

COTTAGE BAKERY FROM HOME

Can I sell from my kitchen in Albany County, New York?

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

STATE FOOD PERMIT

Yes

HOME OCCUPATION

Varies

BUSINESS LICENSE

Varies

SALES CAP

—

NEW YORK RULES. OPEN THESE FIRST.

[New York permits PDF](#)[New York cottage food law page](#)[New York Department of Agriculture and Markets cottage food program](#)[Statute: N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4](#)**NOT LEGAL ADVICE**

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

What you need

Albany County, New York. File every Yes. Confirm every Check or Ask. Stay under the sales cap.

STATE FOOD PERMIT

Yes

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.

HOW THIS PLACE WORKS

New York registers home processors at the state. Home Processor registration is with the New York State Department of Agriculture and Markets, not the county health department. Suffolk, Nassau, and other county health pages will not have a separate cottage-food application. Confirm labeling and the AGM registration page in this file.

Official source: [NYS AGM home processing](#)

CONTINUE ONLINE

New York permits PDF →

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

New York cottage food law page →

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

Permit page for this place →

<https://crosodo.com/what-permits/new-york/albany-county>

Albany County cottage food law page →

<https://crosodo.com/states/new-york/albany-county>

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

Where to file

State

New York registration: Yes. Routine kitchen inspection: No. 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.

New York permits PDF: crosodo.com/reports/pdf/permits/new-york.pdf

State law page: crosodo.com/states/new-york

New York Department of Agriculture and Markets: <https://agriculture.ny.gov/food-safety/home-processing>

Statute: [N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4](#)

Zoning / home occupation

Varies. NY state does not preempt local zoning. Albany County and City of Albany may have home occupation permit requirements. Operator should verify with local city/town zoning board

Health

No. Complaint-based possible

Business license

Varies

Pickup / delivery

Direct and indirect sales; farmers markets, events, retail stores, and online permitted

If you rent a commissary kitchen

A commissary is Article 20-C or a health permit, not Home Processor. New York Home Processor is a state AGM registration for a home kitchen. If you hold a DOH permit or AGM 20-C license, homemade food must be made at that licensed facility. A commissary is that licensed facility.

Official source: [NYS AGM food processing](#)

Local health office we have on file: <https://www.albanycounty.com>

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.albanycounty.com>

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

Albany County and nearby places

Regulation	Albany County	Saratoga County	Rensselaer County
HOME KITCHEN ALLOWED	Yes	Yes	Conditional
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Pets excluded from production areas	Not specified in state rules; kitchen must be sanitary	No specific NY state restriction on pets; good manufacturing practices apply.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Direct and indirect sales; farmers markets, events, retail stores, and online permitted	Sales at farms, farm stands, farmers markets, craft fairs, flea markets, home delivery, and online — within NY State only. Wholesale sales ...	Sales at farms, farm stands, farmers markets, green markets, craft fairs, flea markets, via home delivery, and online (within NY State only...
HOME OCCUPATION PERMIT	Varies	Conditional	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	State registration required; shelf-stable baked goods and certain jams/jellies/preserves only; no TCS foods; labeling required	Only baked goods (must be baked — pathogen kill step required) and certain jams/jellies/preserves allowed. No unbaked items, no frostings w...	New York Home Processor Exemption requires registration with NYSDAM. Products must be shelf-stable baked goods (all must be baked — a patho...
FOOD STORAGE	Sanitary storage of non-TCS foods	Shelf-stable non-TCS baked goods and certain preserves only; no refrigerated products	Shelf-stable pre-packaged products only; no refrigerated or TCS products.
POPULATION	315,041	236,328	160,943

More pages for this place

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

New York permits PDF: crosodo.com/reports/pdf/permits/new-york.pdf

New York cottage food law: crosodo.com/states/new-york

Albany County cottage food law: crosodo.com/states/new-york/albany-county