

COTTAGE FOOD LAW REPORT

Wayne County

New York · Lyons · FIPS 36117 · Population 91,324 · Crosodo Index #1601*

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: WAYNE COUNTY

CROSODO INDEX #1601* · FIPS 36117 · Lyons

Wayne County

Population 91,324 · 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 (New York Home Processor Exemption: all products must be baked (pathogen kill step). Allowed: non-PHF shelf-stable baked goods, certain jams/jellies/preserves, snack mixes. No sales cap. Free registration, location-specific. Sales within New York State only. Prohibited: no-bake items, pickles, sauces, nut butters, fudge, cream-filled pastries.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific restriction.

HOME OCCUPATION PERMIT?

Varies (Wayne County municipalities may have home occupation zoning requirements. Wayne County is primarily agricultural (Lake Ontario shoreline); no county-specific cottage food permit identified.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection; administered by NY Ag & Markets.)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — New York Home Processor Exemption: all products must be baked (pathogen kill step). Allowed: non-PHF shelf-stable baked goods, certain jams/jellies/preserves, snack mixes. No sales cap. Free registration, location-specific. Sales within New York State only. Prohibited: no-bake items, pickles, sauces, nut butters, fudge, cream-filled pastries.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	No specific restriction.
WATER SUPPLY	No specific requirement.
HANDWASHING	No specific statutory requirement.
FOOD STORAGE	Pre-packaged at home; non-PHF shelf-stable only.

Inspection & permitting

INSPECTION REQUIRED	No — No routine inspection; administered by NY Ag & Markets.
HOME OCCUPATION PERMIT	Varies — Wayne County municipalities may have home occupation zoning requirements. Wayne County is primarily agricultural (Lake Ontario shoreline); no county-specific cottage food permit identified.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Sales at farms, farm stands, farmers markets, craft fairs, home delivery, online within New York State. Wholesale permitted.
MAX EMPLOYEES IN HOME	No limit specified.

Relevant county code

No Wayne County-specific cottage food code identified.

RESEARCH NOTES

No Wayne County-specific cottage food rules found. Wayne County is in the Finger Lakes/Lake Ontario region of New York, primarily agricultural. NY Home Processor Exemption baked-goods-only restriction is unique nationally; administered by state Ag & Markets.

SOURCES VERIFIED AT RESEARCH TIME

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

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

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

State context — New York cottage food law

Wayne 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 Wayne County's specific zoning rules, permits, and what other home bakers are seeing locally.

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