

**ORDINANCE NO. 09-03**

**AN ORDINANCE IN AMENDMENT OF ARTICLE XV OF THE CODE OF ORDINANCES, TOWN OF NORTH KINGSTOWN, ENTITLED, "FARMERS' MARKET"**

The Town Council of the Town of North Kingstown hereby ordains:

**SECTION 1.** Section 9-331 of the Code of Ordinances, Town of North Kingstown, entitled, "Definitions" is hereby amended as follows:

Farmers' Market - An occasional or periodic market, with goods offered for sale to the general public by individual sellers from open-air or semi-enclosed facilities or temporary structures. The market is composed of three or more vendors with outdoor stalls, stands or spaces used for the purpose of display and sale of merchandise, which is limited to home produced or locally grown farm produce, food, and agricultural crafts.

"Home produce or Locally grown" shall mean produce, plants, animal products and other products produced within the Northeast food shed, if not available from Rhode Island producers. Priority shall be given to producers and growers over sellers, and any products not from Rhode Island shall be labeled as such.

"Producer" is a grower or producer or any person who is offering for sale articles for human consumption, such as fruits, vegetables, edible grains, nuts and berries, and apiary products, which have been grown or prepared by the grower or producer, and homemade baked goods, jams, jellies, fruit and herbal vinegars, and sauces, and/or non-edible items, such as herbal wreaths, potpourri, cut flowers, beeswax candles and scented oils. Sale of any type of meat, fish, poultry, or beverages shall be subject to Rhode Island Department of Health Regulations.

**SECTION 2.** Section 9-333 of the Code of Ordinances, Town of North Kingstown, entitled, "Conditions" is hereby amended as follows:

(b) If a farmers' market permit is granted, the hours of the market shall be as determined by the Town Council having due regard for the public convenience, welfare, health and safety and the permit shall expire on April 30 of each year.

**SECTION 3.** This Ordinance shall take effect upon passage and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

First Read at the Town Council Meeting of April 27, 2009 and referred to the Town Council Meeting of May 11, 2009 for Second Reading and Consideration of Adoption.

Adopted at the Town Council Meeting of May 11, 2009.

James D. Marques, CMC  
Town Clerk