

## ORDINANCE 2001-7

AN ORDINANCE TO RE-ESTABLISH AND TO PROVIDE FOR THE OPERATION AND REGULATION OF THE DAHLONEGA-LUMPKIN COUNTY FARMERS MARKET INCLUDING THE ENFORCEMENT OF APPLICABLE RULES AND REGULATIONS AND LICENSING OF VENDORS.

BE IT ORDAINED by the City Council of Dahlonega, and it is hereby ordained by the authority thereof:

1.

This ordinance shall be referred to as the “Farmers Market Ordinance.”

2.

The following terms, wherever used or referred to in this Ordinance, shall have the following respective meanings, unless a different meaning clearly appears from the context:

(a) “Market” or “Farmers Market” shall mean the Dahlonega-Lumpkin County Farmers Market as operated and where located as provided herein.

(b) “City Council” or “Council” shall mean the governing authority of the City of Dahlonega, Georgia.

(c) “Vendor” shall mean any person who participates in the Farmers Market by the selling of goods or products therein.

(d) “City Park” shall mean the City Park located on Warwick Street.

(e) “Locally grown goods” or “locally produced goods” shall mean such goods or products as shall be grown in Lumpkin County, or in any county contiguous to Lumpkin County, which goods are sold at the Farmers Market by those persons or any member of the family of those persons who are substantially responsible for growing or producing said goods or products. In no event shall any goods which have been previously purchased from another source be permitted to be sold at the Dahlonega-Lumpkin County Farmer Market.

3.

The Farmers Market shall be open daily each year beginning May 1 and closing October 1. However, Sunday hours shall be restricted to **12:00 p.m. until 4:00 p.m. only.**

4.

The Farmers Market shall operate in the City Park located on Warwick Street. The City shall have no liability for any injury to the person or property of any vendor, member of a vendor's family, customer, or any other person, arising from the operation of the Farmer's Market. The place of operation for the Farmers Market may be relocated at any time by subsequent decision of the City Council.

5.

Farmers can bring one table no larger than 4 feet by 8 feet or will be allowed to sell from a truck no larger than 3/4 ton. Each Farmer will be allotted approximately 8 feet of curb space per permit issued. Farmers will be responsible for leaving their allotted space clean and free of debris.

6.

Each Vendor shall be required to obtain a permit issued by a member of the City of Dahlonga Staff at a cost of \$10.00 for each 30 day permit issued. Each Vendor shall be required to display his license in a prominent position at his assigned market space(s) while such Vendor is doing business at the Farmers Market.

7.

Market spaces will be assigned to Vendors on a "first come, first serve" basis. Each Vendor shall be responsible for maintaining his assigned market space(s) in a clean and orderly manner and shall leave the assigned space clean and free of debris during sale hours and prior to departing after sale hours. Failure to properly maintain a market space may result in suspension of such Vendor's license to do business in the Farmers Market.

8.

The goods and products sold at the Farmers Market must be locally grown or locally produced goods or products of high quality. Each participating Vendor, upon making application for a Vendor's license shall sign a statement affirming that all goods or products which such Vendor intends to sell are locally grown or locally produced goods as defined in Section 2 of this Ordinance.

9.

All questions, problems or disputes concerning the interpretation or- enforcement-of this Ordinance shall be directed to the City Council to be heard at the next regular meeting of the council following receipt of written notice by the individual requesting clarification and/or a final decision or interpretation.

10.

Should any provision of the present Ordinance be determined by a court of law or otherwise to be invalid for any reason, the remaining provisions of this Ordinance shall continue in full force and effect.

11.

In so far as the provisions of this Ordinance are inconsistent with the provision of any other Ordinance of the City of Dahlonega, the present Ordinance shall be controlling.

Ordained 2nd DAY OF July, 2001, BY THE MAYOR AND COUNCIL OF THE CITY OF DAHLONEGA.

