

Bucks County Department of Health Farm Market/Flea Market Food Stand Licensing Requirements for Non-Permanent Stands

Certain types of food operations at farm markets & flea markets must meet food safety requirements and be licensed by the Bucks County Department of Health pursuant to PA State Law Act 106 of 2010, effective January 22, 2011.

★ If you wish to sell/dispense exclusively any of the following foods/drinks from your stand, you are not required (exempt) to obtain a food license from the Bucks County Department of Health:

- Raw intact fruits
- Raw intact vegetables
- Shell nuts
- Pre-packaged non-potentially hazardous foods or drinks (non-protein foods and drinks)

Note: All of the above must also have sanitary hand wipes available at the stand. These stands are still subject to inspection by the Bucks County Health Department for compliance with Act 106 and applicable food safety regulations.

★ If you wish to sell/dispense any of the following foods/drinks from your stand, you are required to obtain a food license from the Bucks County Department of Health:

- Any food or drink that must be refrigerated to maintain product safety and consistency such as: protein drinks, milk, meats, eggs, cheeses, fish, dairy, cut melons, sprouts, and cut tomatoes.
- Non pre-packaged foods other than those noted in the license exempt section above.
- Foods/drinks that are being prepared on-site (cutting, mixing ingredients, cooking, freezing, etc.) This would include offering samples of food/drinks.

If you determine, based on the above criteria, that your operation will require a license, you will need to contact an environmental health supervisor for your market location to determine specific licensing requirements for your stand prior to opening, (see office numbers below).

It is required that potentially hazardous food must be kept within the "safe range"; <41° for cold foods and >135° for hot foods during transit time as well as when displaying at the food stand.

If food other than exempt foods is being prepared or stored at another site, a copy of a current license or certification from an appropriate jurisdiction for that site must be submitted with the application. (Pennsylvania Department of Agriculture, United States Department of Agriculture, etc.)

If food is to be prepared at the site of the farm/flea market, additional requirements will be based on the nature and extent of the operation.

Please see the BCDH Environmental Fee Schedule ADM-71 for current license fee. The license will be valid for any farm/flea markets. However, if a vendor operates stands at farm/flea markets simultaneously, separate licenses will be required for each stand. If so, you would need to submit Plan Review SA-39 and License Application SA-140 (classified as a mobile food unit).

Upper Bucks area 215-529-7000
Central Bucks area 215-345-3334
Lower Bucks area 267-580-3518