

COTTAGE FOOD LAW REPORT

Madison County

New York · Wampsville · FIPS 36053 · Population 68,020 ·
Crosodo Index #1593*

STATE BASELINE

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

STATE TIER

Good

ANNUAL SALES CAP (STATE)

—

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: MADISON COUNTY

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Madison County

Population 68,020 · 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 (No sales cap. No food handler cert required. No kitchen inspection required. Registration required with NY Dept of Agriculture and Markets. Indirect sales allowed (farm stands, farmers markets, craft fairs, online, home delivery). Only in-state sales. Non-PHF shelf-stable baked goods and approved products only; all products must be pre-packaged and labeled.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state law

HOME OCCUPATION PERMIT?

Varies (No county govt URL provided. Madison County unincorporated areas follow county zoning. Town of Wampsville has its own zoning. No county-specific cottage food overlay identified.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection; complaint-based possible)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — No sales cap. No food handler cert required. No kitchen inspection required. Registration required with NY Dept of Agriculture and Markets. Indirect sales allowed (farm stands, farmers markets, craft fairs, online, home delivery). Only in-state sales. Non-PHF shelf-stable baked goods and approved products only; all products must be pre-packaged and labeled.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Not specified in state law
WATER SUPPLY	Standard residential water supply
HANDWASHING	Good sanitation practices implied
FOOD STORAGE	Pre-packaged products; appropriate shelf-stable storage

Inspection & permitting

INSPECTION REQUIRED	No — No routine inspection; complaint-based possible
HOME OCCUPATION PERMIT	Varies — No county govt URL provided. Madison County unincorporated areas follow county zoning. Town of Wampsville has its own zoning. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Home delivery and online sales within New York State allowed; sales at farm stands, markets, fairs, flea markets permitted
MAX EMPLOYEES IN HOME	Not specified

Relevant county code

Not identified

RESEARCH NOTES

New York Good-tier state. All products must be baked goods or approved categories. Registration with NYDAM required. No county-specific sources available. Pattern county.

SOURCES VERIFIED AT RESEARCH TIME

<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/madison-county-discuss>

Bordering counties — cottage food law

Regulation	Madison County	Otsego County	Oswego 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 NY Home Processor rules.	No specific state restriction; standard food safety practices apply.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Conditional	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Home delivery and online sales within New York State allowed; sales at farm stands, markets, fairs, flea markets permitted	Sales at farms, farm stands, farmers markets, green markets, craft fairs, flea markets, home delivery, and online within NY State. Wholesal...	NY allows sales at farms, farm stands, farmers markets, green markets, craft fairs, flea markets, home delivery, and online (within New Yor...
HOME OCCUPATION PERMIT	Varies	Varies	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	No sales cap. No food handler cert required. No kitchen inspection required. Registration required with NY Dept of Agriculture and Markets...	NY Home Processor Exemption requires free registration with NY Ag & Markets. All products must be baked (pathogen kill step required). Shel...	New York Home Processor program allows pre-packaged non-TCS baked goods (must be baked - kill step required). All products must be shelf-st...
FOOD STORAGE	Pre-packaged products; appropriate shelf-stable storage	Products must be shelf-stable, non-refrigerated, pre-packaged in the home.	Shelf-stable baked goods only. No refrigerated products. No no-bake items, fudge, nut butters, roasted coffee.
POPULATION	68,020	59,678	118,037

State context — New York cottage food law

Madison 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.

STATUTE	ANNUAL SALES CAP
N.Y. Agric. & Mkts. Law §251-z-4; 1 CRR-NY 276.4	—
REGISTRATION REQUIRED	FOOD HANDLER CERT
Yes	No
KITCHEN INSPECTION	DIRECT SALES ONLY
No	No
INDIRECT SALES	
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 Madison County's specific zoning rules, permits, and what other home bakers are seeing locally.

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