

## 2024 Swisher Farmers Market Rules and Vendor Agreement

The 2024 Swisher Farmers Market will be in downtown City Park on Thursdays, 4:30 – 6:30 p.m. June 6 - October 10. There is no market on July 4, 2024.

The Swisher Farmers Market does not charge for vendors to set up a 10x10 spot on a first come basis. There are no reserved vendor spots. To leave parking open for customers, vendors are encouraged to unload their items and park east of the library and behind the library building.

- No commercial products may be sold at the Swisher Farmers Market.
- 'Home style' canned goods must be prepared in a licensed food-processing plant.
- No wild mushrooms are allowed to be sold at the Swisher Farmers Market.

The Swisher Farmers Market allows:

- Produce that is home grown and from other local sources.
- Handmade items and crafts
- Honey
- Jams and Jellies
- Fresh Eggs
- Baked goods in compliance with the guidelines set forth by the State of Iowa (<https://dial.iowa.gov/licenses/food-hotels/farmers-markets>)
- Products, including jams, jellies, honey, and baked goods, must be labeled with the following information:
  - Product name
  - List of ingredients
  - Name and address of person preparing the item.
  - Allergen information (Crustacean (crab, lobster, shrimp), Eggs, Fish, Milk, Peanuts, Sesame, Soybeans (not refined soybean oil), Tree Nuts (almonds, pecans, walnuts), Wheat)

All vendors and patrons must obey all City ordinances. No Alcohol is allowed in the park. All pets must be on leash and under control for all patrons and vendors.

By signing and participating as a vendor in the Swisher Farmers Market, you agree to comply with the rules of the Swisher Farmers Market and to assume full responsibility for all risk or liability, direct or indirect, resulting from, or arising, in connection with your involvement in the farmers market sponsored by the Swisher Farmers Market Committee. You further agree to hold the City of Swisher and the Swisher Farmers Market Committee harmless from any risk or liability that may occur, including personal injury caused by the product sold or caused by the location of the event. You understand there is no insurance of any type provided by the City or Swisher Farmers Market Committee, and that you bear and assume complete responsibility for the products that I offer for sale.

Swisher Farmers Market will not share or sell your information with other entities. We will post pictures on Facebook and may tag your Facebook page. The committee will share vendor contact information, including phone numbers, email, and address, with customers if requested.

The Swisher Farmers Market committee reserves the right to make exceptions to the rules at their discretion.

**I have read and agree to comply with the 2024 Swisher Farmers Market Rules and requirements to participate in the Swisher Farmers Market in Swisher, Iowa.**

Date: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Email Address: \_\_\_\_\_

Items I am Selling:

\_\_\_\_ Fresh Produce \_\_\_\_ Baked Goods \_\_\_\_ Crafts \_\_\_\_ Honey \_\_\_\_ Jams/Jellies \_\_\_\_ Fresh Eggs

\_\_\_\_ Other (Please specify) \_\_\_\_\_

## 2024 SWISHER FARMERS MARKET REQUIREMENTS

<https://dial.iowa.gov/i-need/licenses/food-hotels/farmers-markets>

A farmers' market is a marketplace that operates seasonally, mainly as a common market for lowa-produced farm products, as well as on a retail basis for off-the-premises consumption.

Certain items can only be sold at a farmers' market with a valid food license. Any potentially hazardous food can be sold at a farmer's market with a Farmers' Market License, a Mobile Food Unit License, or a Temporary Food Establishment License.

Unpackaged foods that need to be temperature-controlled for safe consumption that are not prepared **at** the farmer's market **must be** produced in a licensed facility (food service establishment, food processing plant, mobile food unit, temporary food establishment). A farmers market license is also required to sell these foods at the market.

### Foods Not Requiring a License

The following products may be sold at a farmers' market to consumers without being licensed as a farmers market establishment:

- Whole, uncut fresh fruits and vegetables.
- Cottage foods, as defined by and labeled according to Iowa Code. Cottage foods include foods that are prepared in a private residence and do not need to be kept hot or cold for safe consumption. Cottage foods may include home-processed and home-canned food IF they comply with all the regulations for those foods.

