local produce to resell, the name, location, and contact information must be clearly posted.**

Any agricultural items such as yard eggs or dairy that is not permitted from the State of Texas must be marked as UNGRADED, and have contact information of the producer clearly posted.

- C. **Vendor Space:** All approved applicants who sell items in the market are required to register for the space they use. No part of the display may block the pedestrian walk spaces or parking areas.
- D. **Space Assignment:** Because of the limited spaces available under the covered pavilion, spaces are reserved on a first come first serve basis. Outside spaces are available and will be rented for the same amount. Outside vendors are responsible for their own tables, chairs, and shade as needed. All spaces needed for rental must be made by the day before the event before 5pm. No booth spaces will be assigned on a permanent basis.



- E. **Hours of Operations:** Market Days will be open the 3rd Friday and Saturday of every month from 6am (setup) and open to the public from 8am to 4pm. To avoid vehicle congestion, please remove all items from vehicle before you begin booth setup. The Rules and Guidelines for Market Days will be in effect at ALL times.
- F. **Clean up:** Vendors must leave the Farmers Market clean. Please do not leave behind garbage. Vendors may not dump oil, wastewater, or any other refuse (including clean water and/or ice) into the storm drains, landscaping or any other area around the market. Absolutely no merchandise, equipment or vehicles, refrigerators, trailers, tables or tents may be left at the Farmers Market after business operating hours. Vendors must vacate and remove all items from the premise after each market day – no exception. There will be no cutting of produce for the purpose of display or tasting allowed.
- G. **Vendor responsibilities:** Vendors are responsible for their children and guests at all times. **Do not allow your children to run freely through the market to disrupt other vendors or customers. Children are to be supervised at all times.** Vendors are responsible for their merchandise, security and liability of their booths and persons. Vendors shall indemnify and hold the City of Palestine harmless of any and all loss. **NO smoking is allowed at the Farmers Market. Alcoholic beverages and firearms are not allowed at the Farmers Market.** Proper attire is required. Shoes and shirts must be worn at the Farmers Market at all times. Vendors must obtain and possess, on their own, all appropriate licenses and permits and may without notice be required to show such to any of the City of Palestine representative. This includes, but not limited to, sales tax licensing and health permits. **(MuniCode Smoking Section 46-118 & O-17-16; Alcohol Section 10-4; Firearms Penal Code 30.06 & Penal Code 30.07).** All vendors must be approved by the City of Palestine. Approved vendors may sell out of season items which must be properly identified.
- H. **Hold harmless clause and insurance:** Each vendor is responsible for carrying his/her own general liability insurance if desired. All vendors agree to hold the City of Palestine harmless for any loss, cost of damages or other expenses incurred.
- I. **Conflicts:** Any conflict, or potential conflict, which may arise between a vendor and customers, or between vendors at the market must be brought to the attention of the Main Street Manager at 903.729.4100.
- J. **Sole discretion:** The City of Palestine reserves the right to make any and all decisions in the best interest of the Market Days.
- K. **Other Clauses:** Vendors shall at all times conduct themselves in an acceptable and orderly manner or may be banned from participation in current and future events. The City of Palestine reserves the right to deny any vendor based on their sole discretion. The City of Palestine reserves the right to deny participation without refund to a vendor who displays inappropriate items for this event, or causes any other sort of disturbance.
- L. **Price Fixing:** Sellers are free to set their own prices. The City of Palestine will not be responsible for any prices set by the sellers.



- M. **NO “HAWKING”** of products, or **“BARKING”**, distraction of customers from another vendor’s booth, or disparaging remarks about another vendor’s goods will be tolerated.
- N. **Displaying of Signs:** All vendors will display a name and phone number on their assigned booth, so that customers can make contact with them on purchases made and or complaints on products sold.
- O. Vendors **SHALL NOT** interfere with communication between other vendors and their customers; i.e.: singing or playing of loud music – **NO AMPLIFIED MUSIC IS ALLOWED!**

No refund of vendor fees will be given for any reason.

VIOLATIONS:

- A. **COMPLAINTS:** Any complaints against any vendor must be directed to the Palestine Economic Development Corporation. Resolution of complaint matters shall be the responsibility of the Main Street Manager. The Palestine Economic Development Corporation shall determine, in their sole discretion, what type of investigation, if any, shall be conducted in response to written complaints. They will determine whether or not written complaints are valid and appropriate, and the time frame in which such a response shall be made.
- B. **Complaint Resolution:** A vendor may receive citations for violating any provision that under minds the smooth operations of the Market Days. Citations are issued in the following manner:
 - 1st Violation:** Vendor receives verbal written warning
 - 2nd Violation:** Vendor receives written warning
 - 3rd Violation:** Vendor can stay for that market day, but will no longer be eligible to participate in the Palestine Market Days or Farmers Market.
 - * **Severe violations of the Rules and Regulations for Operation of the Farmers Market at the discretion of the City Manager or Designee will result in immediate eviction or removal from the Market Days.**