

COTTAGE FOOD LAW REPORT

Wisconsin

A comprehensive guide to the cottage food statute, sales rules, and county-level zoning and health-department overlays for home bakers operating under Wis. Stat. §97.29.

STATUTE	TIER	IJ GRADE	COUNTIES COVERED	LAST VERIFIED
Wis. Stat. §97.29	Freedom	B	72	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.

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Executive summary

This report covers the Wisconsin cottage food framework — the state statute, the regulatory body administering it, what producers can and cannot sell, and county-level rules layered on top of state law for the 72 Wisconsin counties included in this dataset.

ANNUAL SALES CAP

tiered

REGISTRATION REQUIRED

no

FOOD HANDLER CERTIFICATION

no

KITCHEN INSPECTION

no

DIRECT SALES ONLY

yes

INDIRECT SALES (RETAIL/ONLINE/WHOLESALE)

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.

RESEARCH NOTES

Wisconsin has an unusual cottage food landscape shaped as much by case law as by statute. The statutory text at §97.29(2)(b)2 ('Pickle Bill') only explicitly exempts home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) at up to \$5,000/year at community events or farmers' markets. However, the 2017 *Kivirist v. DATCP* circuit court order (Lafayette County) enjoined DATCP from enforcing licensing requirements against home bakers of good character who sell shelf-stable, nonhazardous baked goods direct to consumer at low volume — with no stated dollar cap. DATCP did not appeal, so this remains operative law. The 2024 *Wisconsin Cottage Food Association v. DATCP* Court of Appeals decision (2024 WI App 69) clarified that the Kivirist exception does NOT extend to unbaked goods (chocolates, fudge, candy). Wisconsin Supreme Court denied review in that case. IJ has been involved in litigation in Wisconsin (referenced in *additional_resources*). The Wisconsin Legislative Council issued an issue brief on this topic in June 2025. The statute was last updated through 2025 Wis. Act 87 per the legislative website.

Wisconsin Statutes Chapter 97 Food, §97.29 Food processing plants (cottage food exemption at §97.29(2)(b)2); supplemented by Kivirist v. DATCP court order (2017) for home bakers

CITATION

Wis. Stat. §97.29

ENACTED

unknown

LAST AMENDED

2025

CONFIDENCE

HIGH

Allowed foods

Two distinct pathways: (1) Statute §97.29(2)(b)2 allows unlicensed home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers' markets, capped at \$5,000/year; (2) The Kivirist court order (2017) allows home bakers of good character to sell nonhazardous, shelf-stable baked goods direct to consumer at low volume without a license, with no stated dollar cap. DATCP may not enforce licensure against such bakers.

Prohibited foods

TCS (potentially hazardous) foods require a food processing plant license. The Kivirist exception applies only to baked goods — not to unbaked nonpotentially hazardous items (chocolates, fudge, candies, rice crispy treats, etc.), which remain subject to licensure per the 2024 Court of Appeals ruling. Home-canned goods above \$5,000/year require licensure.

Labeling requirements

For home-canned goods (§97.29(2)(b)2): label must include the name and address of the preparer, the date canned, the statement 'This product was made in a private home not subject to state licensing or inspection,' and ingredients in descending order of prominence with major allergen common names listed. A sign at the point of sale must state: 'These canned goods are homemade and not subject to state inspection.' For home bakers under the Kivirist exemption, labeling requirements are not separately codified.

Statutory text — verbatim excerpt

Statute excerpt — verbatim

97.29(2)(b)2. A person is not required to obtain a license under this section to sell at retail food products that the person prepares and cans at home in this state if all of the following apply: a. The food products are pickles or other processed vegetables or fruits with an equilibrium pH value of 4.6 or lower. b. The person sells the food products at a community or social event or a farmers' market in this state. c. The person receives less than \$5,000 per year from the sale of the food products. d. The person displays a sign at the place of sale stating: "These canned goods are homemade and not subject to state inspection." e. Each container of food product that is sold is labeled with the name and address of the person who prepared and canned the food product, the date on which the food product was canned, the statement "This product was made in a private home not subject to state licensing or inspection.", and a list of ingredients in descending order of prominence. If any ingredient originates from milk, eggs, fish, crustacean shellfish, tree nuts, wheat, peanuts, or soybeans, the list of ingredients shall include the common name of the ingredient. [The Kivirist v. DATCP circuit court order (2017) additionally enjoined enforcement of food processing and retail food establishment licensure against home bakers of good character who sell nonhazardous, shelf-stable baked goods direct to consumer at low volume, without a stated dollar cap. This court order was not appealed by DATCP and remains good law. A subsequent Court of Appeals decision (2024) held that this exception does NOT extend to unbaked nonpotentially hazardous homemade goods (chocolates, fudges, candies, etc.).]

Source: <https://docs.legis.wisconsin.gov/document/statutes/97.29>

Official sources

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

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

Extension service <https://extension.wisc.edu/families-finances/food-safety/>

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

State dept of agriculture / health: **Wisconsin Department of Agriculture, Trade and Consumer Protection**

County-level rules

The state statute above sets the floor. Each county may add a home-occupation permit, business license, or zoning rule on top of state law. The 72 Wisconsin counties below are sorted by population (largest first).

RANK 57 · FIPS 55079 · Milwaukee

Milwaukee County

Population 933,063 · State baseline: Wis. Stat. §97.29 (Wisconsin Cottage Food Law); DATCP rules ·

MEDIUM

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin cottage food (Home Processor exemption) allows production in a home kitchen. Must be non-potentially hazardous foods. Registration with DATCP or local health department required depending on products. City of Milwaukee is a first-class city and may have additional local health rules.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	State baseline applies: animals excluded from food prep areas during production
WATER SUPPLY	Potable water required
HANDWASHING	Standard sanitation practices
FOOD STORAGE	Standard food storage practices

Inspection & permitting

INSPECTION REQUIRED	upon-complaint — Complaint or suspected foodborne illness. Milwaukee County Health Department may inspect. DATCP has regulatory authority.
HOME OCCUPATION PERMIT	conditional — City of Milwaukee has home occupation permit requirements for home-based businesses. Check with the City of Milwaukee Department of City Development and Department of Neighborhood Services for home occupation permits. Unincorporated Milwaukee County areas have separate zoning requirements.

LOCAL BUSINESS LICENSE varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP yes

ON-SITE SIGNAGE conditional

DELIVERY / PICKUP RULES Wisconsin cottage food: direct-to-consumer sales only. No wholesale. Sales at farmers markets, fairs, home delivery permitted. Annual cap of \$20,000 for home processors not using a licensed kitchen; higher thresholds with licensed kitchen.

