

## COTTAGE FOOD LAW REPORT

# Flagler County

Florida · Bunnell · FIPS 12035 · Population 117,515 · Crosodo Index #1195\*

## STATE BASELINE

Fla. Stat. §500.80; \$250,000 annual sales cap; no registration; inspection upon complaint only; direct and limited indirect sales; strong state preemption of local restrictions

STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
Great	250000	MEDIUM	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: FLAGLER COUNTY

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# Flagler County

Population 117,515 · State baseline: Fla. Stat. §500.80; \$250,000 annual sales cap; no registration; inspection upon complaint only; direct and limited indirect sales; strong state preemption of local restrictions · **MEDIUM**

### QUICK VIEW FOR BAKERS IN THIS COUNTY

**HOME KITCHEN ALLOWED?**

Yes (Florida allows any non-TCS food from a home kitchen with no registration or permit. Inspections only upon complaint. State preemption clause (§500.80(6)) prohibits local governments from restricting cottage food operations. Flagler County follows state baseline.)

**SEPARATE KITCHEN REQUIRED?**

No

**PETS ALLOWED?**

No specific state restriction; standard food safety practices recommended.

**HOME OCCUPATION PERMIT?**

Conditional (Florida state preemption clause (§500.80(6)) prohibits local governments from restricting cottage food operations. However, Florida §559.955 (Home-Based Business Act) still allows counties to require home-based business compliance with general home occupation rules. Flagler County may require home occupation or home-based business registration separate from food safety regulation. Contact Flagler County Planning or flaglercounty.gov for local zoning specifics.)

**ON-SITE / PORCH PICKUP?**

Yes

**INSPECTION REQUIRED?**

Upon-complaint (Florida §500.80(7): inspections may only occur upon receipt of a consumer complaint.)

### Home kitchen rules

<b>HOME KITCHEN ALLOWED</b>	Yes — Florida allows any non-TCS food from a home kitchen with no registration or permit. Inspections only upon complaint. State preemption clause (§500.80(6)) prohibits local governments from restricting cottage food operations. Flagler County follows state baseline.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	No specific state restriction; standard food safety practices recommended.
<b>WATER SUPPLY</b>	Potable water required per state food safety standards.
<b>HANDWASHING</b>	Standard food safety practices; no mandatory training or certification for Florida cottage food.
<b>FOOD STORAGE</b>	Non-TCS shelf-stable products only. TCS foods (requiring temperature control) prohibited.

### Inspection & permitting

<b>INSPECTION REQUIRED</b>	Upon-complaint — Florida §500.80(7): inspections may only occur upon receipt of a consumer complaint.
<b>HOME OCCUPATION PERMIT</b>	Conditional — Florida state preemption clause (§500.80(6)) prohibits local governments from restricting cottage food operations. However, Florida §559.955 (Home-Based Business Act) still allows counties to require home-based business compliance with general home occupation rules. Flagler County may require home occupation or home-based business registration separate from food safety regulation. Contact Flagler County Planning or flaglercounty.gov for local zoning specifics.
<b>LOCAL BUSINESS LICENSE</b>	Varies

### Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Florida allows online sales, mail-order delivery, direct sales, and no wholesale to distributors/retailers. \$250,000 annual cap. State preemption prevents local restriction of these channels.
MAX EMPLOYEES IN HOME	No specific state limit; local home occupation rules may apply.

### Relevant county code

Fla. Stat. §500.80; Fla. Stat. §559.955

#### RESEARCH NOTES

State baseline applied (FL tier Great). Florida’s strong state preemption is a key feature. Flagler County (Palm Coast area) is a fast-growing coastal county. [flaglercounty.gov](http://flaglercounty.gov) is the official county URL but no cottage food-specific county pages were found. Confidence medium.

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#### SOURCES VERIFIED AT RESEARCH TIME

<https://www.flaglercounty.gov>

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

[http://www.leg.state.fl.us/statutes/index.cfm?App\\_mode=Display\\_Statute&URL=0500-0599/0500/Sections/0500.80.html](http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0500-0599/0500/Sections/0500.80.html)

<https://www.flaglercounty.gov>

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

## State context — Florida cottage food law

Flagler 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.

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<b>STATUTE</b> Fla. Stat. §500.80	<b>ANNUAL SALES CAP</b> 250000
<b>REGISTRATION REQUIRED</b> No	<b>FOOD HANDLER CERT</b> No
<b>KITCHEN INSPECTION</b> Upon-complaint	<b>DIRECT SALES ONLY</b> No
<b>INDIRECT SALES</b> 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.	

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

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### 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](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/>

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## Questions?

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

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

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