

COTTAGE BAKERY FROM HOME

Can I sell from my kitchen in Gilmer County, Georgia?

Home kitchen sales. Not a shop or rented commercial kitchen. Last verified 2026-05-06.

STATE FOOD PERMIT

No

HOME OCCUPATION

Varies

BUSINESS LICENSE

Yes

SALES CAP

—

GEORGIA RULES. OPEN THESE FIRST.

[Georgia permits PDF](#)[Georgia cottage food law page](#)[Georgia Department of Agriculture cottage food program](#)[Statute: O.C.G.A. §26-2-470 et seq. \(eff. July 2025\); prior: GA R&R 40-7-19](#)**NOT LEGAL ADVICE**

This is what it takes to sell from a home kitchen in Gilmer County. Confirm each step with Planning, Health, and the license office before you sell.

What you need

Gilmer County, Georgia. File every Yes. Confirm every Check or Ask. Stay under the sales cap.

STATE FOOD PERMIT

No

ANNUAL SALES CAP

—

HOME OCCUPATION / ZONING

Varies

LOCAL HEALTH

Upon-complaint

BUSINESS LICENSE

Yes

PICKUP AT THE HOUSE

Yes

HOME KITCHEN ONLY

If you want a shop or a rented commercial kitchen, these rows do not apply.

HOW THIS PLACE WORKS

Georgia no longer sells a state cottage-food license. HB 398 (effective July 1, 2025) removed the Georgia Department of Agriculture cottage-food license and fee. What may still apply is city or county occupational tax and zoning. This packet keeps the GDA program page so you can read the current state rules.

Official source: [Georgia Department of Agriculture cottage food](#)

CONTINUE ONLINE

[Georgia permits PDF →](#)

<https://crosodo.com/reports/pdf/permits/georgia.pdf>

[Georgia cottage food law page →](#)

<https://crosodo.com/states/georgia>

[Permit page for this place →](#)

<https://crosodo.com/what-permits/georgia/gilmer-county>

[Gilmer County cottage food law page →](#)

<https://crosodo.com/states/georgia/gilmer-county>

Not legal advice. Rules change. Confirm with the office before you file.

Where to file

State

Georgia registration: No. Routine kitchen inspection: Upon-complaint. As of July 1, 2025 (HB 398), Georgia allows wholesale, online, retail store, restaurant, and mail-order sales; third-party sellers must display cottage food products separately and label the section as products from residential kitchens exempt from state inspection.

Georgia permits PDF: crosodo.com/reports/pdf/permits/georgia.pdf

State law page: crosodo.com/states/georgia

Georgia Department of Agriculture: <https://agr.georgia.gov/cottage-food-program>

Statute: [O.C.G.A. §26-2-470 et seq. \(eff. July 2025\)](#); prior: [GA R&R 40-7-19](#)

Zoning / home occupation

Varies. No county-specific cottage food overlay found. Gilmer County may require a business license for commercial activity. Home occupation rules vary by zoning district under Gilmer County's zoning ordinance. Ellijay is a known cottage food and apple orchard market hub; local event permitting may apply for farmers market sales.

Health

Upon-complaint. GDA may inspect upon consumer complaint or reported foodborne illness.

Business license

Yes

Pickup / delivery

Under HB 398, sales permitted via wholesale, retail, online, and direct. Delivery allowed. No geographic sales restriction within Georgia; interstate sales now permitted.

If you rent a commissary kitchen

A commissary is a food-service permit, not occupational tax. Georgia no longer sells a GDA cottage license (HB 398). A rented kitchen is still a food-service establishment permitted by the county health department or the Department of Public Health. Occupational tax is not that permit.

Official source: [Georgia DPH food service](#)

Local health office we have on file: <https://www.gilmercounty.gov>

This file is the home-kitchen path. A rented kitchen uses a different permit. Ask the kitchen manager which license they expect, then call the local health office.

SOURCES

<https://www.gilmercounty.gov>

<https://agr.georgia.gov/cottage-food-program>

<https://law.justia.com/codes/georgia/2020/title-26/chapter-2/>

Gilmer County and nearby places

Regulation	Gilmer County	Pickens County	Dawson County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No specific state prohibition, but pets should be excluded from food prep areas per good manufacturing practices.	No explicit pet restriction in Georgia HB 398 cottage food law.	Not specified in state law; products must not be contaminated
INSPECTION REQUIRED	Upon-complaint	Upon-complaint	Upon-complaint
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Under HB 398, sales permitted via wholesale, retail, online, and direct. Delivery allowed. No geographic sales restriction within Georgia; ...	Georgia HB 398 allows all sales channels including direct from home, online, through retailers, restaurants, wholesalers, and interstate sa...	Under HB 398 (eff. July 2025): direct-to-consumer sales, online sales, sales to retail stores, restaurants, and interstate sales are all pe...
HOME OCCUPATION PERMIT	Varies	Conditional	Conditional
LOCAL BUSINESS LICENSE	Yes	Varies	Varies
RESTRICTIONS	Georgia HB 398 (eff. July 1, 2025) dramatically expanded cottage food rules. No license or fee required. Complaint-based inspections only. ...	Georgia HB 398 (effective July 1, 2025): no license or fee required, complaint-based inspections only, interstate sales allowed, all sales ...	Must be produced in operator's primary domestic residence home kitchen only. Secondary homes, vacation homes, or motor homes do not qualify...
FOOD STORAGE	All cottage food products must be stored to prevent contamination; non-TCS foods only.	Non-TCS foods only. Standard GMP storage.	Ingredients and finished products must be stored appropriately in the domestic residence
POPULATION	31,519	34,284	27,355

More pages for this place

These Crosodo pages cover the same home cottage-food path:

Georgia permits PDF: crosodo.com/reports/pdf/permits/georgia.pdf

Georgia cottage food law: crosodo.com/states/georgia

Gilmer County cottage food law: crosodo.com/states/georgia/gilmer-county