

## COTTAGE FOOD LAW REPORT

# Berkeley County

South Carolina · Moncks Corner · FIPS 45015 · Population  
231,419 · Crosodo Index #807\*

STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
S.C. Code §44-1-145	Good	—	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.

## SOUTH CAROLINA: BERKELEY COUNTY

CROSODO INDEX #807\* · FIPS 45015 · Moncks Corner

## Berkeley County

Population 231,419 · State baseline: S.C. Code §44-1-145 · **MEDIUM**

## QUICK VIEW FOR BAKERS IN THIS COUNTY

## HOME KITCHEN ALLOWED?

Yes (Non-potentially hazardous foods from primary domestic residence kitchen. No registration required (no fee or ID number needed unless earning under \$1,500 — entirely exempt). 2022 amendment expanded to allow retail store and grocery store sales, online/mail order sales. No sales cap.)

## SEPARATE KITCHEN REQUIRED?

No

## PETS ALLOWED?

Not specified in state statute

## HOME OCCUPATION PERMIT?

Conditional (Berkeley County is listed as 'pattern' with no county URLs. Berkeley County municipalities may require home occupation permits. Check with Berkeley County Planning Department.)

## ON-SITE / PORCH PICKUP?

Yes

## INSPECTION REQUIRED?

No (No routine inspection; SCDA may investigate complaints (transferred from DHEC July 1, 2024))

## Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Non-potentially hazardous foods from primary domestic residence kitchen. No registration required (no fee or ID number needed unless earning under \$1,500 — entirely exempt). 2022 amendment expanded to allow retail store and grocery store sales, online/mail order sales. No sales cap.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Not specified in state statute
WATER SUPPLY	Potable water supply required
HANDWASHING	No formal certification required
FOOD STORAGE	Non-TCS shelf-stable foods; pH >5.6 presumed potentially hazardous; pH >4.6 acidified foods presumed PHF unless product assessment conducted

## Inspection &amp; permitting

INSPECTION REQUIRED	No — No routine inspection; SCDA may investigate complaints (transferred from DHEC July 1, 2024)
HOME OCCUPATION PERMIT	Conditional — Berkeley County is listed as 'pattern' with no county URLs. Berkeley County municipalities may require home occupation permits. Check with Berkeley County Planning Department.
LOCAL BUSINESS LICENSE	Varies

## Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct and indirect sales allowed: at home, online, mail order (within SC), retail stores and grocery stores. No consignment or wholesale via distributors.
MAX EMPLOYEES IN HOME	Not specified in state statute

## Relevant county code

S.C. Code §44-1-145; Berkeley County zoning

### RESEARCH NOTES

Berkeley County SC is listed as 'pattern' with no county URLs. South Carolina cottage food law (§44-1-145) is quite permissive — no registration required, retail store sales allowed since 2022. Oversight transferred to SCDA from DHEC in July 2024. No Berkeley County-specific ordinance found. Confidence medium — state law confirmed but no specific Berkeley County .gov source retrieved.

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### SOURCES VERIFIED AT RESEARCH TIME

<https://agriculture.sc.gov/programs-services/cottage-food-operations/>

<https://www.scstatehouse.gov/code/t44c001.php>

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

## Bordering counties — cottage food law

Regulation	Berkeley County	Dorchester County	Charleston County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Not specified in state statute	No specific state restriction on pets for cottage food operations.	No specific state restriction beyond standard food safety.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	No
DELIVERY / PICKUP	Direct and indirect sales allowed: at home, online, mail order (within SC), retail stores and grocery stores. No consignment or wholesale v...	Direct-to-consumer, online, mail-order, and indirect retail sales (grocery stores, retail stores) allowed under 2022 expansion. No geograph...	Direct-to-consumer and indirect sales (retail stores, grocery stores) permitted since 2022. Online/mail order allowed. Home occupation rule...
HOME OCCUPATION PERMIT	Conditional	Varies	Yes
LOCAL BUSINESS LICENSE	Varies	Varies	Yes
RESTRICTIONS	Non-potentially hazardous foods from primary domestic residence kitchen. No registration required (no fee or ID number needed unless earnin...	South Carolina allows cottage food from the kitchen of a primary domestic residence. No registration, permit, or inspection required. 2022 ...	South Carolina cottage food law (S.C. Code §44-1-145) allows non-PHF foods produced in primary domestic residence without registration, per...
FOOD STORAGE	Non-TCS shelf-stable foods; pH >5.6 presumed potentially hazardous; pH >4.6 acidified foods presumed PHF unless product assessment conducted	Non-potentially hazardous foods only. Products must be stored safely.	Non-PHF shelf-stable products only.
POPULATION	231,419	162,139	409,840

## State context — South Carolina cottage food law

Berkeley County’s rules sit on top of South Carolina’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>
S.C. Code §44-1-145	—
<b>REGISTRATION REQUIRED</b>	<b>FOOD HANDLER CERT</b>
No	No
<b>KITCHEN INSPECTION</b>	<b>DIRECT SALES ONLY</b>
No	No
<b>INDIRECT SALES</b>	
Yes — Since the 2022 amendment, home-based food operations may sell to retail stores and grocery stores in addition to direct-to-consumer sales including online and mail order. Retail stores that sell home-based food products must post clearly visible signage indicating the products are not subject to commercial food regulations.	

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

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### STATE-LEVEL REFERENCES

State statute: <https://www.scstatehouse.gov/code/t44c001.php>

State dept cottage food page: <https://agriculture.sc.gov/programs-services/cottage-food-operations/>

Forrager.com: <https://forrager.com/law/south-carolina/>

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## Questions?

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

<https://crosodo.com/nb/south-carolina/berkeley-county-discuss>

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