


Business Guide to Food Inspection Jurisdiction by New York State Agency

| Agency | NYS Ag & Markets Division of Food Inspections | NYS Ag & Markets Division of Milk Control | NYS Department of Environmental Conservation | Local health departments |
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| Licensing requirement | Requires Article 20-C to operate | Requires Milk Dealer License, Part 2 Permit and Inspection Program, Frozen Desserts License, or application to install dairy equipment as needed | Requires various permits | Requires health permit and inspection |
| Business type | <ul style="list-style-type: none"> ■ candy plants ■ frozen food plants ■ fruit and vegetable wholesalers ■ nut roasting and packaging ■ spice and condiment plants ■ soft drink bottling plants ■ baby food manufacturing ■ smoked fish plants ■ fruit and vegetable processing ■ canning plants ■ sugar refineries ■ ingredient manufacturers and suppliers ■ wholesale bakeries ■ wineries, distilleries, breweries and cider mills ■ cream filling manufacturing ■ convenience food plants ■ raw farm products (eggs, produce, etc.)* ■ hops processing and pelletizing ■ retail food stores where food is being processed <ul style="list-style-type: none"> ■ including grocery stores, convenience stores and bodegas ■ delicatessens with sales >50% in wholesale ■ farm stands where food is being processed ■ beer and wine stores where "growlers" are being refilled ■ ice manufacturers ■ processed seafood ■ repackagers and multiple ingredient maple syrup and honey producers ■ High Pressure Pascalization (HPP) facilities ■ establishments repackaging products from bulk | <ul style="list-style-type: none"> ■ frozen desserts (wholesale only) ■ any dairy product ■ pasteurization process of non-dairy products ■ milk plant ■ dairy processor ■ dairy farms producing >3,000 lbs/month of milk (relevant for Milk Dealers License) <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p>* Note: NYS Ag & Markets inspects raw farm products. No license is required for raw farm products</p> </div> | <ul style="list-style-type: none"> ■ live shellfish and seafood distribution ■ composting facilities | <ul style="list-style-type: none"> ■ restaurants <ul style="list-style-type: none"> ■ including pizzerias, fast food, take out, diners, etc. ■ refreshment stands ■ soda fountains ■ carnivals, circuses, exhibitions, fairs, festivals ■ clubs and organizations sampling ■ lunch bars, counters and dining rooms ■ catering kitchens ■ mobile food establishments ■ food service establishments <ul style="list-style-type: none"> ■ including hospital, church, industrial, etc. ■ delicatessens with sales > 50% in retail ■ oyster, clam bars and fish fry ■ dairy bars ■ ice cream and frozen dessert stands ■ vending machines ■ interstate and intrastate carriers for food service ■ tea rooms ■ cafeterias ■ coffee shops and cafes ■ retail bakeries |
| <div style="border: 1px solid black; padding: 10px; display: inline-block;"> <p>For more information on food safety, please visit www.agriculture.ny.gov</p>  </div> | | | | |