

COTTAGE BAKERY FROM HOME

Can I sell from my kitchen in Chautauqua 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 Chautauqua County. Confirm each step with Planning, Health, and the license office before you sell.

What you need

Chautauqua 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/chautauqua-county>

Chautauqua County cottage food law page →

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

Health

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

Business license

Varies

Pickup / delivery

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).

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.chautauquacounty.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.chautauquacounty.gov>

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

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

Chautauqua County and nearby places

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

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

Chautauqua County cottage food law: crosodo.com/states/new-york/chautauqua-county