

## COTTAGE FOOD LAW REPORT

# Genesee County

New York · Batavia · FIPS 36037 · Population 58,204 ·  
Crosodo Index #1990\*

## STATE BASELINE

N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4

## STATE TIER

Good

## ANNUAL SALES CAP (STATE)

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## CONFIDENCE

MEDIUM

## LAST VERIFIED

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.

## NEW YORK: GENESEE COUNTY

CROSODO INDEX #1990\* · FIPS 36037 · Batavia

## Genesee County

Population 58,204 · State baseline: N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4 · **MEDIUM**

## QUICK VIEW FOR BAKERS IN THIS COUNTY

## HOME KITCHEN ALLOWED?

Yes (NY Home Processor Exemption requires free registration with NY Ag & Markets. All products must be baked (pathogen kill step required). Shelf-stable, non-TCS only. Sales within NY State only. No sales cap.)

## SEPARATE KITCHEN REQUIRED?

No

## PETS ALLOWED?

No specific pet restriction in NY Home Processor rules.

## HOME OCCUPATION PERMIT?

Varies (Genesee County and individual towns/villages have zoning authority. Operators should verify with their local town or village zoning office.)

## ON-SITE / PORCH PICKUP?

Conditional

## INSPECTION REQUIRED?

No (No routine inspection; complaint-based investigation possible.)

## Home kitchen rules

HOME KITCHEN ALLOWED	Yes — NY Home Processor Exemption requires free registration with NY Ag & Markets. All products must be baked (pathogen kill step required). Shelf-stable, non-TCS only. Sales within NY State only. No sales cap.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	No specific pet restriction in NY Home Processor rules.
WATER SUPPLY	No specific state cottage food water testing requirement.
HANDWASHING	No specific state cottage food handwashing mandate beyond general GMP.
FOOD STORAGE	Products must be shelf-stable, non-refrigerated, pre-packaged in the home.

## Inspection &amp; permitting

INSPECTION REQUIRED	No — No routine inspection; complaint-based investigation possible.
HOME OCCUPATION PERMIT	Varies — Genesee County and individual towns/villages have zoning authority. Operators should verify with their local town or village zoning office.
LOCAL BUSINESS LICENSE	Varies

## Customer-facing rules

ON-SITE CUSTOMER PICKUP	Conditional
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Sales at farms, farm stands, farmers markets, green markets, craft fairs, flea markets, home delivery, and online within NY State. Wholesale permitted.
MAX EMPLOYEES IN HOME	Not specified in state rules.

## Relevant county code

Genesee County and local town/village zoning; no specific cottage food county code identified.

**RESEARCH NOTES**

No county-specific cottage food ordinance found for Genesee County. State baseline (NY Home Processor Exemption) applies. All products must be baked. Registration is free and location-specific. Genesee County is in western NY (Batavia area).

**SOURCES VERIFIED AT RESEARCH TIME**

<https://agriculture.ny.gov/food-safety/home-processing>

<https://agriculture.ny.gov/system/files/documents/2019/12/HomeProcessor.pdf>

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

## Bordering counties — cottage food law

Regulation	Genesee County	Livingston County	Niagara County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No specific pet restriction in NY Home Processor rules.	No specific state prohibition	No explicit pet restriction stated in NY Home Processor Exemption. Standard GMP food safety practices apply.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Conditional	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Sales at farms, farm stands, farmers markets, green markets, craft fairs, flea markets, home delivery, and online within NY State. Wholesal...	Sales at farms, farm stands, farmers markets, craft fairs, flea markets, home delivery, and online within New York State only. No interstat...	NY Home Processor Exemption allows direct sales from home, online (within New York only), farmers markets, farm stands, craft fairs, and de...
HOME OCCUPATION PERMIT	Varies	Varies	Conditional
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	NY Home Processor Exemption requires free registration with NY Ag & Markets. All products must be baked (pathogen kill step required). Shel...	Free NY Ag & Markets registration (location-specific). All products must be baked (heat-processed kill step required). Pre-packaged and lab...	New York Home Processor Exemption allows non-PHF, shelf-stable baked goods and certain jams, jellies, preserves, and snack mixes. All produ...
FOOD STORAGE	Products must be shelf-stable, non-refrigerated, pre-packaged in the home.	Pre-packaged shelf-stable baked goods only; all must be baked with heat kill step	Pre-packaged in the home; all products must be shelf-stable and labeled. Non-potentially hazardous products only.
POPULATION	58,204	61,980	212,230

## State context — New York cottage food law

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

<b>STATUTE</b> N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4	<b>ANNUAL SALES CAP</b> —
<b>REGISTRATION REQUIRED</b> Yes	<b>FOOD HANDLER CERT</b> No
<b>KITCHEN INSPECTION</b> No	<b>DIRECT SALES ONLY</b> No
<b>INDIRECT SALES</b> Yes — Wholesale to restaurants, cafes, and grocery stores within New York State is explicitly permitted. Products may also be sold online (NY residents only) and via delivery. Shipping out of state is not permitted. Registration is free, location-specific, and has no expiration date.	

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

### STATE-LEVEL REFERENCES

State statute: <https://www.nysenate.gov/legislation/laws/AGM/251-Z-4>

State dept cottage food page: <https://agriculture.ny.gov/food-safety/home-processing>

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

## Questions?

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

<https://crosodo.com/nb/new-york/genesee-county-discuss>

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