

COTTAGE FOOD LAW REPORT

Polk County

Oregon · Dallas · FIPS 41053 · Population 87,600 · Crosodo Index #1222*

| 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: POLK COUNTY

CROSODO INDEX #1222* · FIPS 41053 · Dallas

Polk County

Population 87,600 · State baseline: ORS §616.723 · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Oregon cottage food exemption (ORS §616.723): non-PHF foods produced in primary home kitchen for direct sales up to \$51,200/year (2025 cap) without a license. Food handler’s card required. Pets excluded during production. All production/storage must be within home kitchen space only. Garages/basements require different license.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Pets must be excluded from the production area during cottage food preparation.

HOME OCCUPATION PERMIT?

Conditional (Polk County Planning Department governs home occupation permits in unincorporated Polk County. City of Dallas and other municipalities have their own requirements. No specific Polk County cottage food ordinance identified; producers should contact Polk County Planning to determine if a home occupation permit is needed.)

ON-SITE / PORCH PICKUP?

Conditional

INSPECTION REQUIRED?

No (No routine inspection for cottage food exemption. ODA may investigate upon complaint.)

Home kitchen rules

| | |
|-----------------------------------|--|
| HOME KITCHEN ALLOWED | Yes — Oregon cottage food exemption (ORS §616.723): non-PHF foods produced in primary home kitchen for direct sales up to \$51,200/year (2025 cap) without a license. Food handler’s card required. Pets excluded during production. All production/storage must be within home kitchen space only. Garages/basements require different license. |
| SEPARATE DEDICATED KITCHEN | No |
| PET RESTRICTIONS | Pets must be excluded from the production area during cottage food preparation. |
| WATER SUPPLY | Potable water required. Home on well/septic may have additional requirements under licensed pathway. |
| HANDWASHING | Clean and sanitary kitchen required; implied handwashing facilities. |
| FOOD STORAGE | Ingredients, containers, labels kept separate from household foods in closed storage. Separate refrigeration for perishable ingredients. Cleaning chemicals stored separately. |

Inspection & permitting

| | |
|-------------------------------|--|
| INSPECTION REQUIRED | No — No routine inspection for cottage food exemption. ODA may investigate upon complaint. |
| HOME OCCUPATION PERMIT | Conditional — Polk County Planning Department governs home occupation permits in unincorporated Polk County. City of Dallas and other municipalities have their own requirements. No specific Polk County cottage food ordinance identified; producers should contact Polk County Planning to determine if a home occupation permit is needed. |
| LOCAL BUSINESS LICENSE | Varies |

Customer-facing rules

| | |
|-------------------------|---|
| ON-SITE CUSTOMER PICKUP | Conditional |
| ON-SITE SIGNAGE | Conditional |
| DELIVERY / PICKUP RULES | Cottage foods may be sold from home, online, by mail, at events, and to retailers (with labeling/signage requirements for retailers). |
| MAX EMPLOYEES IN HOME | Not specified in state cottage food law. |

Relevant county code

No Polk County-specific cottage food code identified. ORS §616.723 governs.

RESEARCH NOTES

Polk County follows the statewide Oregon cottage food framework. No county-specific overrides identified. Input had no county URLs. Confidence is medium: state law confirmed from OSU Extension/ODA sources; Polk County-specific zoning not verified.

SOURCES VERIFIED AT RESEARCH TIME

<https://extension.oregonstate.edu/pub/em-9192>

<https://www.oregon.gov/oda/food-safety/fs-licensing/pages/domestic-kitchen.aspx>

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

State context — Oregon cottage food law

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

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