

COTTAGE FOOD LAW REPORT

Lincoln County

Oregon · Newport · FIPS 41041 · Population 50,334 · Crosodo Index #780*

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: LINCOLN COUNTY

CROSODO INDEX #780* · FIPS 41041 · Newport

Lincoln County

Population 50,334 · State baseline: ORS §616.723 · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Must be residential dwelling kitchen. Non-potentially hazardous foods only. Annual sales cap \$50,000 (CPI-adjusted per SB 643, 2023). Food handler certification (ORS §624.570) required. Products cannot be sold to institutions (caterers, schools, day cares, hospitals, nursing homes, correctional facilities, restaurants).)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Pets may not be in the food preparation area (but elsewhere in dwelling is acceptable per SB 643, 2023).

HOME OCCUPATION PERMIT?

Conditional (No specific Lincoln County cottage food ordinances found. Lincoln County and its cities (Newport, Lincoln City, Toledo) have separate zoning codes. Home occupation permits may be required for home-based food businesses. Recommend verifying with Lincoln County Planning Department and relevant municipality.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection for residential dwelling operations. No license required for direct-to-consumer sales under \$50,000.)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Must be residential dwelling kitchen. Non-potentially hazardous foods only. Annual sales cap \$50,000 (CPI-adjusted per SB 643, 2023). Food handler certification (ORS §624.570) required. Products cannot be sold to institutions (caterers, schools, day cares, hospitals, nursing homes, correctional facilities, restaurants).
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Pets may not be in the food preparation area (but elsewhere in dwelling is acceptable per SB 643, 2023).
WATER SUPPLY	Not specified in state cottage food law.
HANDWASHING	Standard sanitation practices required per food handler certification.
FOOD STORAGE	Products must be non-potentially hazardous and packaged at the residential dwelling.

Inspection & permitting

INSPECTION REQUIRED	No — No routine inspection for residential dwelling operations. No license required for direct-to-consumer sales under \$50,000.
HOME OCCUPATION PERMIT	Conditional — No specific Lincoln County cottage food ordinances found. Lincoln County and its cities (Newport, Lincoln City, Toledo) have separate zoning codes. Home occupation permits may be required for home-based food businesses. Recommend verifying with Lincoln County Planning Department and relevant municipality.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct-to-consumer sales allowed at home, online, by mail, and at events. Retail sales to stores permitted under specific conditions. No sales to institutions.
MAX EMPLOYEES IN HOME	Not specified in state cottage food law.

Relevant county code

ORS §616.723; SB 643 (2023); Lincoln County zoning codes

RESEARCH NOTES

Oregon’s SB 643 (2023) expanded the residential dwelling food law: raised cap to \$50,000, expanded product list, permitted online/mail/event sales, and relaxed pet rules. Food handler certification required. Lincoln County is a coastal Oregon county with Newport as the county seat. No county-specific rules found.

SOURCES VERIFIED AT RESEARCH TIME

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

https://oregon.public.law/statutes/ors_616.723

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

State context — Oregon cottage food law

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

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