MAX EMPLOYEES IN HOME unknown

Relevant county code

Wis. Stat. §97.29; City of Milwaukee zoning code for home occupations

RESEARCH NOTES

Wisconsin cottage food law allows most non-PHF foods with a \$20,000 annual sales cap for unlicensed home processors. Milwaukee County/City may have additional home occupation permit requirements. The county_govt_url appears to be also the county health URL based on input data. No specific Milwaukee County override of state cottage food rules found. City of Milwaukee, as Wisconsin's largest city and a first-class city, may have distinct health department rules from the county. Confidence medium because Milwaukee-specific home occupation permit details were not directly verified from a county code page.

SOURCES VERIFIED AT RESEARCH TIME

<https://county.milwaukee.gov>

<https://county.milwaukee.gov>

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

<https://county.milwaukee.gov>

RANK 121 • FIPS 55025 • Madison

Dane County

Population 559,891 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin is a Freedom-tier state but with unusual structure. Home-canned pickles and acidified goods are explicitly exempt under §97.29. Broader home-baked goods also functionally exempt under DATCP guidelines. No license required for home bakers selling direct. No inspection required for home bakers. Commercial kitchen not required.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state cottage food pet restriction
WATER SUPPLY	No specific water testing requirement in state cottage food law
HANDWASHING	No specific requirement in state cottage food law
FOOD STORAGE	Standard home kitchen storage for approved products

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection required. Home bakers selling baked goods per DATCP guidelines do not need a license. Complaint-based investigation possible.
HOME OCCUPATION PERMIT	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.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional

DELIVERY / PICKUP RULES 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.

MAX EMPLOYEES IN HOME Not specified in state cottage food law

Relevant county code

Dane County Zoning Ordinance Ch. 10 (home occupation section). State: Wis. Stat. §97.29.

RESEARCH NOTES

Wisconsin has a Freedom-tier cottage food law structured via Wis. Stat. §97.29 (Pickle Bill), DATCP exemptions, and case law. No license or registration required for home bakers selling baked goods per DATCP guidelines. Dane County Planning website and Zoning Ordinance Ch. 10 were retrieved (table of contents confirms home occupation provisions). Public Health Madison & Dane County page confirms home bakers per DATCP guidelines do not need a license. The input data had format issues (county seat listed as 'Freedom' in wrong field, tier listed in wrong field) — corrected based on known Dane County facts (county seat is Madison). Confidence medium: state baseline confirmed; Dane County home occupation permit specifics not fully retrieved.

SOURCES VERIFIED AT RESEARCH TIME

<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>

RANK 172 · FIPS 55133 · Waukesha

Waukesha County

Population 407,290 · State baseline: Wis. Stat. §97.29 · **HIGH**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin cottage food is governed by case law as much as statute. Under the 2017 Kivirist v. DATCP court order (Lafayette County Circuit Court), DATCP cannot enforce licensing against home bakers of good character selling shelf-stable, non-potentially-hazardous baked goods directly to consumers at low volume. A 2024 Wisconsin Court of Appeals decision (Nov. 19, 2024) reversed a broader 2022 order and confirmed the Kivirist exception applies only to baked goods — not unbaked non-potentially hazardous items (chocolates, fudge, candy, rice crispy treats). Home-canned pickles and acidified vegetables (pH 4.6 or lower) can be sold at community events or farmers markets up to \$5,000/year (Wis. Stat. §97.29(2)(b)2). Waukesha County does not issue a no-permit for home occupations but has regulations governing them.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state restriction for cottage baked goods; standard food safety applies.
WATER SUPPLY	No specific state requirement for cottage baked goods.
HANDWASHING	Standard food safety practices.
FOOD STORAGE	Baked goods: non-potentially-hazardous finished products. Pickles/acidified: pH 4.6 or lower.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection for compliant cottage food operations. DATCP has licensing authority for non-exempt operations.
HOME OCCUPATION PERMIT	conditional — Waukesha County: no zoning permit required to operate a home occupation per se, but home occupations are regulated by the County Zoning Ordinance and operators should contact county Planning and Zoning (262-896-8300; pod@waukeshacounty.gov) before commencing to verify compliance. Limited family businesses (different from home occupations) require Conditional Use Permit. County jurisdiction is limited — municipalities (City of Waukesha, Menomonee Falls, New Berlin, etc.) have their own rules.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Baked goods (non-PHF): direct to consumer only under Kivirist exception. Pickles/acidified: farmers markets and community events only, up to \$5,000/year. Wholesaling baked goods requires licensing.
MAX EMPLOYEES IN HOME	Not specified in cottage food law; local ordinances vary.

Relevant county code

Wis. Stat. §97.29(2)(b)2 (pickle bill); Kivirist v. DATCP (Lafayette County Circuit Court 2017); Waukesha County Zoning Ordinance (home occupation provisions).

RESEARCH NOTES

Wisconsin cottage food situation is unique: governed primarily by case law (Kivirist 2017) + Wis. Stat. §97.29. DATCP confirms via official website: home bakers of non-PHF baked goods selling directly to consumers do not require a license (post-Kivirist); 2024 Court of Appeals confirmed the exception applies only to baked goods, not candy/chocolate/fudge. Waukesha County planning FAQ confirms no zoning permit required for home occupations, but regulations apply and operators should contact county before commencing. Note: batch input data has apparent formatting error (state_tier 'Freedom' is in county_govt_url field; actual county_govt_url should be waukeshacounty.gov). Confidence high: both DATCP .gov source and Waukesha County .gov FAQ confirmed.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.waukeshacounty.gov>

<https://www.waukeshacounty.gov>

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

<https://www.waukeshacounty.gov/parks-and-land-use/planning-and-zoning/faq/>

RANK 259 · FIPS 55009 · Green Bay

Brown County

Population 268,393 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin allows home bakers (non-potentially-hazardous baked goods) to sell direct-to-consumer without a license per Kivirist court order (2017, Lafayette County). Home-canned pickles/acidified items (pH ≤4.6) allowed up to \$5,000/year at community events/farmers markets (§97.29(2)(b)2). Note: 2024 Court of Appeals ruling clarifies Kivirist exception does NOT extend to unbaked goods (chocolates, fudge, candy). Brown County home occupation permit required.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Not specified; kitchen must be sanitary for food production
WATER SUPPLY	Potable water supply required
HANDWASHING	Adequate handwashing for food safety; no formal certification required by state
FOOD STORAGE	Non-TCS shelf-stable foods; baked goods must be non-potentially hazardous

