

COTTAGE FOOD LAW REPORT

Brevard County

Florida · Titusville · FIPS 12009 · Population 610,723 ·
Crosodo Index #272*

STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
Fla. Stat. §500.80	Great	250000	HIGH	2026-05-05

IMPORTANT — NOT LEGAL ADVICE

This report compiles publicly-available statutes, regulations, and county zoning rules into a research reference. It is **not legal advice** and is provided **without warranty** as to accuracy, completeness, or current applicability.

Cottage food law changes frequently. Counties may amend zoning, health departments may issue new permits, and state legislatures may update statutes after the publication date shown above.

Always verify rules directly with your state department of health/agriculture and your county health and planning offices before relying on them for any business or regulatory decision. Consult a licensed attorney for advice specific to your situation.

FLORIDA: BREVARD COUNTY

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Brevard County

Population 610,723 · State baseline: Fla. Stat. §500.80 · **HIGH**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Any non-TCS (not potentially hazardous) food that does not require temperature control for safety. No license, permit, registration, or inspection required before operations. No food handler training required.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific state cottage food pet restriction

HOME OCCUPATION PERMIT?

No (Florida Fla. Stat. §500.80(6) contains a strong state preemption clause — local governments cannot impose additional regulations on cottage food operations. Brevard County cannot require a cottage food-specific permit. General home-based business rules under Fla. Stat. §559.955 still apply, but local health/food-specific restrictions are preempted.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

Upon-complaint (Inspections may only occur upon receipt of a consumer complaint per Fla. Stat. §500.80(7))

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Any non-TCS (not potentially hazardous) food that does not require temperature control for safety. No license, permit, registration, or inspection required before operations. No food handler training required.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	No specific state cottage food pet restriction
WATER SUPPLY	No specific water testing requirement in state cottage food law
HANDWASHING	No specific requirement in state cottage food law
FOOD STORAGE	Standard home kitchen storage for shelf-stable non-TCS products

Inspection & permitting

INSPECTION REQUIRED	Upon-complaint — Inspections may only occur upon receipt of a consumer complaint per Fla. Stat. §500.80(7)
HOME OCCUPATION PERMIT	No — Florida Fla. Stat. §500.80(6) contains a strong state preemption clause — local governments cannot impose additional regulations on cottage food operations. Brevard County cannot require a cottage food-specific permit. General home-based business rules under Fla. Stat. §559.955 still apply, but local health/food-specific restrictions are preempted.
LOCAL BUSINESS LICENSE	No

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Yes
DELIVERY / PICKUP RULES	No restrictions on sales venues. Online sales and mail/delivery permitted including across state lines (since 2021). No wholesale to retail stores or restaurants. \$250,000 annual gross sales cap.
MAX EMPLOYEES IN HOME	Not restricted by state cottage food law

Relevant county code

Fla. Stat. §500.80 (state preemption applies statewide including Brevard County)

RESEARCH NOTES

Florida is a Great-tier state with strong local preemption. No local registration, permit, or inspection allowed for cottage food. Brevard County (including Titusville, Melbourne, Palm Bay, Cocoa areas) cannot impose any additional cottage food regulations beyond state law. \$250,000 annual cap. Required label: name, address, product name, ingredients, net weight, allergens, and statement 'Made in a cottage food operation that is not subject to Florida's food safety regulations.' Confidence high based on confirmed state preemption under Fla. Stat. §500.80(6) and IJ research confirming local ordinances are preempted.

SOURCES VERIFIED AT RESEARCH TIME

<https://brevard.floridahealth.gov>

<https://www.brevardfl.gov>

<https://ij.org/issues/economic-liberty/homemade-food-seller/florida/>

<https://www.fdacs.gov/Business-Services/Food/Food-Establishments/Cottage-Foods>

Questions? Join the Crosodo Forum to discuss your county's specific zoning rules at <https://crosodo.com/nb/florida/brevard-county-discuss>

State context — Florida cottage food law

Brevard County's rules sit on top of Florida's state cottage food framework. The state law sets the floor — counties can add but cannot remove protections.

STATUTE Fla. Stat. §500.80	ANNUAL SALES CAP 250000
REGISTRATION REQUIRED No	FOOD HANDLER CERT No
KITCHEN INSPECTION Upon-complaint	DIRECT SALES ONLY No
INDIRECT SALES Limited (see notes) — Florida prohibits wholesale sales but allows online, mail-order, and in-person sales including delivery to consumers; state law preempts local restrictions on cottage food operations.	

For the full state-level analysis including the verbatim statute text, see the [Florida cottage food law report](#).

STATE-LEVEL REFERENCES

State statute: http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0500-0599/0500/Sections/0500.80.html

State dept cottage food page: <https://www.fdacs.gov/Business-Services/Food/Cottage-Foods>

Forrager.com: <https://forrager.com/law/florida/>

Questions?

Join the Crosodo Forum to discuss Brevard County's specific zoning rules, permits, and what other home bakers are seeing locally.

<https://crosodo.com/nb/florida/brevard-county-discuss>