**\*\*Swisher Farmers Market requires 'Home style' canned goods to be prepared in a licensed food-processing plant.**

- Foods that are prepared, packaged, and labeled in a licensed establishment that need to be kept hot or cold for safe consumption. Examples include Packaged meat, poultry, and dairy products, or packaged soft pies, cheesecakes, or cream-filled pastries.
- Fresh, wholesome shell eggs.
- Honey (Please note: Products containing honey need to be individually evaluated).

"Cottage foods" are foods that are prepared in a residence that are not subject to licensing or inspection. As defined by the new legislation, "cottage foods" must meet **ALL** the following criteria:

1. The food is prepared in a private residence.
2. The food does not require temperature control to ensure safety.
3. The food is sold directly from the producer to the consumer; and
4. The food is properly labeled.

The only food establishment where cottage foods can be sold are temporary food establishments if the temporary establishment is operated by the producer of the food and is packaged and labeled as outlined.

## Prohibited Items

The following items may **not** be sold under Iowa cottage food law:

1. Any food that must be kept hot or cold for safety.
2. Milk or milk products regulated under Iowa Code Chapter 192.
3. Meat, meat food products, poultry, or poultry food products regulated under Iowa Code Chapter 189A. Labeling Requirements

## Cottage food labels **MUST** contain the following information:

1. Information to identify the name and address, phone number, or email address of the person preparing the food.
2. The common name of the food.
3. The ingredients of the 'cottage food' in descending order of predominance.
4. The following statement: "This product was produced at a residential property that is exempt from state licensing and inspection."
5. If the cottage food contains one or more major food allergens, an additional allergen statement must be included on the label identifying each major allergen contained in the food by the common name of the allergen.
6. If the food is home-processed and home-canned pickles, vegetables, or fruits permitted under this section, the date that the food was processed and canned.  
\*\*Swisher Farmers Market requires 'Home style' canned goods to be prepared in a licensed food-processing plant.

## Allergens

Allergen information needs to be declared on the label or by the use of a placard. The following food products are considered major allergens and should be declared:

- Crustacean/Shellfish (crab, lobster, shrimp)
- Eggs
- Fish (bass, flounder, cod)
- Milk
- Peanuts
- Sesame
- Soybeans (not refined soybean oil)
- Tree Nuts (almonds, pecans, walnuts)
- Wheat

## Licensing Rules

The 89th Iowa General Assembly passed new legislation (HF2431) during the 2022 session that affects food licensing rules in Iowa.

Although there are some exceptions, beginning July 1, 2022, most foods that do not need to be kept hot or cold for safety may be sold directly to the consumer without a license, provided they meet certain labeling requirements. Additional information on cottage foods will be available soon on this website.

## Foods Requiring a License

The following products must have a license to be sold at farmer's markets:

- Unpackaged foods that are temperature-controlled for safety, which include:
  - Meat
  - Poultry
  - Dairy products
  - Cooked or prepared foods
  - Soft pies
  - Custard-filled products
  - Cream-filled products.
- Wild-harvested mushrooms as described in Iowa Administrative Code 481 Section 31.1(4), Wild-harvested mushrooms.