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection required for cottage food home bakers under Kivirist; DATCP complaint-based enforcement
HOME OCCUPATION PERMIT	yes — Brown County allows home occupations as accessory use in residential zones; home occupation permit required. Business must be secondary to residential use. Cities of Green Bay, De Pere, and Ashwaubenon have city-specific rules that may differ from county rules.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional

DELIVERY / PICKUP RULES	Direct-to-consumer sales only; no wholesale. Home-canned items limited to \$5,000/year at community events and farmers markets. Baked goods direct sales have no stated cap.
MAX EMPLOYEES IN HOME	Not specified in state law; local home occupation rules may limit non-resident employees

Relevant county code

Wis. Stat. §97.29(2)(b)2; Brown County Zoning Ordinance (home occupation provisions)

RESEARCH NOTES

Note: batch_6.json has data entry errors for Brown County (county_seat='Freedom', county_health_url='https://www.browncountywi.gov', state_tier listed as department name). County seat is Green Bay per FIPS reference. Wisconsin cottage food landscape shaped by Kivirist court order (2017) and 2024 WI Court of Appeals clarification (unbaked goods not covered). DATCP confirms baked goods only for unlicensed home production. CityRuleLookup confirms home occupation permit required. Confidence medium — DATCP .wi.gov source confirmed but no specific Brown County ordinance text retrieved.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.browncountywi.gov>

<https://www.browncountywi.gov>

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

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

<https://www.cityrulelookup.com/home-business/cottage-food/brown-county-wi>

RANK 340 · FIPS 55101 · Racine

Racine County

Population 197,068 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin cottage food framework: (1) Statutory 'Pickle Bill' (§97.29(2)(b)2): home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year. (2) Kivirist court order (2017): DATCP enjoined from requiring licenses for home bakers of good character selling shelf-stable nonhazardous baked goods direct to consumer at low volume (no dollar cap stated). (3) Note: unbaked goods (chocolates, fudge, candies, rice crispy treats) are NOT covered by the Kivirist exception per 2024 Wisconsin Court of Appeals ruling (2024 WI App 69). Racine County is in southeast Wisconsin near Milwaukee.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No explicit state-level pet restriction in Wisconsin cottage food framework.
WATER SUPPLY	No specific water testing requirement for Wisconsin cottage food operations.
HANDWASHING	Standard food safety practices; no specific statutory requirement for cottage food.
FOOD STORAGE	Shelf-stable, non-TCS foods only under the Kivirist/Pickle Bill framework. Standard GMP storage.

Inspection & permitting

INSPECTION REQUIRED	no — Wisconsin DATCP may not enforce licensing against qualifying home bakers (Kivirist order). No routine inspection. Operations above Pickle Bill cap or involving unbaked goods may require a food processing plant license.
HOME OCCUPATION PERMIT	conditional — Racine County (unincorporated areas) and City of Racine may have home occupation zoning requirements for home-based businesses. Contact Racine County Planning & Development or City of Racine Planning Department. Wisconsin state law does not have a broad statewide preemption of local home occupation zoning.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Kivirist path: direct-to-consumer sales only; no specific channel restrictions stated. Pickle Bill path: only at community events or farmers markets (not from home). Home pickup generally allowed for Kivirist path.
MAX EMPLOYEES IN HOME	No explicit employee cap in Wisconsin cottage food framework. Home occupation zoning may restrict non-resident employees.

Relevant county code

Wis. Stat. §97.29; Kivirist v. DATCP (2017 Lafayette County circuit court order); Racine County zoning ordinances

RESEARCH NOTES

Input JSON had malformed fields (state_dept_name was partial string, state_tier had value 'Trade and Consumer Protection', county_govt_url was 'Freedom'). Wisconsin state baseline applied. Racine County (county seat: Racine) is in southeast Wisconsin on Lake Michigan. Wisconsin's cottage food framework is unusual — shaped by case law rather than comprehensive statute. The 2024 Court of Appeals ruling (2024 WI App 69) clarified that unbaked goods (chocolates, candies) are not covered by the Kivirist exception. Wisconsin Supreme Court denied review. Wisconsin Legislative Council issued issue brief June 2025.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 349 · FIPS 55087 · Appleton

Outagamie County

Population 190,611 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin cottage food framework: (1) Pickle Bill (§97.29(2)(b)2): home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) at community events/farmers markets, capped at \$5,000/year. (2) Kivirist court order (2017): DATCP enjoined from licensing home bakers of good character selling shelf-stable nonhazardous baked goods direct to consumer. (3) 2024 Court of Appeals ruling: unbaked goods (chocolates, candies, fudge) NOT covered by Kivirist exception. Outagamie County is home to Appleton in the Fox Cities area.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No explicit state-level pet restriction in Wisconsin cottage food framework.
WATER SUPPLY	No specific water testing requirement for Wisconsin cottage food operations.
HANDWASHING	Standard food safety practices; no specific statutory requirement for cottage food.
FOOD STORAGE	Shelf-stable, non-TCS baked goods under Kivirist path. Pickle Bill: home-canned acidified items only. Standard GMP storage.

Inspection & permitting

INSPECTION REQUIRED	no — Wisconsin DATCP cannot enforce licensing against qualifying home bakers under Kivirist order. Operations above Pickle Bill cap or involving unbaked goods may require a food processing plant license.
HOME OCCUPATION PERMIT	conditional — Outagamie County (unincorporated areas) and City of Appleton may have home occupation zoning requirements. Contact Outagamie County Planning & Zoning or City of Appleton Community Development for home occupation permit requirements.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional

- DELIVERY / PICKUP RULES** Kivirist path: direct-to-consumer; no specific channel restrictions stated. Pickle Bill path: only at community events or farmers markets. Home pickup generally allowed for Kivirist path.
- MAX EMPLOYEES IN HOME** No explicit employee cap in Wisconsin cottage food framework. Home occupation zoning may restrict non-resident employees.

Relevant county code

Wis. Stat. §97.29; Kivirist v. DATCP (2017); Outagamie County zoning ordinances

RESEARCH NOTES

Input JSON had malformed fields (state_dept_name was partial string, state_tier had value 'Trade and Consumer Protection', county_govt_url was 'Freedom'). Wisconsin state baseline applied. Outagamie County (county seat: Appleton) is in the Fox Cities area. Wisconsin's unusual case-law-driven cottage food framework applies. 2024 Court of Appeals ruling (2024 WI App 69) clarified unbaked goods are not covered. Wisconsin Legislative Council issued issue brief June 2025.

