

COTTAGE FOOD LAW REPORT

Chautauqua County

New York • Mayville • FIPS 36013 • Population 127,440 •
Crosodo Index #1576*

STATE BASELINE

N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4

STATE TIER

Good

ANNUAL SALES CAP (STATE)

—

CONFIDENCE

MEDIUM

LAST VERIFIED

2026-05-05

IMPORTANT — NOT LEGAL ADVICE

This report compiles publicly-available statutes, regulations, and county zoning rules into a research reference. It is **not legal advice** and is provided **without warranty** as to accuracy, completeness, or current applicability.

Cottage food law changes frequently. Counties may amend zoning, health departments may issue new permits, and state legislatures may update statutes after the publication date shown above.

Always verify rules directly with your state department of health/agriculture and your county health and planning offices before relying on them for any business or regulatory decision. Consult a licensed attorney for advice specific to your situation.

How to start — 60-second path

Chautauqua County, New York — permit, pickup, and label steps before the full county rules.

HOME KITCHEN ALLOWED?

Yes

STATE SALES CAP

—

HOME OCCUPATION PERMIT?

Varies

ON-SITE / PORCH PICKUP?

Yes

INSPECTION

No

PETS

Not specified in state statute; kitchen must maintain sanitary conditions.

BEFORE YOU SELL FROM THIS ADDRESS

- ☐ **1. Menu** — Confirm each product under New York cottage food rules (county cannot expand a state ban).
- ☐ **2. Pickup & zoning** — Home occupation and porch pickup cells above; HOA/lease may still block customer traffic.
- ☐ **3. Local tax / license** — Business license or sales tax certificate if your city/parish requires it (common even with no state food permit).
- ☐ **4. Training** — Food handler or state registration before market day.
- ☐ **5. Labels** — Disclaimer, allergens, ingredients, net quantity, producer info.
- ☐ **6. Call if unclear** — County health and planning for your exact address.

LABEL FIELDS TO INCLUDE

- ☐ Product name · producer name · address (or allowed alternative)
- ☐ Ingredients by weight · major allergens · net weight/quantity
- ☐ New York home-kitchen disclaimer (see live label one-pager)

CONTINUE ONLINE

[Open the live county page →](#)

[New York label one-pager →](#)

[Local notes & questions →](#)

Planning path only — not legal advice. Rules change. Always verify with state and local offices before selling.

NEW YORK: CHAUTAUQUA COUNTY

CROSODO INDEX #1576* · FIPS 36013 · Mayville

Chautauqua County

Population 127,440 · State baseline: N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4 · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Home Processor Exemption administered by NY Ag & Markets (not local health departments). Registration is free and does not expire but is location-specific. Products must be shelf-stable, non-TCS. All products must have a pathogen kill step (must be baked). No no-bake items, pickles, sauces, salsas, fudge, nut butters, roasted coffee, freeze-dried foods, or cheesecakes.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state statute; kitchen must maintain sanitary conditions.

HOME OCCUPATION PERMIT?

Varies (Chautauqua County zoning applies in unincorporated areas. Town of Mayville and other municipalities (Jamestown, Dunkirk) have separate home occupation ordinances. NY Home Processor Exemption is administered by the state (NY Ag & Markets), not local health departments, which distinguishes it from most states. Local zoning/home occupation permits may still be required.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (NY Ag & Markets may investigate upon complaint. No routine inspections.)

Home kitchen rules

HOME KITCHEN ALLOWED

Yes — Home Processor Exemption administered by NY Ag & Markets (not local health departments). Registration is free and does not expire but is location-specific. Products must be shelf-stable, non-TCS. All products must have a pathogen kill step (must be baked). No no-bake items, pickles, sauces, salsas, fudge, nut butters, roasted coffee, freeze-dried foods, or cheesecakes.

SEPARATE DEDICATED KITCHEN

No

PET RESTRICTIONS

Not specified in state statute; kitchen must maintain sanitary conditions.

WATER SUPPLY

Potable water required.

HANDWASHING

Required per food safety standards.

FOOD STORAGE

Shelf-stable baked goods and certain jams/jellies/preserves/snack mixes only. Pre-packaged in the home. All products must be baked (pathogen kill step required).

Inspection & permitting

INSPECTION REQUIRED

No — NY Ag & Markets may investigate upon complaint. No routine inspections.

HOME OCCUPATION PERMIT

Varies — Chautauqua County zoning applies in unincorporated areas. Town of Mayville and other municipalities (Jamestown, Dunkirk) have separate home occupation ordinances. NY Home Processor Exemption is administered by the state (NY Ag & Markets), not local health departments, which distinguishes it from most states. Local zoning/home occupation permits may still be required.

