

COTTAGE FOOD LAW REPORT

Montgomery County

Kansas · Independence · FIPS 20125 · Population 30,560 ·
Crosodo Index #1879*

STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
K.S.A. §65-657	Great	—	MEDIUM	2026-05-06

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.

KANSAS: MONTGOMERY COUNTY

CROSODO INDEX #1879* · FIPS 20125 · Independence

Montgomery County

Population 30,560 · State baseline: K.S.A. §65-657 · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (No sales cap. No food handler cert required. Direct-to-consumer sales only; allowed at farm, farmers market, roadside stand, home, and events. No state registration required for most cottage foods.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state law

HOME OCCUPATION PERMIT?

Varies (Montgomery County Planning & Zoning administers unincorporated county zoning. Home occupation permit likely required in residential zoning districts. Contact Montgomery County for specific requirements. City of Independence has separate jurisdiction within city limits.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

Upon-complaint (Consumer complaint or illness investigation)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — No sales cap. No food handler cert required. Direct-to-consumer sales only; allowed at farm, farmers market, roadside stand, home, and events. No state registration required for most cottage foods.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Not specified in state law
WATER SUPPLY	Standard residential water supply
HANDWASHING	Good sanitation practices required
FOOD STORAGE	Appropriate storage to maintain product safety

Inspection & permitting

INSPECTION REQUIRED	Upon-complaint — Consumer complaint or illness investigation
HOME OCCUPATION PERMIT	Varies — Montgomery County Planning & Zoning administers unincorporated county zoning. Home occupation permit likely required in residential zoning districts. Contact Montgomery County for specific requirements. City of Independence has separate jurisdiction within city limits.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct delivery to consumer permitted in-state
MAX EMPLOYEES IN HOME	Not specified at county level

Relevant county code

Montgomery County zoning regulations

RESEARCH NOTES

Kansas Great-tier state. Montgomery County is a mid-size southeastern Kansas county (pop. ~30,560). No county-specific cottage food or home occupation ordinance found. State cottage food law (K.S.A. §65-657) is primary framework.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.mgcountyks.org>

<https://agriculture.ks.gov/divisions-programs/dairy-food-safety/cottage-food>

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

Bordering counties — cottage food law

Regulation	Montgomery County	Chautauqua County	Elk County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Not specified in state law	No specific pet restriction in state cottage food law; good sanitary practices required.	No specific pet restriction in state cottage food law; good sanitary practices required.
INSPECTION REQUIRED	Upon-complaint	Upon-complaint	Upon-complaint
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Direct delivery to consumer permitted in-state	Direct-to-consumer only. Sales allowed at home, farmers markets, events, roadside stands, online with delivery within Kansas. No wholesale ...	Direct-to-consumer only. Sales allowed at home, farmers markets, events, roadside stands, online with delivery within Kansas. No wholesale ...
HOME OCCUPATION PERMIT	Varies	Varies	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	No sales cap. No food handler cert required. Direct-to-consumer sales only; allowed at farm, farmers market, roadside stand, home, and even...	Kansas exempts non-TCS (shelf-stable) homemade foods sold direct-to-consumer from food establishment licensing requirements (K.S.A. §65-689...	Kansas exempts non-TCS (shelf-stable) homemade foods sold direct-to-consumer from food establishment licensing requirements (K.S.A. §65-689...
FOOD STORAGE	Appropriate storage to maintain product safety	Non-TCS (shelf-stable) foods only; no refrigeration-required products.	Non-TCS (shelf-stable) foods only; no refrigeration-required products.
POPULATION	30,560	3,389	2,453

State context — Kansas cottage food law

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

<p>STATUTE K.S.A. §65-657</p> <p>REGISTRATION REQUIRED No</p> <p>KITCHEN INSPECTION Upon-complaint</p> <p>INDIRECT SALES No — Indirect sales to restaurants, retail stores, or wholesale are not allowed under the exemption; producers needing wholesale or retail channels must obtain a KDA food processing license.</p>	<p>ANNUAL SALES CAP —</p> <p>FOOD HANDLER CERT No</p> <p>DIRECT SALES ONLY Yes</p>
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For the full state-level analysis including the verbatim statute text, see the [Kansas cottage food law report](#).

STATE-LEVEL REFERENCES

State statute: https://www.ksrevisor.org/statutes/chapters/ch65/065_006_0057.html

State dept cottage food page: <https://agriculture.ks.gov/divisions-programs/dairy-food-safety/cottage-food>

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

Questions?

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

<https://crosodo.com/nb/kansas/montgomery-county-discuss>
