



BRIGANTINE FARMERS MARKET RULES AND REGULATIONS 2021 SEASON

OVERVIEW

The Brigantine Farmers Market, further known as the “Market”, will be open to customers in May on the Saturday of Memorial Day weekend and will run every Saturday (rain or shine) until the Saturday of Labor Day weekend. May 29, 2021 through September 4, 2021. Market hours will be between 8:00 am – 12:00 Noon.

For 2021, the Market will be located at the Brigantine Community School parking lot on Sheridan off of Roosevelt. All spaces will be outside. Patrons shall travel through the market following a one-way direction.

The primary goals of this Market are:

- Provide local access for acquiring fresh and healthy food
- Support and promote local businesses (Brigantine businesses as our priority and up to 50 miles considered local)
- Enhance exposure for Brigantine businesses
- Increase community awareness of sustainability by interacting with farmers and artisans

Backed by the City of Brigantine, the Brigantine Farmers Market Committee, further known as the BFMC, a sub-committee of the Brigantine Green Team, operates and is involved in all aspects of the Market.

ABOUT BRIGANTINE

The City of Brigantine is one of New Jersey’s premier destinations with miles of coastline and beautiful beaches that are the driving force behind our economy.

During the summer, people flock to Brigantine greatly increasing our population and creating a busy beach community with people from NJ, NY, and PA. Residents and visitors enjoy a healthy and active lifestyle while spending hours outdoors enjoying the sand and smell of the fresh ocean air. Brigantine’s initial 2014 Market was the first of what proved to be an extremely successful community farmers market.



APPLICATION PROCESS AND FEE SCHEDULE

STEP 1 – Submit Application

Complete and submit an application for consideration.

Email to **BrigantineFarmersMarket@gmail.com**

or

Mail application documents to: **Brigantine Farmers Market**
The City of Brigantine
1417 W Brigantine Avenue Brigantine,
NJ, 08203

Vendors will be selected at the discretion of the BFMC.

STEP 2 - Application Review and Vendor Selection

The BFMC will evaluate applications and select the most qualified vendors to participate in the Market. Please note that the BFMC reserves the right to accept or reject any and all applications if it is in the best interest of the Market. The BFMC will notify vendors if they have been selected to participate in the Market as soon as possible after receiving your completed application. The Seasonal Participation fee includes all Market Saturdays. Pop-Up rates are per Market Day.

Considerations in the review of all applications will include:

- Whether the business is located in Brigantine or operated by a Brigantine resident
- Whether the operation is located in New Jersey
- Whether the vendor is a returning vendor
- Percentage of product that is directly agricultural or produced in New Jersey with New Jersey materials
- Saturation of that type of product at the market

Considerations for Agricultural Vendors:

- Willingness to accept food assistance program vouchers/checks/EBT (e.g., food stamp, SNAP, EBT, WIC, Senior, Farmers Market)
- Certified organic products offered for sale



FOOD VENDOR PERMITTING

The Atlantic County Division of Public Health requires all mobile retail food vendors to submit an application to their department prior to participating in a special/temporary event or vending in any municipality within the County (except Atlantic City). A "Mobile Retail Food Establishment" means any movable restaurant, truck, van, trailer, cart, bicycle, watercraft, or other movable unit including hand carried, portable containers in or on which food or beverage is transported, stored, or prepared for retail sale or given away at temporary locations. The appropriate applications outlined below can be found online: <http://www.aclink.org/PublicHealth>

If you have not submitted an application to this Department for the current year: Fill out and submit a "Mobile Retail Food Establishment Application" for review and approval

If you are a Mobile Retail Food Establishment that has already been approved to operate within this County for the current year and plan to participate in a special event: Fill out and submit a "Mobile Retail Food Application - Amendment" prior to the event.

If you have already received a license or "approval to operate" in Vineland City, Camden, Cape May, Cumberland, Gloucester, or ¹Salem Counties: - Submit a copy of the original application and a "Mobile Retail Food Establishment - Amendment"

If you have any questions, please contact Jill Miles at the Atlantic County Division of Public Health at 609-645-5971 extension 4367 or Mark Vetter at 609-645-5971 extension 4382.

¹ Next to last paragraph moved "or" from before Camden to right before Salem Counties.



