

COTTAGE BAKERY FROM HOME

Can I sell from my kitchen in Austin County, Texas?

Home kitchen sales. Not a shop or rented commercial kitchen.

STATE FOOD PERMIT

No

HOME OCCUPATION

—

BUSINESS LICENSE

—

SALES CAP

\$150,000 / year

TEXAS RULES. OPEN THESE FIRST.

[Texas permits PDF](#)[Texas cottage food law page](#)[Texas Department of State Health Services cottage food program](#)[Statute: Tex. Health & Safety §437.001 et seq.](#)**NOT LEGAL ADVICE**

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

What you need

Austin County, Texas. File every Yes. Confirm every Check or Ask. Stay under the sales cap.

STATE FOOD PERMIT

No

ANNUAL SALES CAP

\$150,000 / year

HOME OCCUPATION / ZONING

—

LOCAL HEALTH

—

BUSINESS LICENSE

—

PICKUP AT THE HOUSE

—

HOME KITCHEN ONLY

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

HOW THIS PLACE WORKS

Texas does not let counties charge a cottage-food permit. State law says a local government may not require a permit, license, or fee for a cottage food production operation. The leftover local steps are usually city zoning, a DBA (assumed name) at the county clerk, and sales tax if your products are taxable. This packet shows the state DSHS page for the food rules.

Official source: [Texas DSHS cottage food production operations](#)

CONTINUE ONLINE

Texas permits PDF →

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

Texas cottage food law page →

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

Permit page for this place →

<https://crosodo.com/what-permits/texas/austin-county>

Austin County cottage food law page →

<https://crosodo.com/states/texas/austin-county>

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

Where to file

State

Texas registration: No. Routine kitchen inspection: No. Sales must be made directly to consumers or to a 'cottage food vendor' (a new category created by SB 541 in 2025 – a person with a contractual relationship who sells on behalf of the cottage food operation to consumers in-state). Cottage food products may not be sold as ingredients to a food service establishment. No retail grocery store or wholesale sales permitted under the pre-2025 framework; SB 541 (2025) adds the cottage food vendor intermediary option. Products must be delivered to consumer or vendor at point of sale or consumer-designated location.

Texas permits PDF: crosodo.com/reports/pdf/permits/texas.pdf

State law page: crosodo.com/states/texas

Texas Department of State Health Services: <https://www.dshs.texas.gov/food-establishments/cottage-food-production-operations>

Statute: [Tex. Health & Safety §437.001 et seq.](#)

Zoning / home occupation

—

Health

—

Business license

—

Pickup / delivery

Ask Planning before you advertise pickup at the house.

If you rent a commissary kitchen

DSHS does not let locals permit cottage food. A commissary is different. Texas cottage food is exempt from food-establishment rules. A commissary, restaurant, or shared kitchen is a retail food establishment permitted by the local health department or DSHS.

Official source: [Texas DSHS retail food establishments](#)

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

Austin County and nearby places

Regulation	Austin County	Washington County	Fayette County
HOME KITCHEN ALLOWED	—	Yes	Yes
SEPARATE DEDICATED KITCHEN	—	No	No
PETS ALLOWED	—	No specific pet restriction in state cottage food law.	No specific pet restriction in state cottage food law.
INSPECTION REQUIRED	—	No	No
ON-SITE CUSTOMER PICKUP	—	Yes	Yes
ON-SITE SIGNAGE	—	Yes	Yes
DELIVERY / PICKUP	—	Direct-to-consumer sales anywhere in Texas including home pickup, farmers markets, events, and online (with personal delivery). Non-TCS foo...	All channels permitted including direct to consumer, indirect sales, farmers markets, online, delivery, and through a registered cottage fo...
HOME OCCUPATION PERMIT	—	No	Varies
LOCAL BUSINESS LICENSE	—	No	Varies
RESTRICTIONS	—	Texas cottage food law (SB 541, effective Sept 1 2025) allows sale of nearly all non-TCS foods plus TCS foods directly to consumers. Annual...	Texas cottage food law (SB 541, 2025) is highly permissive. No registration required for most operators (registration optional for address ...
FOOD STORAGE	—	Non-TCS foods unrestricted; TCS foods must be held at proper temperatures ($\leq 41^{\circ}\text{F}$ or $\geq 135^{\circ}\text{F}$).	Non-TCS foods or TCS foods held at proper temperatures required. No refrigeration mandate for shelf-stable products.
POPULATION	30,406	35,807	24,564

More pages for this place

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

Texas permits PDF: crosodo.com/reports/pdf/permits/texas.pdf

Texas cottage food law: crosodo.com/states/texas

Austin County cottage food law: crosodo.com/states/texas/austin-county