

COTTAGE FOOD LAW REPORT

Benton County

Oregon · Corvallis · FIPS 41003 · Population 95,615 · Crosodo Index #1591*

STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
ORS §616.723	Good	50000	MEDIUM	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.

OREGON: BENTON COUNTY

CROSODO INDEX #1591* · FIPS 41003 · Corvallis

Benton County

Population 95,615 · State baseline: ORS §616.723 · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Oregon cottage food/residential dwelling law (ORS §616.723, amended by SB 643, 2023): \$50,000 annual sales cap (CPI-adjusted). Allowed: non-PHF packaged foods including baked goods, confections, coffee beans, teas, popcorn, jams/jellies/honey/syrups/fruit butters, nut mixes, repackaged freeze-dried/dried/dehydrated foods, powdered drink mixes. Food handler certification required. No pets in food preparation area. May not sell to institutions (caterers, schools, hospitals, nursing homes, restaurants). Sales to retailers permitted under specific conditions.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Pets may not be in the food preparation area during production.

HOME OCCUPATION PERMIT?

Varies (Benton County (Corvallis) has a university community (Oregon State University). No Benton County-specific cottage food permit identified. Operators should check with Benton County Planning or City of Corvallis for home-based business rules.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection for residential dwelling establishments under ORS §616.723.)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Oregon cottage food/residential dwelling law (ORS §616.723, amended by SB 643, 2023): \$50,000 annual sales cap (CPI-adjusted). Allowed: non-PHF packaged foods including baked goods, confections, coffee beans, teas, popcorn, jams/jellies/honey/syrups/fruit butters, nut mixes, repackaged freeze-dried/dried/dehydrated foods, powdered drink mixes. Food handler certification required. No pets in food preparation area. May not sell to institutions (caterers, schools, hospitals, nursing homes, restaurants). Sales to retailers permitted under specific conditions.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Pets may not be in the food preparation area during production.
WATER SUPPLY	No specific water supply requirement stated.
HANDWASHING	Food handler certification required under ORS 624.570; covers handwashing practices.
FOOD STORAGE	Non-PHF shelf-stable packaged foods only; must be pre-packaged in home.

Inspection & permitting

INSPECTION REQUIRED	No — No routine inspection for residential dwelling establishments under ORS §616.723.
HOME OCCUPATION PERMIT	Varies — Benton County (Corvallis) has a university community (Oregon State University). No Benton County-specific cottage food permit identified. Operators should check with Benton County Planning or City of Corvallis for home-based business rules.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct-to-consumer sales from home, online, mail, and events all permitted (SB 643, 2023 expanded from prior event-only restriction). Sales to retailers permitted under specific conditions. Cannot sell to institutions (restaurants, schools, hospitals, nursing homes). No internet/mail order restrictions stated post-SB 643.
MAX EMPLOYEES IN HOME	No limit specified in ORS §616.723.

Relevant county code

No Benton County-specific cottage food code identified.

RESEARCH NOTES

No Benton County-specific cottage food rules found. Oregon’s SB 643 (2023) significantly expanded cottage food: raised cap to \$50,000, expanded product list to include coffee beans, teas, freeze-dried foods, powdered drink mixes, nut mixes, and allowed online/mail/event sales. Benton County is home to Oregon State University; active farmers market scene in Corvallis. Domestic Kitchen Bakery License (~\$50/year) is an alternative pathway for those wanting to sell to retailers with licensed status.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.oregon.gov/oda/programs/foodsafety/pages/dkb-licensing.aspx>

https://oregon.public.law/statutes/ors_616.706

Questions? Join the Crosodo Forum to discuss your county’s specific zoning rules at <https://crosodo.com/nb/oregon/benton-county-discuss>

State context — Oregon cottage food law

Benton County’s rules sit on top of Oregon’s state cottage food framework. The state law sets the floor — counties can add but cannot remove protections.

STATUTE ORS §616.723	ANNUAL SALES CAP 50000
REGISTRATION REQUIRED Depends	FOOD HANDLER CERT Yes
KITCHEN INSPECTION No	DIRECT SALES ONLY No

INDIRECT SALES
 Limited (see notes) — Direct sales to end users are permitted in any manner including online, mail, and at events. Sales to retailers (including coffee shops but not restaurants) are permitted if the retailer agrees to store/display the foods separately and clearly indicate they are homemade and not prepared in an inspected food establishment. Sales to institutions (restaurants, schools, hospitals, caterers, day care centers, nursing homes, correctional facilities) are prohibited. A Domestic Kitchen Bakery License (~\$50/year) is required for establishments wishing to sell to retailers under licensed status rather than using the residential-dwelling exemption. The department may provide a unique identification number for use on labels. Annual records must be maintained for 3 years.

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

STATE-LEVEL REFERENCES

State statute: https://oregon.public.law/statutes/ors_616.706

State dept cottage food page: <https://www.oregon.gov/oda/programs/foodsafety/pages/dkb-licensing.aspx>

Forrager.com: <https://forrager.com/law/oregon/>

Questions?

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

<https://crosodo.com/nb/oregon/benton-county-discuss>
