

## COTTAGE FOOD LAW REPORT

# Miami-Dade County

Florida · Miami · FIPS 12086 · Population 2,688,237 · Crosodo  
Index #2171\*

STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
Fl. 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: MIAMI-DADE COUNTY

CROSODO INDEX #2171\* · FIPS 12086 · Miami

# Miami-Dade County

Population 2,688,237 · State baseline: Fla. Stat. §500.80 · **HIGH**

## QUICK VIEW FOR BAKERS IN THIS COUNTY

**HOME KITCHEN ALLOWED?**

Yes (Florida state law preempts local regulation of cottage food operations (§500.80(6)). Miami-Dade County requires a Certificate of Use (COU) for home occupation in unincorporated areas, and cottage food operations are explicitly noted in the COU application as limited to the kitchen area only (per §500.80). The COU must be renewed and inspected annually by September 30.)

**SEPARATE KITCHEN REQUIRED?**

No

**PETS ALLOWED?**

State baseline applies

**HOME OCCUPATION PERMIT?**

Yes (Miami-Dade County requires a Certificate of Use for Home Occupation (Miami-Dade County Code §33-25.1) for any home-based business in unincorporated areas, including cottage food. The COU application must include a floor plan and site plan. Fee applies. Annual renewal and inspection required by September 30. Application via Miami-Dade Building Department portal or in person at 11805 SW 26 St, Suite 106; phone 786-315-2660.)

**ON-SITE / PORCH PICKUP?**

Conditional

**INSPECTION REQUIRED?**

Upon-complaint (State: inspection only upon complaint. County COU: annual renewal inspection by September 30. The department may enter premises only upon receipt of a complaint.)

## Home kitchen rules

<b>HOME KITCHEN ALLOWED</b>	Yes — Florida state law preempts local regulation of cottage food operations (§500.80(6)). Miami-Dade County requires a Certificate of Use (COU) for home occupation in unincorporated areas, and cottage food operations are explicitly noted in the COU application as limited to the kitchen area only (per §500.80). The COU must be renewed and inspected annually by September 30.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	State baseline applies
<b>WATER SUPPLY</b>	State baseline applies
<b>HANDWASHING</b>	State baseline applies
<b>FOOD STORAGE</b>	Products may only be stored on the cottage operation’s premises (state baseline).

## Inspection & permitting

<b>INSPECTION REQUIRED</b>	Upon-complaint — State: inspection only upon complaint. County COU: annual renewal inspection by September 30. The department may enter premises only upon receipt of a complaint.
<b>HOME OCCUPATION PERMIT</b>	Yes — Miami-Dade County requires a Certificate of Use for Home Occupation (Miami-Dade County Code §33-25.1) for any home-based business in unincorporated areas, including cottage food. The COU application must include a floor plan and site plan. Fee applies. Annual renewal and inspection required by September 30. Application via Miami-Dade Building Department portal or in person at 11805 SW 26 St, Suite 106; phone 786-315-2660.
<b>LOCAL BUSINESS LICENSE</b>	Yes

### Customer-facing rules

ON-SITE CUSTOMER PICKUP	Conditional
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	County COU limits customer/delivery parking to on-site or right-of-way directly in front of home. Business activities must not generate more parking demand than a comparable residence. State law allows internet/mail order sales and event sales.
MAX EMPLOYEES IN HOME	2 non-resident employees maximum under Miami-Dade home occupation rules

### Relevant county code

Miami-Dade County Code §33-25.1 (Home Occupation); Miami-Dade Zoning Dept COU Application form (notes cottage food limited to kitchen area)

#### RESEARCH NOTES

Miami-Dade County requires a Certificate of Use (Home Occupation) for cottage food operations in unincorporated areas, unlike most Florida counties which have no county-level home occupation permit requirement. The COU application form explicitly states cottage food is limited to the kitchen area. Annual COU inspection by September 30 required. State preemption means the county cannot prohibit or regulate the food safety aspects of the operation, but can regulate it as a home business. Max home occupation area: 25% of living area, not exceeding 500 sq ft.

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#### SOURCES VERIFIED AT RESEARCH TIME

<https://miamidade.floridahealth.gov>

<https://www.miamidade.gov>

<https://www.miamidade.gov/zoning/library/forms/certificate-of-use-home-occupation.pdf>

<https://www.miamidade.gov/zoning/district-home-office.asp>

[https://www.leg.state.fl.us/statutes/index.cfm?](https://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0500-0599%2F0500%2FSections%2F0500.80.html)

[App\\_mode=Display\\_Statute&URL=0500-0599%2F0500%2FSections%2F0500.80.html](https://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0500-0599%2F0500%2FSections%2F0500.80.html)

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

## State context — Florida cottage food law

Miami-Dade 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 Miami-Dade County's specific zoning rules, permits, and what other home bakers are seeing locally.

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

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