Thomas C. Davis  
Mayor

ATTEST:  
Janet Jarrard  
City Clerk

ORDINANCE 2001-7  
DAHLONEGA FARMERS MARKET  
AMENDMENT 3

An Amendment approved by the Dahlonega City Council at the February 16, 2012 meeting of the Dahlonega City Council. This amendment alters the,

Days of operation and time for opening and closing of the Dahlonega Farmers Market,  
The location of the Dahlonega Farmers Market,  
The amount of space a vendor receives per permit fee,  
The amount of the permit fee, and  
The requirement for compliance with the Georgia Department of Agriculture Food Processing Safety Guidelines.

Be it ordained by the City of Dahlonega, and it is hereby ordained by the authority thereof that:

The Dahlonega Farmers Market hours and days of operation shall not be specified in ORDINANCE 2001-7 but handled at the administrative level by city staff, with the Dahlonega City Council being notified of any changes.

The Dahlonega Farmers Market location shall not be specified in ORDINANCE 2001-7 but handled at the administrative level by city staff, with the Dahlonega City Council being notified of any changes.

Vendors with the Dahlonega Farmers Market shall be allotted approximately 10' X 10' with truck sales only by special arrangement with city staff.

Vendors shall be required to obtain a permit issued by a member of the City of Dahlonega staff at a cost of \$15 per 30 days.

Nonexempt locally produced products sold at the Dahlonega Farmers Market are subject to compliance with the Georgia Department of Agriculture Food Processing Safety Guidelines.

This ordinance shall take effect and be in force from and after the date of its adoption.

ORDAINED THIS 16<sup>TH</sup> DAY OF FEBRUARY 2012, BY THE MAYOR AND COUNCIL OF THE CITY OF DAHLONEGA.

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Gary McCullough  
Mayor, City of Dahlonega

Attest

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Lou Stewart  
City Clerk, City of Dahlonega

AMENDMENT 2  
ORDINANCE 2001-7  
DAHLONEGA FARMERS MARKET

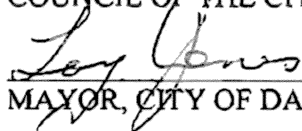
An Amendment approved by the Dahlonega City Council at the July 1, 2002, meeting of the Dahlonega City Council. This amendment alters the days of operation and time for opening and closing of the Dahlonega Farmers Market.

Be it ordained by the City Council of Dahlonega, and it is hereby ordained by the authority thereof that:

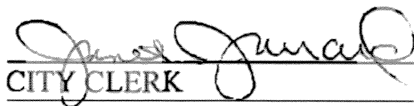
The Dahlonega Farmers Market shall be open beginning May 1 and closing November 1 on Tuesdays and Saturdays from 6:00 a.m. until 2:00 p.m.

This ordinance shall take effect and be in force from and after the date of its adoption.

ORDAINED THIS 6<sup>th</sup> DAY OF May, 2002, BY THE MAYOR AND COUNCIL OF THE CITY OF DAHLONEGA.

  
MAYOR, CITY OF DAHLONEGA

Attest

  
CITY CLERK

**AMENDMENT 1  
ORDINANCE 2001-7  
DAHLONEGA FARMERS MARKET**

An Amendment approved by the Dahlonega City Council at the May 6, 2002, meeting of the Dahlonega City Council. This amendment alters the days of operation and time for opening and closing of the Dahlonega Farmers Market.

Be it ordained by the City Council of Dahlonega, and it is hereby ordained by the authority thereof that:

The Dahlonega Farmers Market shall be open beginning May 1 and closing October 1 on Wednesdays and Saturdays from 9:00 a.m. until 2:00 p.m.

This ordinance shall take effect and be in force from and after the date of its adoption.

ORDAINED THIS 6<sup>th</sup> DAY OF May, 2002, BY THE MAYOR AND COUNCIL OF THE CITY OF DAHLONEGA.

Loy Jones  
Mayor, City of Dahlonega

Attest:  
Janet Jarrard, City Clerk