

SPECIAL REQUIREMENTS FOR RENTAL OF STALLS AT THE SIX MILE FARMER'S DEPOT

1. The market produce sold **MUST** be grown in a 100-mile radius of Six Mile Farmer's Depot.
2. All Rules and Regulations of the Six Mile Farmer's Depot and of federal, state, and local agencies are to be followed. Vendor acknowledges receipt of Requirements for Processed or Manufactured Food Sales.
3. Stalls must be cleaned after each day's usage each week. A cleanup fee of \$50.00 will be charged if Farmer's Depot employee(s) must clean a stall.
4. Waste must be placed in proper waste receptacles or removed from the premises
5. **STALLS CANNOT BE ASSIGNED TO ANOTHER INDIVIDUAL.** The rental agreement allows use of the stall by the farmer, his/her immediate family, and his/her employee(s).
6. The South Carolina (SC) Home-based Food Production (HBFP) Law (JULY 2025 VERSION 1.4) IS NOW APPLICABLE AND ALLOWS SALE OF CERTAIN SPECIFICALLY DEFINED NON-POTENTIALLY HAZARDOUS FOODS. THE VENDOR IS RESPONSIBLE FOR COMPLIANCE WITH THESE REQUIREMENTS. The market also permits sale of the following within STIPULATIONS OF GOVERNMENTAL LAWS AND REGULATIONS:
Fresh Farm Products: Includes, but is not limited to, fresh fruits and vegetables, herbs, nuts, honey, dairy products, eggs and poultry. Also included in this category are fresh flowers, nursery stock and plants. Honey and eggs do require more licensing and regulations. Dried Flowers and Farm Wares: Allowed are bouquets, wreaths, roping and yarn, displays of fresh and dried flowers, vines and gourds. **ARTS AND CRAFTS (NO MORE THAN 10% OF TOTAL VENDOR SPACE LIMITATION) – "FIRST COME, FIRST SERVED"**
7. In South Carolina, farmers are exempt from collecting and charging sales tax on vegetables, fruit and vineyard products sold in their original state of production. This exemption is not available if the farmer processes his or her product beyond the usual and customary preparation for sale.
8. The vendor assumes all responsibility for products sold at Six Mile Farmer's Depot. Six Mile Farmer's Depot is not a vendor and assumes no liability for injuries or damages resulting to purchasers from product sold or for vendor compliance with any law or regulation.
9. There are local, state and federal regulations related to the sale of food products to the public including but not limited to Requirements For Processed or Manufactured Food Sales (as provided to vendor), S.C. Food & Cosmetics Act, S.C. Code of Regulations Chapter 5, all Federal Statutes and corresponding regulations related to food products and food product laws and regulations set forth by SCDA and the S.C. Meat and Poultry Inspection Division as appropriate. Vendor certifies his/her familiarity with these and their

related responsibilities and obligations. Should the market manager or appropriate state regulatory agency come across a vendor who is unaware of some or all of the food safety regulatory requirements for selling food items to the public, the vendor will be asked to leave or remove the product and his/her fee will be forfeited. Items must be produced in a certified commercial kitchen. For certain products an inspected facility (South Carolina Department of Agriculture, aka SCDA, approved) is required. Questions about the new law can be emailed to SCCottagefood@clermson.edu. This information includes allowed and not allowed foods. Each vendor certifies compliance by signing the registration form provided by the Town of Six Mile. Eggs that are sold off a grower's residence or farm require a license and may be subject to an inspection according to SCDA standards and kept in refrigeration at 45 degrees Fahrenheit. Unlabeled eggs or eggs off refrigeration are considered adulterated and will be removed from public sale and the stall fee forfeited. Violations of this law are a misdemeanor and carry a fine of no less than \$200, no more than \$500, imprisoned no more than ninety (90) days or both [Food and Cosmetic Act (Egg Law) Section 39-39-180). An approved label that includes name of product, ingredient list, name and address of manufacturer and net weight is required on all foods sold to the public. This is a state and federal law. Pay close attention to font size, placement of information, accuracy and allergen disclosure.

10. Miscellaneous

- a. NO ANIMAL SALES ARE PERMITTED IN THE MARKET. VIOLATORS WILL BE ASKED TO VACATE THE MARKET BY THE MARKET MANAGER.
- b. Vendors are allowed to set up one hour before the market opens, and all vendors must exit their assigned space one-half hour after the market closes.
- c. Vendors are responsible for collecting and remitting any and all applicable sales taxes associated with the sale of their products.
- d. No smoking is permitted in the market or on market property.
- e. Cut produce samples are not allowed. Product must maintain original from the farm status.
- f. No food product or containerized product can have ground contact. All products must be on tables provided by the seller, with exception to plants.
- g. No yard sale items or direct selling companies are allowed during normal Market season.
- h. Discrimination on the basis of race, color, religion, sex, sexual preference, age, national origin, financial status or disability is not permitted at any event held on town property or public rights of way.

11. Current pricing can be found on the Town of Six Mile's Miscellaneous Fee Structure webpage. A link to these fees is also found on the Farmer's Market webpage.