LOCAL BUSINESS LICENSE

Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Sales permitted at farms, farm stands, farmers markets, green markets, craft fairs, flea markets, via home delivery, and online — but only within New York State. Wholesale sales allowed (unlike most states).
MAX EMPLOYEES IN HOME	Not specified at state level.

Relevant county code

N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY Part 276.

RESEARCH NOTES

State baseline (NY) confirmed: N.Y. Agric. & Mkts. Law §251-z-4, free registration, location-specific, baked goods must have kill step. Chautauqua County is in far western New York near the PA border (Jamestown, Chautauqua Institution). No county-specific URLs in input. County follows state baseline. NY Home Processor Exemption is notable for allowing wholesale sales and having no sales cap. Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.chautauquacounty.gov>

<https://agriculture.ny.gov/system/files/documents/2019/12/HomeProcessor.pdf>

<https://www.nysenate.gov/legislation/laws/AGM/251-Z-4>

Questions about this county? Local notes and a place to leave a question: crosodo.com/nb/new-york/chautauqua-county-discuss

Bordering counties — cottage food law

Regulation	Chautauqua County	Cattaraugus County	Erie County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Not specified in state statute; kitchen must maintain sanitary conditions.	Not explicitly stated; standard sanitary practices apply.	Not specified in state rules
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Sales permitted at farms, farm stands, farmers markets, green markets, craft fairs, flea markets, via home delivery, and online — but only ...	Products may be sold at farms, farm stands, farmers markets, green markets, craft fairs, flea markets, via home delivery, and online within...	Sales allowed at farm venues, farmers markets, green markets, craft fairs, flea markets, via home delivery, and online — all within New Yor...
HOME OCCUPATION PERMIT	Varies	Varies	Conditional
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	Home Processor Exemption administered by NY Ag & Markets (not local health departments). Registration is free and does not expire but is lo...	Non-potentially hazardous shelf-stable baked goods only (all must be baked — pathogen kill step required). Products must be pre-packaged in...	Home Processor Exemption is location-specific. Must use home kitchen only; products must be packaged in the home before sale. Registration ...
FOOD STORAGE	Shelf-stable baked goods and certain jams/jellies/preserves/ snack mixes only. Pre-packaged in the home. All products must be baked (pathoge...	Products must be shelf-stable and non-potentially hazardous.	Products must be packaged in the home kitchen before sale; no in-person packaging at events
POPULATION	127,440	77,000	951,232

State context — New York cottage food law

Chautauqua County's rules sit on top of New York's state cottage food framework. The state law sets the floor — counties can add but cannot remove protections.

STATUTE

N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4

ANNUAL SALES CAP

—

REGISTRATION REQUIRED

Yes

FOOD HANDLER CERT

No

KITCHEN INSPECTION

No

DIRECT SALES ONLY

No

INDIRECT SALES

Yes — Wholesale to restaurants, cafes, and grocery stores within New York State is explicitly permitted. Products may also be sold online (NY residents only) and via delivery. Shipping out of state is not permitted. Registration is free, location-specific, and has no expiration date.

For the full state-level analysis including the verbatim statute text, see the **New York cottage food law report** on Crosodo, or open the live guide: crosodo.com/states/new-york.

STATE-LEVEL REFERENCES

State statute: <https://www.nysenate.gov/legislation/laws/AGM/251-Z-4>

State dept cottage food page: <https://agriculture.ny.gov/food-safety/home-processing>

Forrager.com: <https://forrager.com/law/new-york/>

Questions about Chautauqua County? Local notes and a place to leave a question are on Crosodo. We monitor new threads — start with zoning, permits, or porch pickup.

crosodo.com/nb/new-york/chautauqua-county-discuss

Classifieds

Resources for cottage food & home bakers · crosodo.com/advertise

NATIONAL

SUPPLIES

Advertise here — Supplies

Reach home bakers across the country. crosodo.com/advertise

COURSES

Advertise here — Courses

Reach home bakers across the country. crosodo.com/advertise

INSURANCE

Advertise here — Insurance

Reach home bakers across the country. crosodo.com/advertise

LOCAL

Advertise here

Reach home bakers in Chautauqua County, New York. Supply stores, farmers markets, kitchen rentals, and bakery services welcome.

crosodo.com/advertise

Your business here

Local cottage food listings, kitchen rentals, co-packer referrals, and community events — post yours on Crosodo.

crosodo.com/nb/new-york/chautauqua-county-discuss

Free ad space available

Let us know if you're a non-profit or community organization. Farmers markets, kitchen rentals, and cottage food events near you welcome.

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