SOURCES VERIFIED AT RESEARCH TIME

- https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx
- <https://docs.legis.wisconsin.gov/statutes/statutes/97/29>

RANK 383 · FIPS 55139 · Oshkosh

Winnebago County

Population 171,197 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

- HOME KITCHEN ALLOWED** yes — Two pathways: (1) Kivirist court order (2017) allows home bakers to sell shelf-stable, nonhazardous BAKED goods directly to consumers at low volume without a license (no stated dollar cap). (2) Pickle Bill (§97.29(2)(b)2) allows unlicensed home-canned pickles and acidified vegetables/fruits (pH ≤4.6) up to \$5,000/year at community events or farmers markets only. Important: unbaked cottage food items (chocolate, fudge, candy) are NOT covered by the Kivirist exception per 2024 WI Court of Appeals ruling.
- SEPARATE DEDICATED KITCHEN** no
- PET RESTRICTIONS** No explicit state restriction; good manufacturing practices apply.

WATER SUPPLY	Potable water supply required.
HANDWASHING	Adequate handwashing per good manufacturing practices.
FOOD STORAGE	Shelf-stable storage for baked goods; pickles must meet pH standards.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP may not enforce licensure against qualifying home bakers per Kivirist court order. Complaint-based investigation possible.
HOME OCCUPATION PERMIT	conditional — Winnebago County may require home occupation permit for home-based businesses in residential zones. Wisconsin statute is complex (case law-based); no specific county-level cottage food ordinance found. Oshkosh has separate municipal zoning. County URLs were blank in input (input data had parsing issues for this entry).
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct sales from home, farmers markets, and community events. Pickle Bill sales limited to community events and farmers markets only.
MAX EMPLOYEES IN HOME	No state restriction specified for qualifying operations.

Relevant county code

Wis. Stat. §97.29; Kivirist v. DATCP (2017 Lafayette County Circuit Court order); Wisconsin Cottage Food Association v. DATCP (2024 WI App 69)

RESEARCH NOTES

Input data had CSV parsing errors for Winnebago County — county_govt_url shows 'Freedom' (tier value), county_health_url blank, notes 'pattern'. Wisconsin has unusual cottage food law shaped by case law. 2024 Court of Appeals ruling (2024 WI App 69) limited Kivirist exception to baked goods only — chocolates, fudge, candy not covered. Wisconsin Supreme Court denied review. County URLs were blank/malformed in input.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 391 · FIPS 55059 · Kenosha

Kenosha County

Population 168,693 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Two pathways: (1) Kivirist court order allows home bakers of nonhazardous BAKED goods only (no unbaked items — chocolates, fudge, candy excluded per 2024 Court of Appeals ruling). (2) Pickle Bill (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables (pH ≤4.6) up to \$5,000/year at community events and farmers markets only.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No explicit state restriction; good manufacturing practices apply.
WATER SUPPLY	Potable water supply required.
HANDWASHING	Adequate handwashing per good manufacturing practices.
FOOD STORAGE	Shelf-stable storage for baked goods and home-canned items.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP may not enforce licensure against qualifying home bakers per Kivirist order. Complaint-based investigation possible.
HOME OCCUPATION PERMIT	conditional — Kenosha County and City of Kenosha may require home occupation permit for home-based businesses. Wisconsin Freedom-tier state; county likely has limited cottage food restrictions beyond state law. County URLs were blank in input (input data had parsing issues).
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct sales from home, farmers markets, and community events.
MAX EMPLOYEES IN HOME	No state restriction for qualifying operations.

Relevant county code

Wis. Stat. §97.29; Kivirist v. DATCP (2017); Wisconsin Cottage Food Association v. DATCP (2024 WI App 69)

RESEARCH NOTES

Input data had CSV parsing errors — county_govt_url shows 'Freedom' (tier value). Kenosha County is in southeastern Wisconsin near the Illinois border. No county-specific cottage food rules found. Wisconsin's complex case-law framework applies. 2024 Court of Appeals decision limited Kivirist exception to baked goods.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 403 · FIPS 55105 · Janesville

Rock County

Population 163,817 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Rock County follows standard Wisconsin local government rules. Home occupation permits may be required under local zoning ordinances. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. No wholesale, retail, or online sales allowed under the baked goods exception. Pickle Bill allows farmers market/community event sales only.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local zoning.

Relevant county code

Rock County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. No Rock County-specific cottage food rules identified. State baseline is the operative framework. County govt URL listed as 'Freedom' in input data — appears to be a data entry error.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 464 · FIPS 55073 · Wausau

Marathon County

Population 137,820 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin has an unusual cottage food landscape. Under Wis. Stat. §97.29(2)(b)2 ('Pickle Bill'), home-canned pickles and acidified vegetables/ fruits (pH 4.6 or lower) may be sold at community events or farmers markets, capped at \$5,000/year. The 2017 Kivirist court order (Lafayette County) enjoined DATCP from enforcing licensing requirements against home bakers selling shelf-stable, nonhazardous baked goods direct to consumer at low volume. The 2024 WI Court of Appeals ruling (2024 WI App 69) clarified the Kivirist exception does NOT extend to unbaked goods (chocolates, fudge, candy). Home baked goods (baked items only) may be sold without license at low volume.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Not prohibited by state statute; kitchen must maintain sanitary conditions.
WATER SUPPLY	Potable water required.
HANDWASHING	Required per good food safety practices.
FOOD STORAGE	Home-canned items: pH 4.6 or lower. Baked goods: shelf-stable, nonhazardous. All stored in food-safe containers.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection required. DATCP may investigate upon complaint.
HOME OCCUPATION PERMIT	varies — Marathon County zoning ordinance (unincorporated areas) and the City of Wausau have separate home occupation rules. No specific county-level cottage food override identified. Check Marathon County Planning at marathoncounty.gov .
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional

DELIVERY / PICKUP RULES Direct sales only at community events and farmers markets for home-canned goods (up to \$5,000/year). Baked goods (Kivirist exception): direct-to-consumer sales at low volume. No internet or mail order sales under either pathway.

MAX EMPLOYEES IN HOME Not specified.

Relevant county code

Wis. Stat. §97.29(2)(b)2 (Pickle Bill); Kivirist v. DATCP (2017); 2024 WI App 69.

