

COTTAGE FOOD LAW REPORT

Emery County

Utah · Castle Dale · FIPS 49015 · Population 10,161 · Crosodo Index #584*

STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
Utah Code §4-5-501	Freedom	—	MEDIUM	2026-05-06

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.

UTAH: EMERY COUNTY

CROSODO INDEX #584* · FIPS 49015 · Castle Dale

Emery County

Population 10,161 · State baseline: Utah Code §4-5-501 · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Utah Code §4-5-501 (formerly §4-5-9.5) establishes the Cottage Food Registration program administered by UDAF. A food handler’s permit and UDAF registration are required. No sales cap. Local governments are explicitly prohibited from imposing additional requirements on compliant registered operations. A parallel Home Consumption and Homemade Food Act (Title 4, Chapter 5A) allows sales without state registration but only at direct-to-sale farmers markets.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific pet restriction in state cottage food law.

HOME OCCUPATION PERMIT?

Yes (Emery County is subject to Utah state law under Utah Code §4-5-501, which requires UDAF registration and a food handler’s permit. Utah state law explicitly prohibits local governments from imposing additional requirements on compliant registered cottage food operations. No county-specific ordinance was found that restricts cottage food beyond state law. Sellers should contact the Emery County planning or licensing office for any local business licensing requirements.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No inspection required; complaint-based only for registered operations.)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Utah Code §4-5-501 (formerly §4-5-9.5) establishes the Cottage Food Registration program administered by UDAF. A food handler’s permit and UDAF registration are required. No sales cap. Local governments are explicitly prohibited from imposing additional requirements on compliant registered operations. A parallel Home Consumption and Homemade Food Act (Title 4, Chapter 5A) allows sales without state registration but only at direct-to-sale farmers markets.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	No specific pet restriction in state cottage food law.
WATER SUPPLY	No specific state cottage food water testing requirement.
HANDWASHING	No specific state cottage food handwashing mandate beyond general food safety practice.
FOOD STORAGE	Non-potentially hazardous (non-TCS), shelf-stable foods only.

Inspection & permitting

INSPECTION REQUIRED	No — No inspection required; complaint-based only for registered operations.
HOME OCCUPATION PERMIT	Yes — Emery County is subject to Utah state law under Utah Code §4-5-501, which requires UDAF registration and a food handler’s permit. Utah state law explicitly prohibits local governments from imposing additional requirements on compliant registered cottage food operations. No county-specific ordinance was found that restricts cottage food beyond state law. Sellers should contact the Emery County planning or licensing office for any local business licensing requirements.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct sales at home, farmers markets, events, and online sales permitted. Indirect/ wholesale sales also allowed under UDAF registration. No sales cap.
MAX EMPLOYEES IN HOME	Not specified in state statute.

Relevant county code

Utah Code §4-5-501 (UDAF Cottage Food Registration); local governments preempted from imposing additional restrictions on compliant operations.

RESEARCH NOTES

State baseline applied. Freedom tier state. Allowed foods: All non-TCS (non-potentially hazardous) foods including baked goods, jams, jellies, candy, granola, dried herbs, non-TCS beverages, and other shelf-stable foods. No sales cap. Prohibited: Potentially hazardous foods (TCS) including meat, raw dairy, and any food requiring time/temperature control.

SOURCES VERIFIED AT RESEARCH TIME

<https://ag.utah.gov/farmers/regulatory-services/food-safety/home-consumption-and-homemade-food-act/>
<https://le.utah.gov/xcode/Title4/Chapter5/4-5-S9.5.html>

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

State context — Utah cottage food law

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

STATUTE

Utah Code §4-5-501

ANNUAL SALES CAP

—

REGISTRATION REQUIRED

Yes

FOOD HANDLER CERT

Yes

KITCHEN INSPECTION

No

DIRECT SALES ONLY

No

INDIRECT SALES

Yes — Registered cottage food operations may sell through various channels. The Utah Department of Agriculture and Food (UDAF) issues registration; local health departments do not have jurisdiction to regulate compliant cottage food operations except to investigate foodborne illness outbreaks. The state also has a separate Home Consumption and Homemade Food Act (Utah Code Title 4, Chapter 5A) that allows unregistered sales of certain homemade foods with a business license, but only at direct-to-sale farmers markets or direct-to-sale locations with appropriate signage. Food service establishments may not use cottage food products as ingredients in food served to the public.

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

STATE-LEVEL REFERENCES

State statute: <https://le.utah.gov/xcode/Title4/Chapter5/4-5-S9.5.html>

State dept cottage food page: <https://ag.utah.gov/farmers/regulatory-services/food-safety/home-consumption-and-homemade-food-act/>

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

Questions?

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

<https://crosodo.com/nb/utah/emery-county-discuss>
