



THE CITY OF
PERRYVILLE
 MISSOURI

Plant your family here.

Application and Agreement Farmers Market

Entity Information

Business/Organization	
Owner or President	
Street Address	
City ST ZIP	
Home Phone	
Work Phone	
E-Mail Address	
Cell Phone	

Location and Hours of Operation

Location of Market (Please describe, in detail, the exact location of the farmers market stalls)	
Days/Hours of Operation	

Person to Notify in Case of Emergency or Question

Name	
Street Address	
City ST ZIP Code	
Home Phone	
Work Phone	
E-Mail Address	
Cell Phone	

Terms of Agreement

This agreement shall constitute a right to provide the services of a farmer's market for the 2016 calendar year as required by the provisions herein. This agreement includes the applicant's original application accepted by the city

The agreement shall be granted under the terms and conditions contained herein, consistent with the city's ordinances and/or applicable Missouri statutes which are incorporated by this reference as if fully set forth herein. In the event of conflict between the terms and conditions of the agreement and the terms and conditions on which the city can grant the authority and contract for the provisions of a farmer's market, Missouri statutes shall, without exception, control.

The agreement shall be subject to the general ordinance provisions now in effect or hereafter made effective. Nothing in this agreement shall be deemed to waive the requirements of the various codes and ordinances of the city regarding permits, fees to be paid or manner of construction.

- 1) Police powers - In entering into this agreement with the City of Perryville for a farmer's market, applicant agrees that its rights hereunder are subject to the police power of the city to adopt and enforce general ordinances necessary to the safety and welfare of the public; and it shall agree to comply with all applicable general laws and ordinances enacted by the city pursuant to such power.
- 2) Regulatory authority and responsibility - The city shall exercise appropriate regulatory authority under the provisions of Article 5.36 of the Code of Ordinances and applicable law.
- 3) Sellers' stalls – Stalls, booths, tables, etc. may be set up no more than 1 hour before the market opens and must be removed within 1 hour of its closing.
- 4) Hours of Operation – the market will only operate in the specified location and according to the days and hours found in the original application and approved by the Board of Aldermen. Any violation may result in forfeiture of the approval.
- 5) Sales tax - Each seller shall be responsible for collection and payment of sales tax as required by the Revised Statutes of Missouri and the Missouri Department of Revenue.

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6) Items Offered for Sale - Applicant agrees to monitor vendors to ensure compliance with Section 5.36.090 of the Code of Ordinances relative to items offered for sale and items not allowed to be sold at a farmers market. Said items are:

A. Items that may be offered for sale:

1. Fresh produce (fresh, uncut produce grown with a 60-mile radius of the city of Perryville);
2. Craft items, homemade only;
3. Plants and flowers;
4. Jams, jellies, preserves, fruit butter, honey, sorghum, cracked nuts, packaged spices and spice mixes, dry cake mix, cake, bread and soup mixes;
5. Baked items (non-potentially hazardous, labeled with placard notifying customers that items were not prepared in an inspected kitchen, for example: fruit pies, breads, cakes, cookies);
6. Eggs (provided all state and federal licenses are obtained and provided that they are refrigerated at forty-five (45) degrees Fahrenheit in accordance with Missouri state law).

B. Items that may not be offered for sale:

1. Beer, wines and liquors;
2. Any poultry, fish or meat;
3. Any salsas or pestos;
4. Milk;
5. Mushrooms;
6. Any commercially manufactured items (retail or otherwise);
7. Any garage sale items;
8. Any furniture or antique items;
9. Pets or livestock;
10. Any food prepared on-site;
11. Other items considered unlawful by city ordinance.

Our Procedure

Thank you for completing this application.

The City Administrator or his designee will present this request to the Board of Aldermen at the first available meeting, currently scheduled for the 1st and 3rd Tuesday of each month. If the Board of Aldermen choose to enter into this agreement, an ordinance will be accepted at the following meeting.

Agreement and Signature

By submitting this application, I affirm that the facts set forth in this application are true and complete. I understand that if I am approved, any false statements, omissions, or other misrepresentations made by me on this application may result in the immediate revocation of this agreement.

Name and Title (printed)	
Signature	
Date	

Decision by City

The Board of Aldermen has reviewed this request and the application and agreement is hereby:

- Approved
- Denied

Name (printed)	
Signature	
Date	