

## COTTAGE FOOD LAW REPORT

# McLean County

North Dakota · Washburn · FIPS 38055 · Population 9,845 ·  
Crosodo Index #2860\*

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STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
—	<b>Freedom</b>	—	<b>MEDIUM</b>	

**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.

**NORTH DAKOTA: MCLEAN COUNTY**

CROSODO INDEX #2860\* · FIPS 38055 · Washburn

# McLean County

Population 9,845 · State baseline: — · **MEDIUM**

**QUICK VIEW FOR BAKERS IN THIS COUNTY**

HOME KITCHEN ALLOWED?

—

SEPARATE KITCHEN REQUIRED?

—

PETS ALLOWED?

—

HOME OCCUPATION PERMIT?

No

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 No

LOCAL BUSINESS LICENSE —

**Customer-facing rules**

ON-SITE CUSTOMER PICKUP —

ON-SITE SIGNAGE —

DELIVERY / PICKUP RULES —

MAX EMPLOYEES IN HOME —

**RESEARCH NOTES**

McLean County is a rural North Dakota county. No county-specific cottage food or home occupation zoning ordinance was identified for the unincorporated county area. North Dakota’s cottage food law (N.D. Cent. Code ch. 23-09.5) is highly permissive with no sales cap, no registration, no inspection, and a broad product definition. County-level zoning is minimal or absent in most ND counties; state law governs.

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SOURCES VERIFIED AT RESEARCH TIME

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

## Bordering counties — cottage food law

Regulation	McLean County	Dunn County	McHenry County
HOME KITCHEN ALLOWED	—	Yes	—
SEPARATE DEDICATED KITCHEN	—	No	—
PETS ALLOWED	—	No state restriction specified.	—
INSPECTION REQUIRED	—	No	—
ON-SITE CUSTOMER PICKUP	—	Yes	—
ON-SITE SIGNAGE	—	Conditional	—
DELIVERY / PICKUP	—	Sales may occur at farm, ranch, farmers market, farm stand, home-based kitchen, or any non-prohibited venue, including delivery. Direct pro...	—
HOME OCCUPATION PERMIT	<b>No</b>	Conditional	No
LOCAL BUSINESS LICENSE	—	No	—
RESTRICTIONS	—	No sales cap, no registration, no inspection, no licensing required. Direct sales to informed end consumer only. Products must include cons...	—
FOOD STORAGE	—	No specific state requirement beyond keeping products safe for consumption.	—
POPULATION	<b>9,781</b>	4,380	5,326

## State context — North Dakota cottage food law

McLean County's rules sit on top of North Dakota'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>	<b>ANNUAL SALES CAP</b>
N.D. Cent. Code §23-09.5-01 through §23-09.5-02	—
<b>REGISTRATION REQUIRED</b>	<b>FOOD HANDLER CERT</b>
No	No
<b>KITCHEN INSPECTION</b>	<b>DIRECT SALES ONLY</b>
No	Yes
<b>INDIRECT SALES</b>	
No — Transactions must be directly between the cottage food operator and the 'informed end consumer' and solely for home consumption. Products may not be sold or used in any food establishment, food processing plant, or food store. No wholesale channel is permitted.	

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

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### STATE-LEVEL REFERENCES

State statute: <https://ndlegis.gov/cencode/t23c09-5.pdf>

State dept cottage food page: <https://www.ndhealth.gov/foodlodging/cottagefood/>

Forrager.com: <https://forrager.com/law/north-dakota/>

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## Questions?

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

<https://crosodo.com/nb/north-dakota/mclean-county-discuss>

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