BRIGANTINE FARMERS MARKET RULES 2021

1. **Dates of the Market:** The Brigantine Farmers Market will be open to customers in May on the Saturday of Memorial Day weekend and will run every Saturday (rain or shine) until the Saturday of Labor Day weekend. May 29, 2021 through September 4, 2021. Market hours will be between 8:00 am – 12:00 Noon.
2. **Times for Set-Up and Market Sales:** The Market will be open for business from 8:00 a.m. to noon. The BFMC will supervise the opening and closing of the Market. Vendors may arrive at 6:30 a.m. to set-up and must arrive by 7:30 a.m. Vehicles will not be permitted to enter the vendor rows after 7:30 a.m. Complete set-up must be achieved by 7:45 a.m., and all vehicles must be off site by 7:45 a.m. All cleanup must be completed by 12:30 p.m.
3. **Vendor Vehicle & Parking:** Prior to tent set-up and immediately after unloading, vehicles should be moved from the Market area. Other than Farmers Row, **Vendor** vehicles are required to park outside of the market area and are not permitted to park in the shopper parking lot. All vendor vehicles must be removed from the Market area no later than 7:45 a.m.
4. **Location:** The Market is held on Sheridan in the Brigantine Community School parking lot off of Roosevelt. All vendor spaces are located outdoors.
5. **Space Assignments:** The BFMC will be responsible for assigning spaces to vendors. The BFMC will select vendors and coordinate all market efforts.
6. **Vendor Designation:** Vendors shall be designated as follows:
 - Agricultural Vendors:** These are local farmers that produce and/or grow one or more of the following products: fruit, vegetables, plants (starts, annuals, perennials, herbs) cut flowers and herbs, dairy products, farm raised meat, seafood, and eggs. Value added products such as jams, jellies, salsa, honey, etc. from one or more of the above referenced items are eligible. If the vendor also operates as a Community Supported Agriculture (CSA) farm, share pickup at the Market is allowed. This list is not intended to be exhaustive. Agricultural products not on this list may be sold with approval of the BFMC. Agricultural Vendors must grow 99% of any products sold. The BFMC reserves the right to deny sale of any item.
 - Artisanal Food Vendors:** Artisanal Food Vendors must make/bake the items they plan to sell. Products sold by food vendors include items for on and off-site consumption including, for example baked goods, coffee, refreshments and value-added products such as jams, jellies, salsa, honey, etc. This list is not intended to be exhaustive. Food products not on this list may be sold with approval of the BFMC. Vendors selling prepared foods shall prepare and serve foods in accordance with all applicable Federal, State, and local health regulations. All foods and beverages sold or used in food preparation shall be first quality and conform in all respects to Federal, State and local food and other laws, ordinances and regulations. Products not on this list may be sold with prior approval of the BFMC and must be listed on the application.
 - Artisan Vendors:** Artisan vendors must fabricate the items they plan to sell. Products sold by artisan vendors include artisan jewelry, woodwork, knit or sewn items, wreaths, soaps, and baskets for

example. This list is not intended to be exhaustive. Products not on this list may be sold with the approval of the BFMC and must be listed on the application.

7. **Market Goal:** Because one of the primary goals of this Market is to promote local agriculture, the BFMC strives for a high percentage of the vendors at the Market to be Agricultural Vendors. Agriculturally derived products are defined as agricultural, horticultural, and dairy products, livestock and the products thereof, the products of poultry and bee raising, the edible products of forestry, locally harvested seafood, and all products raised or produced on farms and minimally processed.
8. **Products Which May be Sold:** Prior to Market day, vendors must disclose, and the BFMC must approve, all products vendors intend to sell. The BFMC reserves the right to ask vendors to remove items for sale that have not been approved by the BFMC.
9. **Product Freshness:** Farm products should be harvested no more than 48 hours before being offered for sale at the Market.
10. **Non vendors at the Market:** Community, agricultural, health and food focused non-profit organizations can request to have a spot at the Market at the discretion of the BFMC. These locations will be at the discretion of the BFMC in order to provide the best arrangement for the Market. Three spots shall also be reserved for Brigantine Chamber of Commerce members. *Advance notification is required.*
11. **Market Management:** The oversight and management of the Market will be handled by the BFMC. This team is responsible for administration of the Brigantine Farmers Market on 2021 market days. To contact the BFMC please email:

BrigantineFarmersMarket@gmail.com

The Brigantine Farmers Market Committee's duties will include:

- Record attendance and keep a brief log of market events.
- Assign spaces to Vendors and reassign spaces in the event of an absence or late arrival.
- Monitor customer interaction with vendors and resolve conflicts that may arise.
- Appropriately respond to and address customer suggestions, questions, and concerns.
- Enforce Market rules and report alleged violations in writing.
- Keep the public informed about Market activities via our Public Relations volunteers through articles in the Brigantine Times, advertising and Social Media.

