

## COTTAGE FOOD LAW REPORT

# Wayne County

Utah · Loa · FIPS 49055 · Population 2,608 · Crosodo Index #606\*

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: WAYNE COUNTY

CROSODO INDEX #606\* · FIPS 49055 · Loa

# Wayne County

Population 2,608 · 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 (Wayne 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 Wayne 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

<b>HOME KITCHEN ALLOWED</b>	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.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	No specific pet restriction in state cottage food law.
<b>WATER SUPPLY</b>	No specific state cottage food water testing requirement.
<b>HANDWASHING</b>	No specific state cottage food handwashing mandate beyond general food safety practice.
<b>FOOD STORAGE</b>	Non-potentially hazardous (non-TCS), shelf-stable foods only.

## Inspection & permitting

<b>INSPECTION REQUIRED</b>	No — No inspection required; complaint-based only for registered operations.
<b>HOME OCCUPATION PERMIT</b>	Yes — Wayne 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 Wayne County planning or licensing office for any local business licensing requirements.
<b>LOCAL BUSINESS LICENSE</b>	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.

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#### 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/wayne-county-discuss>

## State context — Utah cottage food law

Wayne 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.

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**STATUTE**

Utah Code §4-5-501

**ANNUAL SALES CAP**

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**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.

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

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**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/>

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## Questions?

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

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

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