

COTTAGE FOOD LAW REPORT

Ozaukee County

Wisconsin · Port Washington · FIPS 55089 · Population
91,745 · Crosodo Index #560*

STATE BASELINE

Wis. Stat. §97.29

STATE TIER

Freedom

ANNUAL SALES CAP (STATE)

Tiered

CONFIDENCE

MEDIUM

LAST VERIFIED

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.

How to start — 60-second path

Ozaukee County, Wisconsin — permit, pickup, and label steps before the full county rules.

HOME KITCHEN ALLOWED?

Yes

STATE SALES CAP

Tiered

HOME OCCUPATION PERMIT?

Varies

ON-SITE / PORCH PICKUP?

Yes

INSPECTION

No

PETS

No specific restriction for home bakers under Kivirist; kitchen hygiene relevant to 'good character' standard.

BEFORE YOU SELL FROM THIS ADDRESS

- ☐ **1. Menu** — Confirm each product under Wisconsin cottage food rules (county cannot expand a state ban).
- ☐ **2. Pickup & zoning** — Home occupation and porch pickup cells above; HOA/lease may still block customer traffic.
- ☐ **3. Local tax / license** — Business license or sales tax certificate if your city/parish requires it (common even with no state food permit).
- ☐ **4. Training** — Food handler or state registration before market day.
- ☐ **5. Labels** — Disclaimer, allergens, ingredients, net quantity, producer info.
- ☐ **6. Call if unclear** — County health and planning for your exact address.

LABEL FIELDS TO INCLUDE

- ☐ Product name · producer name · address (or allowed alternative)
- ☐ Ingredients by weight · major allergens · net weight/quantity
- ☐ Wisconsin home-kitchen disclaimer (see live label one-pager)

CONTINUE ONLINE

[Open the live county page →](#)

[Wisconsin label one-pager →](#)

[Local notes & questions →](#)

Planning path only — not legal advice. Rules change. Always verify with state and local offices before selling.

WISCONSIN: OZAUKEE COUNTY

CROSODO INDEX #560* · FIPS 55089 · Port Washington

Ozaukee County

Population 91,745 · State baseline: Wis. Stat. §97.29 · MEDIUM

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Wisconsin cottage food landscape defined by statute and case law: (1) Pickle Bill (§97.29(2)(b)2): home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) at community events or farmers markets, capped at \$5,000/year. (2) Kivist court order (2017): home bakers of good character may sell non-potentially hazardous, shelf-stable baked goods directly to consumers without a license. (3) 2024 Court of Appeals (Wisconsin Cottage Food Association v. DATCP, 2024 WI App 69): Kivist exception applies ONLY to baked goods, not unbaked goods (chocolates, fudge, candies). No DATCP license required for qualifying baked goods.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific restriction for home bakers under Kivist; kitchen hygiene relevant to 'good character' standard.

HOME OCCUPATION PERMIT?

Varies (Ozaukee County (Port Washington, Milwaukee North Shore suburb) may have local home occupation zoning requirements. No Ozaukee County-specific cottage food permit identified. Operators should check with Ozaukee County Planning or local municipality.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection for Kivist-exempt home bakers or home-canned pickles.)

Home kitchen rules

HOME KITCHEN ALLOWED

Yes — Wisconsin cottage food landscape defined by statute and case law: (1) Pickle Bill (§97.29(2)(b)2): home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) at community events or farmers markets, capped at \$5,000/year. (2) Kivist court order (2017): home bakers of good character may sell non-potentially hazardous, shelf-stable baked goods directly to consumers without a license. (3) 2024 Court of Appeals (Wisconsin Cottage Food Association v. DATCP, 2024 WI App 69): Kivist exception applies ONLY to baked goods, not unbaked goods (chocolates, fudge, candies). No DATCP license required for qualifying baked goods.

SEPARATE DEDICATED KITCHEN

No

PET RESTRICTIONS

No specific restriction for home bakers under Kivist; kitchen hygiene relevant to 'good character' standard.

WATER SUPPLY

No specific requirement.

HANDWASHING

No specific statutory requirement; kitchen hygiene relevant.

FOOD STORAGE

Shelf-stable, non-potentially hazardous baked goods only under Kivist. Pickles under \$5,000 cap.

Inspection & permitting

INSPECTION REQUIRED

No — No routine inspection for Kivist-exempt home bakers or home-canned pickles.

HOME OCCUPATION PERMIT

Varies — Ozaukee County (Port Washington, Milwaukee North Shore suburb) may have local home occupation zoning requirements. No Ozaukee County-specific cottage food permit identified. Operators should check with Ozaukee County Planning or local municipality.