RESEARCH NOTES

State baseline (WI) confirmed: Wis. Stat. §97.29, Kivirist court order (2017), 2024 WI App 69. Input data had malformed fields (state_dept_name and state_tier fields had parsing errors). Marathon County health and govt URLs provided in input (county_health_url was in the county_planning_url field in source data — data entry error). Marathon County confirmed at marathoncounty.gov. Wisconsin's unusual case-law-driven framework requires careful explanation. Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

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

<https://www.marathoncounty.gov>

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

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

<https://www.marathoncounty.gov>

RANK 469 · FIPS 55131 · West Bend

Washington County

Population 136,842 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED yes — 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 farmers markets, capped at \$5,000/year. Baked goods (shelf-stable, nonhazardous) may be sold directly to consumers at low volume without a license per the Kivirist court order (2017), but NOT unbaked nonhazardous goods (chocolates, fudge, candy) per 2024 WI App 69.

SEPARATE DEDICATED KITCHEN no

PET RESTRICTIONS	Not prohibited by state statute; kitchen must maintain sanitary conditions.
WATER SUPPLY	Potable water required.
HANDWASHING	Required per good food safety practices.
FOOD STORAGE	Home-canned: pH 4.6 or lower. Baked goods: shelf-stable, nonhazardous. Stored in food-safe containers.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection. DATCP may investigate upon complaint.
HOME OCCUPATION PERMIT	varies — Washington County (WI, near Milwaukee metro) zoning ordinance applies in unincorporated areas. City of West Bend and other municipalities have their own rules. No specific county-level cottage food ordinance identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct sales at community events and farmers markets for home-canned goods (up to \$5,000/year). Baked goods: direct-to-consumer at low volume. No internet or mail-order sales under Wisconsin's current framework.
MAX EMPLOYEES IN HOME	Not specified.

Relevant county code

Wis. Stat. §97.29(2)(b)2 (Pickle Bill); Kivirist v. DATCP (2017); 2024 WI App 69.

RESEARCH NOTES

State baseline (WI) confirmed. Input data had malformed fields (state_dept_name/state_tier parsing errors; county_govt_url field showing 'Freedom'). No county-specific URLs available. Washington County (WI) is in the Milwaukee metro area — a suburban county. County follows state baseline. Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 516 · FIPS 55063 · La Crosse

La Crosse County

Population 120,216 · State baseline: Wis. Stat. §97.29 (Pickle Bill: home-canned acidified foods up to \$5,000 at community events/farmers markets); Kivirist court order (2017, unlicensed home bakers allowed); direct sales only · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin has an unusual framework: (1) Pickle Bill (§97.29) allows home-canned pickles/acidified foods with pH ≤ 4.6 up to \$5,000/year at community events or farmers markets; (2) Kivirist court order (2017) allows home bakers to sell shelf-stable nonhazardous baked goods direct to consumers at low volume without a license; (3) 2024 Court of Appeals clarified Kivirist does NOT cover unbaked goods (chocolates, fudge, candy). La Crosse County follows state framework.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state restriction for cottage food; standard food safety practices apply.
WATER SUPPLY	Potable water required; no specific county overlay.
HANDWASHING	Standard food safety practices; no mandatory certification under Kivirist/Pickle Bill framework.
FOOD STORAGE	Shelf-stable non-TCS baked goods and home-canned acidified foods (pH ≤ 4.6). Unbaked goods (chocolates, fudge, candy) require a food processing plant license.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection required under Kivirist/Pickle Bill frameworks. DATCP enforcement has been enjoined for qualifying home bakers. Complaint-driven investigation possible.
HOME OCCUPATION PERMIT	varies — Wisconsin state law does not require home occupation permits specifically for cottage food. La Crosse County unincorporated areas and the city of La Crosse may have local zoning home occupation requirements. No specific county overlay found. Contact La Crosse County Planning or city of La Crosse zoning.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Wisconsin: direct sales only. Pickle Bill allows sales at community events and farmers markets. Kivirist allows direct consumer sales at low volume. No wholesale or retail store sales without a license.
MAX EMPLOYEES IN HOME	No specific state limit; local zoning may apply.

Relevant county code

Wis. Stat. §97.29

RESEARCH NOTES

Note: Input data has parsing issues (county_govt_url shows 'Freedom' which appears to be a data entry error; actual WI tier is Freedom). Wisconsin cottage food landscape is unusually complex, shaped by case law. The 2024 Court of Appeals ruling (Wisconsin Cottage Food Association v. DATCP) significantly limited Kivirist to baked goods only. La Crosse County includes the city of La Crosse (pop ~52K). Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

Freedom

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

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

RANK 527 · FIPS 55117 · Sheboygan

Sheboygan County

Population 117,741 · State baseline: Wis. Stat. §97.29 (Pickle Bill: home-canned acidified foods up to \$5,000 at community events/farmers markets); Kivirist court order (2017, unlicensed home bakers allowed); direct sales only · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — 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 markets; (2) Kivirist allows home bakers to sell shelf-stable baked goods without license; (3) 2024 Court of Appeals ruling limits Kivirist to baked goods only, not unbaked goods. Sheboygan County follows state framework.
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SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state restriction; standard food safety practices apply.
WATER SUPPLY	Potable water required; no specific county overlay.
HANDWASHING	Standard food safety practices; no mandatory certification.
FOOD STORAGE	Shelf-stable non-TCS baked goods and home-canned acidified foods (pH ≤4.6). Unbaked goods (chocolates, fudge, candy) require food processing plant license per 2024 court ruling.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection required under Kivirist/Pickle Bill. Complaint-driven investigation possible.
HOME OCCUPATION PERMIT	varies — No specific Sheboygan County home occupation permit requirements found for cottage food. Local zoning (county unincorporated and city of Sheboygan) may have home occupation requirements. Contact Sheboygan County Planning or city of Sheboygan zoning.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Wisconsin: direct sales only. Pickle Bill: community events and farmers markets only. Kivirist: direct consumer sales at low volume. No wholesale or retail.
MAX EMPLOYEES IN HOME	No specific state limit; local zoning may apply.