12. **Fees:** For vendors selected to participate in the 2021 Farmers Market

Vendors selected for Full Season Participation

- Full Season (May 29, 2021 to September 4, 2021) Rate for one 10' x 10' location is \$400.00
- Early payment discount rate is **\$300.00 if full payment is received by March 1, 2021**
- Rate for a second 10' x 10' location for the same vendor is \$150.00 (limited availability)

- Rate for a third 10' x 10' locations for the same vendor is \$100.00 (limited availability)

If Full Season payment is not received by May 1, 2021, your space may be forfeited and offered to the next applicant on the Approved/Waiting List.

Vendors selected to participate as Pop-Up vendors in the 2021 Market:

Pop-up Vendor rate for **each** 10 x 10 space is \$35.00 per Market Day. Payment is due upon notification of your approved dates. If full payment is not received within 10 days of approval, you may forfeit your space.

Payments

Please make your check payable to **City of Brigantine** (cash will not be accepted) and mail **along with your application** to the address on page 2. Final product approval and Market spaces will be confirmed after full payment is received.

- 13. Insurance:** All Full-Season and Pop-Up vendors will be required to have \$1M/\$1M liability insurance with City of Brigantine named as additionally insured, and provide the Certificate of Insurance by May 1, 2021.
- 14. Required Documents:** Upon acceptance notification, all vendors will be required to submit the **Hold Harmless Agreement** and **Certificate of Insurance** by **May 1, 2021** or space may be allocated to another qualified vendor.
- 15. Space and Parking Designation:** The BFMC will be responsible for determining the space and position of each vendor at the Market on the first day of the Market season but may reassign positions for any reason. Each Vendor's participation fee is for a space roughly 10 x 10 feet.
 - All spaces are located outdoors. Vendors are responsible for bringing all tables, canopies, tents, 20 lbs. on each tent leg Additional requirements should be discussed with the BFMC
- 16. Tardiness/No Shows:** Proper notification is required if a vendor anticipates being late or absent for a Market day. If the vendor must be late or absent for some reason, he or she is obliged to call the BFMC Team on Friday by 5:00 p.m. on the evening before the Market day in question. If the lateness is unanticipated the vendor will need to carry their product into the market area for set up or may be asked not to set up that day. If a vendor has more than two unplanned incidents of lateness they may be asked not to return to the Market with no refund. If a vendor-misses a scheduled Market day without properly notifying the BFMC the vendor could be assessed a \$35 fee and may be asked not to return to the Market without a refund.
- 17. External Regulations:** Vendors are responsible for compliance with applicable municipal, county, state and federal regulations, such as (but not limited to): agricultural business license; pesticide licensing and safe use; approval seal of the New Jersey Office of Weights and Measures on all scales; State sales tax collected and reported as required; organic certification on claimed products as required; food safety, sanitation, health permits and labeling requirements pertaining to the items for sale; State inspection of nursery stock required for selling whole plants for replanting; (packs or pots). If the City or the Market

Management Team is advised by the appropriate authority that applicable regulations are not being complied with, a vendor will be removed from the list of eligible vendors.

COVID 19 External Regulations for 2021

Unless otherwise notified in writing, for the 2021 season the following must be followed as well:

- The market shall be a one-way market with all traffic going in one direction to promote social distancing.
- All vendors, volunteers and visitors shall wear masks.
- All vendors are required to have a hand sanitizer available at their spot.
- Vendors may decide to accept pre orders and have cashless options available.
- If samples are being offered, there must be a separate designated person at the vendor location to handle transactions.
- Any and all other orders as issued by the City of Brigantine, Atlantic County Department of Health, NJ Executive Order or the Federal Government.

