

## COTTAGE FOOD LAW REPORT

# Pottawatomie County

Kansas · Westmoreland · FIPS 20149 · Population 24,383 ·  
Crosodo Index #1991\*

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: POTTAWATOMIE COUNTY

CROSODO INDEX #1991\* · FIPS 20149 · Westmoreland

# Pottawatomie County

Population 24,383 · 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?**

Yes (Pottawatomie County has a Planning & Zoning Office (pottcounty.org) handling home occupation permits. County zoning regulations allow home occupations within principal dwelling in residential districts: one sign no greater than 16 sq ft; business run by no more than one employee and one assistant. Permit application available through county Planning & Zoning Office. Contact the Planning & Zoning Office to determine zoning district and permit requirements for your property.)

**ON-SITE / PORCH PICKUP?**

Yes

**INSPECTION REQUIRED?**

Upon-complaint (Consumer complaint or illness investigation)

## Home kitchen rules

<b>HOME KITCHEN ALLOWED</b>	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.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	Not specified in state law
<b>WATER SUPPLY</b>	Standard residential water supply
<b>HANDWASHING</b>	Good sanitation practices required
<b>FOOD STORAGE</b>	Appropriate storage to maintain product safety

## Inspection & permitting

<b>INSPECTION REQUIRED</b>	Upon-complaint — Consumer complaint or illness investigation
<b>HOME OCCUPATION PERMIT</b>	Yes — Pottawatomie County has a Planning & Zoning Office (pottcounty.org) handling home occupation permits. County zoning regulations allow home occupations within principal dwelling in residential districts: one sign no greater than 16 sq ft; business run by no more than one employee and one assistant. Permit application available through county Planning & Zoning Office. Contact the Planning & Zoning Office to determine zoning district and permit requirements for your property.
<b>LOCAL BUSINESS LICENSE</b>	Varies

### Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Yes
DELIVERY / PICKUP RULES	Direct delivery to consumer permitted in-state
MAX EMPLOYEES IN HOME	1 employee and 1 assistant beyond household occupants

### Relevant county code

Pottawatomie County Zoning Regulations Chapter 19-3 (Home Occupations)

#### RESEARCH NOTES

Kansas Great-tier state. Pottawatomie County is a growing county northwest of Manhattan/Riley County (pop. ~24,383). County has active Planning & Zoning Office with documented home occupation regulations in county zoning code Chapter 19-3. Home occupations permitted within principal dwelling with sign and employee limits (1 employee + 1 assistant). Permit application required through county. State cottage food law (K.S.A. §65-657) is primary food safety framework; county zoning adds home occupation layer.

#### SOURCES VERIFIED AT RESEARCH TIME

<https://www.pottcounty.org/161/Planning-Zoning-Office>

<https://www.pottcounty.org>

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

<https://www.pottcounty.org/161/Planning-Zoning-Office>

<https://www.codepublishing.com/KS/Potawatomi/html/Potawatomi19/Potawatomi1903.html>

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

## Bordering counties — cottage food law

Regulation	Pottawatomie County	Jackson County	Marshall County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Not specified in state law	Not specified in state law	Not specified in state law
INSPECTION REQUIRED	Upon-complaint	Upon-complaint	Upon-complaint
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Yes	Yes	Conditional
DELIVERY / PICKUP	Direct delivery to consumer permitted in-state	Direct delivery to consumer permitted in-state; on-site pickup allowed; deliveries must use off-street parking	Direct delivery to consumer permitted in-state
HOME OCCUPATION PERMIT	Yes	Yes	Varies
LOCAL BUSINESS LICENSE	Varies	Yes	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...	No sales cap. No food handler cert required. Direct-to-consumer sales only; allowed at farm, farmers market, roadside stand, home, and even...	No sales cap. No food handler cert required. Direct-to-consumer sales only; allowed at farm, farmers market, roadside stand, home, and even...
FOOD STORAGE	Appropriate storage to maintain product safety	Appropriate storage to maintain product safety	Appropriate storage to maintain product safety
POPULATION	24,383	13,462	9,707

## State context — Kansas cottage food law

Pottawatomie 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.

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<b>STATUTE</b> K.S.A. §65-657	<b>ANNUAL SALES CAP</b> —
<b>REGISTRATION REQUIRED</b> No	<b>FOOD HANDLER CERT</b> No
<b>KITCHEN INSPECTION</b> Upon-complaint	<b>DIRECT SALES ONLY</b> Yes
<b>INDIRECT SALES</b> 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.	

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

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### STATE-LEVEL REFERENCES

State statute: [https://www.ksrevisor.org/statutes/chapters/ch65/065\\_006\\_0057.html](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/>

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## Questions?

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

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

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