**\*\*Swisher Farmers Market Committee does not allow wild mushrooms to be sold at the market.**

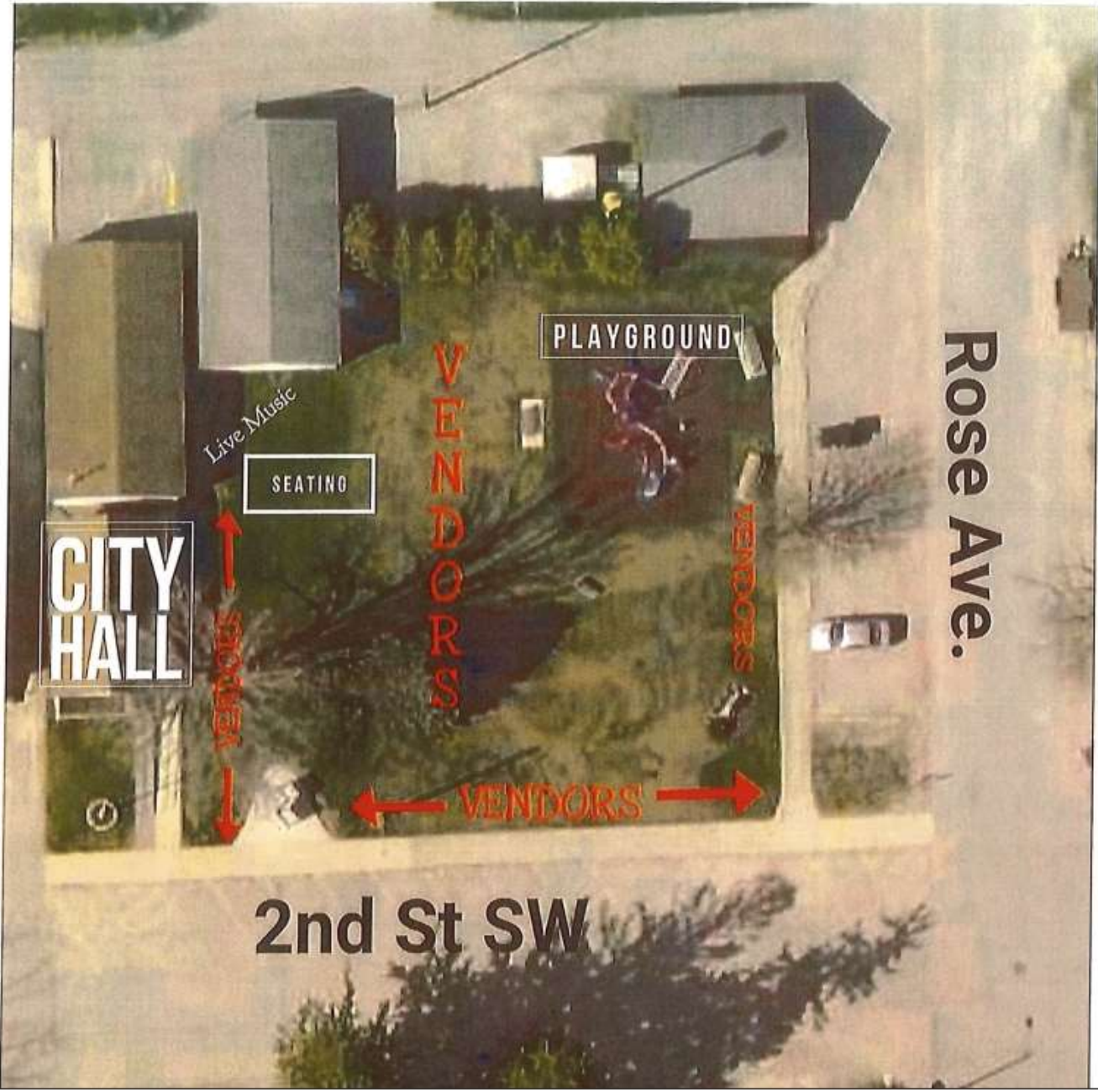
## Consumable Hemp

Consumable hemp is now regulated under the Department of Health and Human Services.

Consumable hemp products may be sold at a farmers' market if:

- The farmers' market is listed in the Iowa Department of Agriculture and Land Stewardship's (IDALS) farmers market directory. If the market is not listed in the IDALS directory, consumable hemp products may **not** be sold there. The individual selling consumable hemp products at an IDALS-listed farmers market has applied for and received a retail registration for consumable hemp from HHS. The cost of an annual registration is \$475.
- The valid consumable hemp retailer registration documentation from HHS is posted in plain sight at the retailer's farmers market booth/stand.

**\*\*As of 5/7/2024, Swisher Farmers' Market is not listed with the IDALS. Therefore, consumable hemp may NOT be sold at the Swisher Farmers' Market.**



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**VENDORS**

**VENDORS**

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