Relevant county code

Wis. Stat. §97.29

RESEARCH NOTES

Note: Input data has parsing issues (county_govt_url shows 'Freedom' which appears to be a data entry error; actual WI tier is Freedom). Sheboygan County includes Sheboygan (pop ~50K). Wisconsin cottage food landscape shaped by case law and statute. 2024 Court of Appeals significantly limited Kivirist to baked goods only. Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

Freedom

https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx<https://docs.legis.wisconsin.gov/statutes/statutes/97/29>

RANK 571 · FIPS 55035 · Eau Claire

Eau Claire County

Population 105,697 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin's cottage food landscape is shaped by statute and case law: (1) Statute §97.29(2)(b)2 ('Pickle Bill'): unlicensed home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) at community events or farmers markets, capped at \$5,000/year; (2) Kivirist court order (2017): home bakers of good character may sell shelf-stable, nonhazardous baked goods direct to consumer without a license; (3) 2024 Wisconsin Cottage Food Association v. DATCP ruling: Kivirist exception does NOT extend to unbaked goods (chocolates, fudge, candy). No food handler certification required. No registration required.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state restriction for cottage food bakers.
WATER SUPPLY	No specific state requirement beyond standard sanitation.
HANDWASHING	Standard handwashing practices recommended.
FOOD STORAGE	Baked goods (Kivirist): shelf-stable, nonhazardous only. Pickles (Pickle Bill): pH 4.6 or lower, \$5,000/year cap at community events/farmers markets. Unbaked goods (candy, chocolate, fudge, etc.) remain subject to food processing plant licensing.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspections for cottage food operations. DATCP enjoined from enforcing licensing requirements against qualifying home bakers under Kivirist order.
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HOME OCCUPATION PERMIT conditional — Eau Claire County municipalities may have home occupation zoning requirements. The City of Eau Claire and surrounding townships have their own zoning rules. No specific Eau Claire County cottage food ordinance identified.

LOCAL BUSINESS LICENSE varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP yes

ON-SITE SIGNAGE conditional

DELIVERY / PICKUP RULES Baked goods (Kivirist): direct-to-consumer, low volume, any channel. Pickles (Pickle Bill): community events and farmers markets only, \$5,000/year cap. Unbaked goods require DATCP food processing plant license.

MAX EMPLOYEES IN HOME Not specified in state statute. Kivirist order applies to 'home bakers of good character' — implies small personal operation.

Relevant county code

No specific Eau Claire County code section identified. State law governs: Wis. Stat. §97.29.

RESEARCH NOTES

The input data for this county was malformed — fields appear shifted (county_govt_url contains 'Freedom', state_dept_name contains partial quote). Wisconsin tier is 'Freedom' per state baseline. Wisconsin's cottage food landscape is unusual — shaped by Kivirist v. DATCP (2017) court order for baked goods and the 2024 Wisconsin Cottage Food Association v. DATCP ruling limiting Kivirist to baked goods only. No county-specific overrides found. Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 574 · FIPS 55127 · Elkhorn

Walworth County

Population 105,127 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin's cottage food landscape is shaped by statute and case law: (1) §97.29(2)(b)2: home-canned pickles/acidified vegetables (pH 4.6 or lower) at community events or farmers markets, \$5,000/year cap; (2) Kivirist order (2017): home bakers may sell shelf-stable, nonhazardous baked goods direct to consumer without a license; (3) 2024 court ruling: Kivirist does NOT extend to unbaked goods (chocolates, fudge, candy). No food handler cert or registration required.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state restriction.
WATER SUPPLY	No specific state requirement beyond standard sanitation.
HANDWASHING	Standard handwashing practices recommended.
FOOD STORAGE	Baked goods only under Kivirist. Pickles/acidified vegetables under Pickle Bill. Unbaked goods (candy, chocolate, fudge) require DATCP food processing plant license.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspections for qualifying cottage food operations.
HOME OCCUPATION PERMIT	conditional — Walworth County and municipalities (Elkhorn, Delavan, Lake Geneva, etc.) may have home occupation zoning requirements. Walworth County is a popular resort area (Lake Geneva) with active zoning. No specific Walworth County cottage food ordinance identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Baked goods: direct-to-consumer, any channel, low volume. Pickles: community events and farmers markets only, \$5,000/year cap. Unbaked goods require food processing plant license.

MAX EMPLOYEES IN HOME Not specified. Kivirist implies small personal operation.

Relevant county code

No specific Walworth County code section identified. State law governs: Wis. Stat. §97.29.

RESEARCH NOTES

Walworth County has malformed input data (same pattern as Eau Claire — county_govt_url field contains 'Freedom'). State tier is 'Freedom'. Walworth County is in the southeastern Wisconsin tourist/resort area. No county-specific overrides found. Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 578 · FIPS 55039 · Fond du Lac

Fond du Lac County

Population 104,027 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin's cottage food landscape: (1) §97.29(2)(b)2: home-canned pickles/acidified vegetables (pH 4.6 or lower) at community events or farmers markets, \$5,000/year cap; (2) Kivirist order (2017): home bakers may sell shelf-stable, nonhazardous baked goods direct to consumer without a license; (3) 2024 court ruling: Kivirist does NOT extend to unbaked goods (chocolates, fudge, candy). No food handler cert or registration required.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state restriction.
WATER SUPPLY	No specific state requirement beyond standard sanitation.
HANDWASHING	Standard handwashing practices recommended.
FOOD STORAGE	Baked goods only under Kivirist. Pickles/acidified vegetables under Pickle Bill (\$5,000 cap). Unbaked goods require DATCP food processing plant license.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspections for qualifying cottage food operations.
HOME OCCUPATION PERMIT	conditional — Fond du Lac County and the City of Fond du Lac may have home occupation zoning requirements. No specific Fond du Lac County cottage food ordinance identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Baked goods: direct-to-consumer, any channel, low volume. Pickles: community events and farmers markets only, \$5,000/year cap. Unbaked goods require food processing plant license.
MAX EMPLOYEES IN HOME	Not specified. Kivirist implies small personal operation.

Relevant county code

No specific Fond du Lac County code section identified. State law governs: Wis. Stat. §97.29.