LOCAL BUSINESS LICENSE

Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct-to-consumer sales only for Kivist-exempt bakers. Pickle/acidified goods sold at community events or farmers markets only (under §97.29(2)(b)2). No wholesale.
MAX EMPLOYEES IN HOME	No limit specified; only home baker under Kivist standard.

Relevant county code

No Ozaukee County-specific cottage food code identified; Wis. Stat. §97.29 and Kivist case law govern.

RESEARCH NOTES

Corrected: county_health_url set to ozaukeecounty.gov. Wisconsin DATCP's June 2025 Legislative Council issue brief (ib_wis_cottage_food_law_ag_2025_06_18) confirms current state of law: Kivist exception applies only to baked goods, not unbaked goods. Ozaukee County is a wealthy Milwaukee North Shore suburb; active farmers markets in Port Washington area.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.ozaukeecounty.gov>

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https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx

https://datcp.wi.gov/Pages/Licenses_Permits/HomeBakers.aspx

https://docs.legis.wisconsin.gov/misc/lc/issue_briefs/2025/consumer_protection/ib_wis_cottage_food_law_ag_2025_06_18

Questions about this county? Local notes and a place to leave a question: crosodo.com/nb/wisconsin/ozaukee-county-discuss

Bordering counties — cottage food law

Regulation	Ozaukee County	Sheboygan County	Washington County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No specific restriction for home bakers under Kivirist; kitchen hygiene relevant to 'good character' standard.	No specific state restriction; standard food safety practices apply.	Not prohibited by state statute; kitchen must maintain sanitary conditions.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Direct-to-consumer sales only for Kivirist-exempt bakers. Pickle/acidified goods sold at community events or farmers markets only (under \$9...	Wisconsin: direct sales only. Pickle Bill: community events and farmers markets only. Kivirist: direct consumer sales at low volume. No who...	Direct sales at community events and farmers markets for home-canned goods (up to \$5,000/year). Baked goods: direct-to-consumer at low volu...
HOME OCCUPATION PERMIT	Varies	Varies	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	Wisconsin cottage food landscape defined by statute and case law: (1) Pickle Bill (§97.29(2)(b)2): home-canned pickles and acidified vegeta...	Wisconsin: (1) Pickle Bill (§97.29) allows home-canned acidified foods with pH ≤4.6 up to \$5,000/year at community events or farmers market...	Under Wis. Stat. §97.29(2)(b)2, home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) may be sold at community events or fa...
FOOD STORAGE	Shelf-stable, non-potentially hazardous baked goods only under Kivirist. Pickles under \$5,000 cap.	Shelf-stable non-TCS baked goods and home-canned acidified foods (pH ≤4.6). Unbaked goods (chocolates, fudge, candy) require food processin...	Home-canned: pH 4.6 or lower. Baked goods: shelf-stable, nonhazardous. Stored in food-safe containers.
POPULATION	91,745	117,741	136,842

State context — Wisconsin cottage food law

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

STATUTE

Wis. Stat. §97.29

ANNUAL SALES CAP

Tiered

REGISTRATION REQUIRED

No

FOOD HANDLER CERT

No

KITCHEN INSPECTION

No

DIRECT SALES ONLY

Yes

INDIRECT SALES

No — Home-canned goods must be sold at community or social events or farmers' markets in Wisconsin (§97.29(2)(b)2.b). The Kivist court order applies to direct-to-consumer sales by home bakers. Products cannot be sold to retail food establishments or distributed through wholesale channels without a license.

For the full state-level analysis including the verbatim statute text, see the **Wisconsin cottage food law report** on Crosodo, or open the live guide: crosodo.com/states/wisconsin.

STATE-LEVEL REFERENCES

State statute: <https://docs.legis.wisconsin.gov/statutes/statutes/97/29>

State dept cottage food page: https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx

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

Questions about Ozaukee County? Local notes and a place to leave a question are on Crosodo. We monitor new threads — start with zoning, permits, or porch pickup.

crosodo.com/nb/wisconsin/ozaukee-county-discuss

Classifieds

Resources for cottage food & home bakers · crosodo.com/advertise

NATIONAL

SUPPLIES

Advertise here — Supplies

Reach home bakers across the country. crosodo.com/advertise

COURSES

Advertise here — Courses

Reach home bakers across the country. crosodo.com/advertise

INSURANCE

Advertise here — Insurance

Reach home bakers across the country. crosodo.com/advertise

LOCAL

Advertise here

Reach home bakers in Ozaukee County, Wisconsin. Supply stores, farmers markets, kitchen rentals, and bakery services welcome.

crosodo.com/advertise

Your business here

Local cottage food listings, kitchen rentals, co-packer referrals, and community events — post yours on Crosodo.

crosodo.com/nb/wisconsin/ozaukee-county-discuss

Free ad space available

Let us know if you're a non-profit or community organization. Farmers markets, kitchen rentals, and cottage food events near you welcome.

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