

COTTAGE FOOD LAW REPORT

Grant County

New Mexico · Silver City · FIPS 35017 · Population 27,541 ·
Crosodo Index #2921*

STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
—	Great	—	MEDIUM	

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.

NEW MEXICO: GRANT COUNTY

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Grant County

Population 27,541 · State baseline: — · MEDIUM

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

—

SEPARATE KITCHEN REQUIRED?

—

PETS ALLOWED?

—

HOME OCCUPATION PERMIT?

—

ON-SITE / PORCH PICKUP?

—

INSPECTION REQUIRED?

—

Home kitchen rules

HOME KITCHEN ALLOWED —

SEPARATE DEDICATED
KITCHEN —

PET RESTRICTIONS —

WATER SUPPLY —

HANDWASHING —

FOOD STORAGE —

Inspection & permitting

INSPECTION REQUIRED —

HOME OCCUPATION
PERMIT —

LOCAL BUSINESS LICENSE —

Customer-facing rules

ON-SITE CUSTOMER
PICKUP —

ON-SITE SIGNAGE —

DELIVERY / PICKUP RULES —

MAX EMPLOYEES IN HOME —

RESEARCH NOTES

New Mexico §25-12-5 expressly preempts county and municipal regulation of homemade food production and sales. Grant County (unincorporated) cannot impose additional restrictions beyond the state Homemade Food Act. Silver City is a home-rule municipality and could operate a voluntary permit system under §25-12-3(F) but cannot restrict allowed foods or sales channels. State baseline applied at high confidence.

SOURCES VERIFIED AT RESEARCH TIME

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

Bordering counties — cottage food law

Regulation	Grant County	Catron County	Hidalgo County
HOME KITCHEN ALLOWED	—	—	—
SEPARATE DEDICATED KITCHEN	—	—	—
PETS ALLOWED	—	—	—
INSPECTION REQUIRED	—	—	—
ON-SITE CUSTOMER PICKUP	—	—	—
ON-SITE SIGNAGE	—	—	—
DELIVERY / PICKUP	—	—	—
HOME OCCUPATION PERMIT	—	—	—
LOCAL BUSINESS LICENSE	—	—	—
RESTRICTIONS	—	—	—
FOOD STORAGE	—	—	—
POPULATION	28,006	3,635	4,160

State context — New Mexico cottage food law

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

STATUTE NMSA §25-12-3 (Homemade Food Act)	ANNUAL SALES CAP —
REGISTRATION REQUIRED No	FOOD HANDLER CERT Yes
KITCHEN INSPECTION No	DIRECT SALES ONLY Yes
INDIRECT SALES No — Sales must be direct to consumers within New Mexico. Products may not be sold to restaurants, wholesalers, distributors, or outside New Mexico. Internet, mail, and phone sales directly to consumers are permitted. The NMED Food Safety Program does not have jurisdiction in Bernalillo County and Albuquerque (which have their own programs); those areas may operate mandatory or voluntary permit systems.	

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

STATE-LEVEL REFERENCES

State statute: <https://laws.nmonesource.com/w/nmos/Chapter-25-NMSA-1978>

State dept cottage food page: <https://www.env.nm.gov/foodprogram/homemade-food-act/>

Forrager.com: <https://forrager.com/law/new-mexico/>

Questions?

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

<https://crosodo.com/nb/new-mexico/grant-county-discuss>
