

COTTAGE BAKERY FROM HOME

Can I sell from my kitchen in Dane County, Wisconsin?

Home kitchen sales. Not a shop or rented commercial kitchen. Last verified 2026-05-05.

STATE FOOD PERMIT

No

HOME OCCUPATION

Conditional

BUSINESS LICENSE

Varies

SALES CAP

Tiered

WISCONSIN RULES. OPEN THESE FIRST.

[Wisconsin permits PDF](#)[Wisconsin cottage food law page](#)[Wisconsin Department of Agriculture, Trade and Consumer Protection cottage food program](#)[Statute: Wis. Stat. §97.29](#)**NOT LEGAL ADVICE**

This is what it takes to sell from a home kitchen in Dane County. Confirm each step with Planning, Health, and the license office before you sell.

What you need

Dane County, Wisconsin. File every Yes. Confirm every Check or Ask. Stay under the sales cap.

STATE FOOD PERMIT

No

ANNUAL SALES CAP

Tiered

HOME OCCUPATION / ZONING

Conditional

LOCAL HEALTH

No

BUSINESS LICENSE

Varies

PICKUP AT THE HOUSE

Yes

HOME KITCHEN ONLY

If you want a shop or a rented commercial kitchen, these rows do not apply.

CONTINUE ONLINE

Wisconsin permits PDF →

<https://crosodo.com/reports/pdf/permits/wisconsin.pdf>

Wisconsin cottage food law page →

<https://crosodo.com/states/wisconsin>

Permit page for this place →

<https://crosodo.com/what-permits/wisconsin/dane-county>

Dane County cottage food law page →

<https://crosodo.com/states/wisconsin/dane-county>

Not legal advice. Rules change. Confirm with the office before you file.

Where to file

State

Wisconsin registration: No. Routine kitchen inspection: No. Home-canned goods must be sold at community or social events or farmers' markets in Wisconsin (§97.29(2)(b)2.b). The Kivirist 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.

Wisconsin permits PDF: crosodo.com/reports/pdf/permits/wisconsin.pdf

State law page: crosodo.com/states/wisconsin

Wisconsin Department of Agriculture, Trade and Consumer Protection: https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx

Statute: [Wis. Stat. §97.29](#)

Zoning / home occupation

Conditional. Dane County Zoning Ordinance (Ch. 10) includes home occupation provisions. Dane County Planning can be contacted at danecountyplanning.com. City of Madison (county seat) has separate zoning code with home occupation provisions. Public Health Madison & Dane County handles food establishment licensing for commercial operations, but home bakers under DATCP exemption do not need a license. Unincorporated Dane County areas: home occupation permit may be required for operating a business from residence. Check with Dane County Planning for zoning requirements.

Planning: <https://www.danecounty.gov/planning>

Health

No. No routine inspection required. Home bakers selling baked goods per DATCP guidelines do not need a license. Complaint-based investigation possible.

Health: <https://www.danecounty.gov/health>

Business license

Varies

Pickup / delivery

Direct sales within Wisconsin. Tiered sales cap: up to \$7,500 no reporting; up to \$21,000 direct/indirect with income reporting. No wholesale to unrelated third parties beyond farmers markets. Home bakers may sell at farmers markets, events, and from home.

If you rent a commissary kitchen

DATCP licenses food processing; local health licenses restaurants. Wisconsin unlicensed home baking is a narrow path. A commissary is typically a DATCP food processing plant or a local food-service license. Ask the kitchen which license they hold.

Official source: [DATCP food licenses](#)

Local health office we have on file: <https://www.danecounty.gov/permits-and-licenses>

This file is the home-kitchen path. A rented kitchen uses a different permit. Ask the kitchen manager which license they expect, then call the local health office.

SOURCES

<https://www.danecounty.gov/health>

<https://www.danecounty.gov/planning>

<https://www.countyofdane.com>

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

<https://publichealthmdc.com/businesses-licensing/food-establishments>

<https://danecountyplanning.com/documents/pdf/Zoning-Information/Chapter-10-Revised.pdf>

Dane County and nearby places

Regulation	Dane County	Rock County	Dodge County
HOME KITCHEN ALLOWED	Yes	Conditional	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No specific state cottage food pet restriction	No specific state prohibition for cottage food bakers; standard food safety practices apply.	Not specified in Kivirist order, but kitchen hygiene (not in question) is a key condition of the Kivirist exemption.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Conditional	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Direct sales within Wisconsin. Tiered sales cap: up to \$7,500 no reporting; up to \$21,000 direct/indirect with income reporting. No wholesa...	Direct-to-consumer only for Kivirist-covered baked goods. No wholesale, retail, or online sales allowed under the baked goods exception. Pi...	Kivirist exception requires direct-to-consumer sales only. No wholesale. Home pickup and delivery to consumers is permitted under this fram...
HOME OCCUPATION PERMIT	Conditional	Varies	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	Wisconsin is a Freedom-tier state but with unusual structure. Home-canned pickles and acidified goods are explicitly exempt under §97.29. B...	Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at comm...	Wisconsin cottage food law is unusual: the Kivirist court order allows home bakers (of good character, sanitary kitchen) to sell non-potent...
FOOD STORAGE	Standard home kitchen storage for approved products	Shelf-stable, non-hazardous baked goods only; proper storage required.	No specific statutory storage requirements beyond general sanitation.
POPULATION	559,891	163,817	89,032

More pages for this place

These Crosodo pages cover the same home cottage-food path:

Wisconsin permits PDF: crosodo.com/reports/pdf/permits/wisconsin.pdf

Wisconsin cottage food law: crosodo.com/states/wisconsin

Dane County cottage food law: crosodo.com/states/wisconsin/dane-county