RESEARCH NOTES

Fond du Lac County has malformed input data (same pattern as other Wisconsin entries — county_govt_url contains 'Freedom'). State tier is 'Freedom'. No county-specific overrides found. Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 632 · FIPS 55109 · Hudson

St. Croix County

Population 93,752 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin cottage food landscape is defined by statute and case law: (1) Statutory 'Pickle Bill' (§97.29(2)(b)2): home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year. (2) Kivirist court order (2017): home bakers of good character may sell non-potentially hazardous, shelf-stable baked goods directly to consumers at low volume without a license. (3) 2024 Court of Appeals reversed extension of Kivirist to unbaked goods (chocolates, fudge, candies); only baked goods exempt. No DATCP license required for baked goods meeting Kivirist standards.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific restriction for home bakers under Kivirist; kitchen hygiene is a factor in the 'good character' assessment.
WATER SUPPLY	No specific requirement for cottage food under Wisconsin law.
HANDWASHING	No specific statutory requirement; kitchen hygiene relevant to Kivirist 'good character' standard.
FOOD STORAGE	Shelf-stable, non-potentially hazardous baked goods only under Kivirist exception. Home-canned pickles under \$5,000 cap. TCS foods require DATCP license.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection for Kivirist-exempt home bakers or home-canned pickles under §97.29.
HOME OCCUPATION PERMIT	varies — St. Croix County (Hudson, in Twin Cities metro area) may have local home occupation zoning requirements. No St. Croix County-specific cottage food permit identified. Operators should check with St. Croix County Planning (715-386-4675) for home-based business rules.
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 Kivirist-exempt bakers. Home-canned pickles must be sold at community events or farmers markets (§97.29(2)(b)2). No wholesale for either category.
MAX EMPLOYEES IN HOME	No limit specified; only home baker/household under Kivirist standard.

Relevant county code

No St. Croix County-specific cottage food code identified; Wis. Stat. §97.29 and Kivirist case law govern.

RESEARCH NOTES

Note: Batch input file has data field misalignment for St. Croix County (FIPS 55109) — state_tier value 'Freedom' appeared in county_govt_url field and notes 'pattern' appeared in notes field; actual state tier is Wisconsin (Freedom tier per DATCP). Wisconsin's cottage food landscape is unusually complex: shaped by case law rather than clear statute. The 2024 Court of Appeals decision (Wisconsin Cottage Food Association v. DATCP, 2024 WI App 69) confirmed Kivirist exception applies only to baked goods, not unbaked goods. Wisconsin Supreme Court denied review April 10, 2024. St. Croix County is a rapidly growing Twin Cities suburb.

SOURCES VERIFIED AT RESEARCH TIME

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

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

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

RANK 643 · FIPS 55089 · Port Washington

Ozaukee County

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

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) Kivirist 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): Kivirist 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 Kivirist; 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 Kivirist. Pickles under \$5,000 cap.

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection for Kivirist-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 Kivirist-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 Kivirist standard.

Relevant county code

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

RESEARCH NOTES

Note: Batch input file has data field misalignment for Ozaukee County (FIPS 55089) — state_tier value 'Freedom' appeared in county_govt_url field and county health URL 'https://www.ozaukeecounty.gov' appeared in county_health_url field. 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: Kivirist 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>

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

RANK 654 · FIPS 55027 · Juneau

Dodge County

Population 89,032 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin cottage food law is unusual: the Kivirist court order allows home bakers (of good character, sanitary kitchen) to sell non-potentially-hazardous baked goods directly to consumers without a license. 'Baked goods' means items exposed to dry heat at 140°F or higher in an oven, waffle maker, or Dutch oven. Unbaked non-PHF items (chocolates, fudge, candies, rice crispy treats) are NOT covered by the Kivirist exception per 2024 Wisconsin Court of Appeals ruling. A separate statutory provision (§97.29(2)(b)2, the Pickle Bill) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) at farmers markets/community events up to \$5,000/year without a license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Not specified in Kivirist order, but kitchen hygiene (not in question) is a key condition of the Kivirist exemption.
WATER SUPPLY	No specific statutory requirement; kitchen must meet general sanitation standards.
HANDWASHING	Kitchen sanitation must not be in question per Kivirist standards.
FOOD STORAGE	No specific statutory storage requirements beyond general sanitation.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP does not conduct routine inspections for home bakers qualifying under Kivirist. Inspection may occur if complaint or foodborne illness is reported.
HOME OCCUPATION PERMIT	varies — Dodge County and its municipalities (Juneau, Beaver Dam, Waupun, etc.) each set their own home occupation rules. No Dodge County-specific cottage food permit requirement identified. Producers in municipalities should check with city/village planning offices. Beaver Dam and other Dodge County municipalities may have home occupation permit requirements for businesses generating customer traffic.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Kivirist exception requires direct-to-consumer sales only. No wholesale. Home pickup and delivery to consumers is permitted under this framework. Pickle Bill exemption is limited to community events and farmers markets.
MAX EMPLOYEES IN HOME	Not specified. Low volume is a condition of the Kivirist exemption.

Relevant county code

No Dodge County-specific cottage food ordinance identified. State law Wis. Stat. §97.29 and Kivirist v. DATCP court order govern.

RESEARCH NOTES

Wisconsin's cottage food landscape is shaped by case law as much as statute. The Kivirist v. DATCP circuit court order allows home bakers selling non-PHF baked goods directly to consumers without a DATCP license. The 2024 Wisconsin Cottage Food Association v. DATCP Court of Appeals decision confirmed this exception does NOT extend to unbaked goods (chocolates, fudge, candy). Wisconsin Supreme Court denied review. Home bakers must meet 'good character' and kitchen hygiene standards. Dodge County has no county-level cottage food override. Confidence is medium: state framework verified from DATCP official source but county-level zoning not confirmed.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 666 · FIPS 55055 · Jefferson

Jefferson County

Population 85,932 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Same as all Wisconsin counties: Kivirist court order allows home bakers selling non-PHF baked goods directly to consumers without a DATCP license. Baked goods only (exposed to dry heat at 140°F+). Unbaked non-PHF items (chocolates, fudge, candy) are NOT covered by the Kivirist exception per 2024 Court of Appeals ruling. Pickle Bill (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH ≤4.6) at community events/farmers markets up to \$5,000/year.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Kitchen hygiene must not be in question per Kivirist conditions.
WATER SUPPLY	No specific requirement beyond general kitchen sanitation standards.
HANDWASHING	Kitchen hygiene must not be in question.
FOOD STORAGE	No specific statutory requirement beyond general sanitation.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP does not conduct routine inspections under Kivirist exception. May investigate upon complaint.
HOME OCCUPATION PERMIT	varies — Jefferson County and its municipalities (Jefferson, Watertown, Fort Atkinson, Lake Mills, etc.) each set their own home occupation rules. No Jefferson County-specific cottage food permit requirement identified. Producers should check with Jefferson County Planning and Zoning or their municipality.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Kivirist exception: direct-to-consumer sales only; no wholesale. Pickle Bill: community events and farmers markets only up to \$5,000/year.

MAX EMPLOYEES IN HOME Low volume is a condition of the Kivirist exemption; no specific employee limit stated.

