



NYA MarketPlace

2022 RULES & REGULATIONS

Market Times and Location:

- September 17th & October 1st 2022.
- Located in the grass area at CarQuest Auto Part - 309 N Faxon Road, NYA MN
- The area is available for vendor set-up between 8:00-9:00am
- Please seek to vacate the parking lot by 8:30am.
- LATE ARRIVALS MAY NOT DRIVE INTO THE LOT. This creates a real risk to patrons. If we can accommodate your vehicle entering the lot, we will do whatever we can.
- Drivers are not permitted to drive through the market between the open and close of the market.
- Open rain or shine!
- If you as a vendor are unable to attend the market on a given day, please call 952-777-0782 or email info@nyachamber.org.

Vendor Fees:

- All vendors must submit the Vendor Application and the State Tax ID form (ST19).
- \$15.00 daily fee; covers one 10ft by 20ft space; there is no fee adjustment if you require less space.
- Checks and cash accepted. (If paying with cash on market day please have correct change).

MarketPlace Representatives:

- Will be present at each market to open and close the market.
- Will accept Vendor Applications and collect fees.
- Questions, comments, concerns, may be directed to the NYA Area Chamber of Commerce Executive Director or board member.

Requirements and Regulations for selling at the Market:

- I. **Direct marketing farmers or “Persons selling the products of the farm or garden occupied or cultivated by them” are exempt from licensing.** Products included under this exemption are home grown fresh vegetables, fruits, honey, maple syrup, plants, flowers, etc.
- II. **Cottage Foods Exemption Minnesota Statute 28A.152**
 - Persons selling Cottage Foods must take some form of MDA-approved food safety training before selling food and they must be registered with the Minnesota Department of Agriculture. The registration is good for one calendar year. See website: www.mfma.org for links to training materials and registration forms.
 - All food items sold under the Cottage Foods Exemption Law must be homemade by the vendor who sells them. Following is a partial list of Non-Potentially Hazardous food items that may be sold at the NYA MarketPlace under the Cottage Food Law:
 - Baked Goods
 - Home Canned or Home Processed Vegetables and Fruit
 - Flavored Honey and Flavored Syrups
 - Vinegar, Jams, Fruit Butters and Sauces
 - Dried herbs
 - The following is a list of items that are never allowed under the Cottage Food Law Exemption:
 - Dairy
 - Eggs
 - Fish and Seafood
 - Meat
 - Poultry

- See the website www.mfma.org for a link to a complete list of allowed foods, not-allowed foods and exceptions.
- Label Requirements for Cottage Foods:
 - *The seller must display at the point of sale a clearly legible sign or placard stating: “These products are homemade and not subject to state inspection” or “these canned goods are homemade and not subject to state inspection” unless the products were processed and canned in a kitchen that is licensed or inspected.*
 - *Each container of the product sold or offered for sale under this exemption must be accurately labeled to provide the name and address of the person who baked, processed and canned the goods and the date on which the goods were baked, processed and canned as well as a list of ingredients contained in the product including allergens. Allergens of concern: milk, eggs, wheat, soy, peanuts, tree nuts, fish and shellfish.*

III. Resellers of any food, including produce, need to be licensed either through MDA, MDH or a Local Authority. For additional information contact the Minnesota Department of Agriculture at www.mda.state.mn.us or call 651-201-6027.

IV. Direct marketing farmers selling products of the farm not covered under the exemption law are required to be licensed and/or registered through the Minnesota Department of Agriculture. Products included are meat, poultry, eggs, dairy, etc. For additional information see www.mda.state.mn.us or call 651-201-6027.

V. Craft and other items that are made or grown by the vendor are encouraged:

- Fresh and dried flowers
- Fine arts – paintings, drawings, sculpture
- Jewelry
- Photography
- Plants
- Animal products (such as wool)
- Rugs
- Woodwork (such as bird houses)
- Candles and incense
- Soaps
- Sewn goods

VI. Craft items can be sold which are not produced by the vendor subject to chamber representative’s approval. Those items must be labeled “Not Made by the Vendor.”

Permits and licenses required by the State of Minnesota are the sole responsibility of the vendor. Vendors who are required by law to have permits or licenses or registrations must submit copies with their market registration. Please see the State of Minnesota Operational Guidelines for Farmer’s Market Vendors at www.mfma.org **Anyone who is planning on selling food at the market should visit this site for information on the laws and requirements.**

Every vendor must submit a Minnesota Revenue Operator Certificate of Compliance (ST19), certifying the vendor’s status concerning Minnesota Sales Tax. This form is required even if the vendor’s goods are not taxable. You may find this form and a fact sheet which provides additional information via the following link:

<https://www.revenue.state.mn.us/sites/default/files/2011-11/st19.pdf>

General Rules for NYA MarketPlace Participation

- No alcoholic beverages or illegal substances on the premises
- Guns are banned from the NYA MarketPlace
- Smoking is not allowed anywhere on the premises of the NYA MarketPlace
- All items should be sold by bulk, bundle, or individual item. To sell by weight, vendors must have a scale that has been inspected by the State of Minnesota. Uninspected scales will not be permitted.
- Proper attire is expected during market hours (this includes shirt and shoes).
- Please be courteous to your fellow vendors, shoppers, and Chamber representatives. Obscene language, shouting, or hawking is not permitted. We want to make sure this is an enjoyable experience for everyone involved.
- Please clean up your area after the market closes. Do not throw unsold or spoiled produce in the trash receptacles. Vendors are responsible for disposing of their own trash.
- All vendors at the NYA MarketPlace shall abide by all rules and regulations adopted by the NYA Area Chamber of Commerce for the governance of the Market. Vendors in violation of any of the adopted rules shall receive one written warning. Any further violations shall result in the vendor forfeiting their daily pass. There will be no refund of any unused portion of the pass.
- NYA Area Chamber of Commerce and the NYA MarketPlace does allow more than one vendor per category. Produce and crafts must be of good quality in the judgment of the Chamber representatives. Direct sellers with withdraw poor quality items will be asked to leave the market.
- All vendors should carry product liability insurance as a rider on their Farm/Home Insurance policy. The seller assumes full liability for the products they market or sell, and hereby agree to hold NYA Area Chamber of Commerce and NYA MarketPlace harmless against any claim of injury or damage by any buyer, seller, or other persons resulting from the use, consumption, disposition, display or marketing of the seller's products.
- NYA Area Chamber of Commerce or property owners of 710 N Faxon Rd are not liable for any injury, theft, or damage to either buyers or sellers arising out of/or pertaining to preparation for/or participation in NYA MarketPlace, whether such injury, theft, or damage occurred prior to, during, or after the market. Seller further agrees to indemnify for and against any claims for such injury, theft or damage.
- Vendors are responsible for providing their own tables, canopies and the items needed for display. Tents and canopies are encouraged to protect you from the elements. If you bring a tent you must provide weights to hold your tent down. ABSOLUTELY NO POUNDING OF STAKES IN PARKING LOT OR GRASS.
- Prices and terms of sale are solely between buyer and seller.

Thank you for participating in the NYA MarketPlace!

Should you have any questions, please contact Allison Rollins, Executive Director, NYA Area Chamber of Commerce, PO Box 292, Norwood Young America, MN 55368 or info@nyachamber.org.