18. Vendor Conduct: Vendors should present themselves in an appropriate manner, dress, and state of cleanliness. Shirts must be worn. Smoking is always prohibited within the Market area. The volunteers and vendors must be treated with respect.

19. Clean Up: Vendors must completely clean up the area around their designated space and sales area before leaving the Market each day after closing time. Their area is to be left “broom swept” and free of debris.

- No vendor may pour ice, liquids or chemicals on the grass.
- Vendors are responsible for removing their trash and recycling.
- Trash and recycling bins are located at several locations in the Market space. Vendors may use these bins unless they are full.
- No trash or recycling may be left on the ground near bins.
- If bins are full each vendor should remove their waste and dispose of it in an approved facility.

20. Non-Compliance: Vendors not complying with the provisions in Number 19 will be charged a \$25 fee for each occurrence. If noncompliance continues, the Vendor in question may be asked not to return to the Market without a refund for any days paid in advance.

21. For the Safety of Vendors and Patrons:

- Every vendor using a tent/s must procure and use tent weights with a minimum equivalent of **20 POUNDS PER TENT POLE**. No vendor will be permitted to set up and sell without the required tent weights. After the first violation, the vendor will be fined \$35 or may be asked to breakdown for the day and or asked not to return to market without refund.
- Any vendor using a heat source must acquire protection so that patrons will be prevented from coming into contact with said heat source. That protection would be from the back, front or side. Only the Vendor is allowed access to the heat source.
- Any vendor using a heat source must have a K type fire extinguisher within easy reach.

- 22. Animals:** The only animals permitted in the Market area are Trained and Registered Service Animals per ADA Guidelines.
- 23. Green Initiatives:** With the help of vendors, sponsors and shoppers, the **Brigantine Farmers Market now prohibits the use of Single-use Plastic Bags, Styrofoam cups, Styrofoam plates, Styrofoam takeout containers, plastic straws, plastic tasting spoons**-(Exceptions are those who have received prior approval from the BFMC). We are requiring that Vendors continue this practice and provide alternative packaging/bag/utensil solutions.
- 24.** We're not blue, we're not red, we're Green. As a non-partisan venue, announcements are permitted only with prior approval from the BFMC. Likewise, distribution of printed material also requires the BFMC's prior approval.
- 25.** These rules may be modified to address unanticipated circumstances not herein covered. Modifications will be communicated to all vendors in a timely manner and shall state the reason and the specific duration of the modification.

THANK YOU!



2021 Brigantine Farmers Market

HOLD HARMLESS AGREEMENT INDEMNIFICATION & RELEASE FORM

Applicants who are awarded opportunities as vendors at the Brigantine Farmers Market under these specifications shall indemnify and hold harmless the City of Brigantine, it’s officers, employees, agents and servants from and against any and all claims, demands, suits, actions, recoveries, judgments, costs and expenses including attorney’s fees, incurred or suffered on account of property damage or loss and/or personal injury, including loss of life, of any person, agency, corporation or governmental entity which shall arise out of the course of or in consequence to any acts or omissions of the applicant, its employees, agents, servants or subcontractors in the performance of the work described in these specifications.

The applicant further agrees that this indemnification by the applicant shall continue after completion of the Brigantine Farmers Market season for all claims, demands, suits, actions, recoveries, judgments, costs and expenses including attorney’s fees resulting from acts or omissions the applicant, its employees, agents, servants or subcontractors which occur prior to the completion of the season.

I hereby state that I have read, understand, and agree to the following above procedures outlined in this copy of the Brigantine Farmers Market Hold Harmless-Indemnification & Release Form.

Name: _____

Signature: _____ Date: _____

Address: _____

City: _____ State _____ Zip Code: _____

Cell Phone: (____) _____ Email: _____

After acceptance notification as a qualified vendor at the Brigantine Farmers Market, complete and submit this Hold Harmless Agreement, along with appropriate insurance documents. All documents are **due by May 1, 2021** or space will be allocated to the next qualified vendor on the wait list.

Mail documents to:

Brigantine Farmers Market

The City of Brigantine

1417 W Brigantine Avenue

Brigantine, NJ, 08203 Or

Email to: BrigantineFarmersMarket@gmail.com