

## COTTAGE BAKERY FROM HOME

# Can I sell from my kitchen in San Juan County, New Mexico?

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

STATE FOOD PERMIT

**No**

HOME OCCUPATION

**Varies**

BUSINESS LICENSE

**Varies**

SALES CAP

**—**

NEW MEXICO RULES. OPEN THESE FIRST.

[New Mexico permits PDF](#)[New Mexico cottage food law page](#)[New Mexico Environment Department cottage food program](#)[Statute: NMSA §25-12-3 \(Homemade Food Act\)](#)**NOT LEGAL ADVICE**

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

## What you need

San Juan County, New Mexico. 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

**No**

BUSINESS LICENSE

**Varies**

PICKUP AT THE HOUSE

**Yes**

### HOME KITCHEN ONLY

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

### CONTINUE ONLINE

**New Mexico permits PDF →**

<https://crosodo.com/reports/pdf/permits/new-mexico.pdf>

**New Mexico cottage food law page →**

<https://crosodo.com/states/new-mexico>

**Permit page for this place →**

<https://crosodo.com/what-permits/new-mexico/san-juan-county>

**San Juan County cottage food law page →**

<https://crosodo.com/states/new-mexico/san-juan-county>

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

## Where to file

### State

New Mexico registration: No. Routine kitchen inspection: No. Sales must be direct to consumers within New Mexico. Products may not be sold to restaurants, wholesalers, distributors, or outside New Mexico. Internet, mail, and phone sales directly to consumers are permitted. The NMED Food Safety Program does not have jurisdiction in Bernalillo County and Albuquerque (which have their own programs); those areas may operate mandatory or voluntary permit systems.

New Mexico permits PDF: [crosodo.com/reports/pdf/permits/new-mexico.pdf](https://www.crosodo.com/reports/pdf/permits/new-mexico.pdf)

State law page: [crosodo.com/states/new-mexico](https://www.crosodo.com/states/new-mexico)

New Mexico Environment Department: <https://www.env.nm.gov/foodprogram/homemade-food-act/>

Statute: [NMSA §25-12-3 \(Homemade Food Act\)](#)

### Zoning / home occupation

Varies. No specific San Juan County home occupation permit requirements found for cottage food. New Mexico Homemade Food Act does not require local permits. San Juan County or the city of Farmington may have local zoning requirements for home-based businesses. Contact San Juan County Planning Department for zoning specifics.

### Health

No. No routine inspection required. NMED may issue written warning before imposing fines. Maximum fine \$100 per violation.

### Business license

Varies

### Pickup / delivery

New Mexico allows direct sales at farmers markets, festivals, online, roadside stands, home pickup/delivery, and mail delivery within NM only. No wholesale to restaurants, distributors, or across state lines.

### If you rent a commissary kitchen

**Environment Department licenses food.** New Mexico cottage food is a home path. A commissary is a food establishment licensed by the Environment Department or the local environmental health office.

Official source: [NMED food program](#)

Local health office we have on file: <https://www.sjcounty.net>

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.sjcounty.net>

---

<https://www.env.nm.gov/food-program/homemade-food/>

---

<https://laws.nmonesource.com/w/nmos/Chapter-25-NMSA-1978>

---

<https://www.sjcounty.net>

---

## San Juan County and nearby places

| Regulation                 | San Juan County                                                                                                                                | Sandoval County                                                                                                                                | McKinley County                                                                                                                                |
|----------------------------|------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------|
| HOME KITCHEN ALLOWED       | Yes                                                                                                                                            | Yes                                                                                                                                            | Yes                                                                                                                                            |
| SEPARATE DEDICATED KITCHEN | No                                                                                                                                             | No                                                                                                                                             | No                                                                                                                                             |
| PETS ALLOWED               | No specific state or county restriction; standard food safety sanitation practices apply.                                                      | No specific state restriction on pets in home.                                                                                                 | Not specified in state law                                                                                                                     |
| INSPECTION REQUIRED        | No                                                                                                                                             | No                                                                                                                                             | No                                                                                                                                             |
| ON-SITE CUSTOMER PICKUP    | Yes                                                                                                                                            | Yes                                                                                                                                            | Yes                                                                                                                                            |
| ON-SITE SIGNAGE            | Conditional                                                                                                                                    | Conditional                                                                                                                                    | Conditional                                                                                                                                    |
| DELIVERY / PICKUP          | New Mexico allows direct sales at farmers markets, festivals, online, roadside stands, home pickup/delivery, and mail delivery within NM on... | Sales at farmers markets, festivals, internet, roadside stands, home pickup/delivery, and mail delivery within New Mexico. No sales to rest... | Direct-to-consumer sales only; face-to-face transaction required; no online sales with third-party delivery                                    |
| HOME OCCUPATION PERMIT     | Varies                                                                                                                                         | Varies                                                                                                                                         | Yes                                                                                                                                            |
| LOCAL BUSINESS LICENSE     | Varies                                                                                                                                         | Varies                                                                                                                                         | Yes                                                                                                                                            |
| RESTRICTIONS               | New Mexico Homemade Food Act allows non-TCS homemade foods from private residence. No mandatory registration (voluntary NMED permit availab... | New Mexico Homemade Food Act (eff. July 1, 2021): no registration or permit required (voluntary permit available from NMED). No sales cap. ... | Production allowed in private farm, ranch, or residence. No state permit required. Food handler certification (NMSU online training) requir... |
| FOOD STORAGE               | Non-TCS shelf-stable products. TCS foods must be made in NMED-permitted commercial kitchen.                                                    | Non-TCS foods only. Alcohol-containing foods and CBD/hemp products prohibited from private residences.                                         | Appropriate storage required for shelf-stable products                                                                                         |
| POPULATION                 | 121,798                                                                                                                                        | 149,460                                                                                                                                        | 72,073                                                                                                                                         |

## More pages for this place

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

New Mexico permits PDF: [crosodo.com/reports/pdf/permits/new-mexico.pdf](https://crosodo.com/reports/pdf/permits/new-mexico.pdf)

New Mexico cottage food law: [crosodo.com/states/new-mexico](https://crosodo.com/states/new-mexico)

San Juan County cottage food law: [crosodo.com/states/new-mexico/san-juan-county](https://crosodo.com/states/new-mexico/san-juan-county)