Relevant county code

No Jefferson County-specific cottage food code identified. Wis. Stat. §97.29 and Kivirist court order govern.

RESEARCH NOTES

Jefferson County follows the statewide Wisconsin cottage food framework. No county-specific overrides identified. Confidence is medium: state framework confirmed; county-level rules not verified from official county source.

SOURCES VERIFIED AT RESEARCH TIME

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

RANK 696 · FIPS 55071 · Manitowoc

Manitowoc County

Population 81,242 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Same as all Wisconsin counties: Kivirist court order allows home bakers selling non-PHF baked goods directly to consumers without a DATCP license. Baked goods only (exposed to dry heat at 140°F+). Unbaked non-PHF items not covered per 2024 Court of Appeals ruling. Pickle Bill allows home-canned pickles/acidified items up to \$5,000/year at community events/farmers markets.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Kitchen hygiene must not be in question per Kivirist conditions.
WATER SUPPLY	No specific requirement beyond general sanitation.
HANDWASHING	Kitchen hygiene must not be in question.
FOOD STORAGE	No specific statutory requirement beyond general sanitation.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP may investigate upon complaint.
HOME OCCUPATION PERMIT	varies — Manitowoc County and the City of Manitowoc may have home occupation ordinances. No Manitowoc County-specific cottage food permit requirement identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer sales only under Kivirist; no wholesale. Pickle Bill: community events and farmers markets only up to \$5,000/year.
MAX EMPLOYEES IN HOME	Low volume condition of Kivirist exemption.

Relevant county code

No Manitowoc County-specific cottage food code identified. Wis. Stat. §97.29 and Kivirist court order govern.

RESEARCH NOTES

Manitowoc County follows Wisconsin cottage food framework. No county-specific overrides identified. Confidence is medium.

SOURCES VERIFIED AT RESEARCH TIME

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

RANK 737 · FIPS 55141 · Wisconsin Rapids

Wood County

Population 74,138 · State baseline: Wis. Stat. §97.29 (Pickle Bill); Kivirist v. DATCP (2017 court order) ·

MEDIUM

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Two pathways: (1) Pickle Bill (§97.29(2)(b)2): home-canned pickles and acidified vegetables/fruits (pH ≤ 4.6) sold at community events or farmers markets, capped at \$5,000/year. (2) Kivirist court order: home bakers of good character may sell nonhazardous shelf-stable baked goods direct to consumer at low volume without a license. 2024 Court of Appeals decision clarified Kivirist does NOT extend to unbaked goods (chocolates, fudge, candy).
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Not specified in statute. Good sanitary practices required.
WATER SUPPLY	Potable water required.
HANDWASHING	No food handler certification required.
FOOD STORAGE	Shelf-stable products must be stored appropriately. TCS foods require food processing plant license.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP may investigate upon complaint. Kivirist order restricts DATCP enforcement against qualifying home bakers.
HOME OCCUPATION PERMIT	varies — No permit required for Kivirist-qualifying home bakers or Pickle Bill sellers. Wood County may have local zoning home occupation requirements. No Wood County-specific cottage food ordinance found.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Pickle Bill: sales at community events or farmers markets only, \$5,000/year cap. Kivirist bakers: direct to consumer, low volume, from home — no stated dollar cap. No internet/mail order for unlicensed bakers.

MAX EMPLOYEES IN HOME Not specified.

Relevant county code

Wis. Stat. §97.29. No Wood County-specific code section found.

RESEARCH NOTES

NOTE: The input data for Wood County has scrambled fields — county_govt_url shows 'Freedom' (a tier value) and notes shows 'pattern'. These appear to be data entry errors. Wisconsin's cottage food landscape is shaped by case law (Kivirist v. DATCP, 2017) and the Pickle Bill (§97.29(2)(b)2). The 2024 Wisconsin Cottage Food Association v. DATCP Court of Appeals decision clarified the Kivirist exception does NOT extend to unbaked goods. Wisconsin Supreme Court denied review. No Wood County-specific overrides found. Confidence: medium (state law verified, input data has field errors).

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 762 · FIPS 55097 · Stevens Point

Portage County

Population 70,281 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — No food handler cert required. No registration or inspection required. Direct-to-consumer sales only; no internet sales to out-of-state; no retail store sales except very limited allowances. Tiered annual sales cap applies. Non-TCS foods only.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Not specified in state law
WATER SUPPLY	Standard residential water supply
HANDWASHING	Good sanitation practices implied
FOOD STORAGE	Appropriate storage for shelf-stable products

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection; complaint-based possible
HOME OCCUPATION PERMIT	varies — No county govt URL provided. Portage County unincorporated areas follow county zoning. City of Stevens Point has its own zoning and business licensing. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	yes
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer sales; direct delivery by producer permitted in-state
MAX EMPLOYEES IN HOME	Not specified

Relevant county code

Not identified

RESEARCH NOTES

Wisconsin Freedom-tier state. Note: batch input had some data corruption in the CSV (county_govt_url field showing 'Freedom' text). Wisconsin has tiered sales cap system. No county-specific sources available. Pattern county.

SOURCES VERIFIED AT RESEARCH TIME

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

RANK 802 · FIPS 55017 · Chippewa Falls

Chippewa County

Population 66,254 · State baseline: Wis. Stat. §97.29 (Kivirist court order 2017; Wisconsin Cottage Food Association v. DATCP 2024) · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Home bakers of non-potentially hazardous baked goods may sell directly to consumers without a license under the Kivirist court order (2017). Non-baked goods (chocolates, fudge, candy) require a license per the 2024 Court of Appeals ruling. Home-canned pickles/acidified goods allowed up to \$5,000/year at community events or farmers markets under §97.29(2)(b)2.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition; best practice is to exclude pets during production
WATER SUPPLY	Potable water required
HANDWASHING	Standard handwashing facilities required
FOOD STORAGE	Proper storage required; shelf-stable non-PHF foods only

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection for exempt home bakers; DATCP may investigate complaints
HOME OCCUPATION PERMIT	conditional — Chippewa County zoning requires a home occupation permit for operations conducted within a dwelling. Operations must be conducted entirely within the dwelling, not exceed 500 sq ft, and not employ non-residents without a conditional use permit under Zoning Ordinance §70-115. A business plan and permit from Chippewa County Planning & Zoning office (715-726-7940) is required.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional

DELIVERY / PICKUP RULES	Direct sales to consumers only; no wholesale or internet sales for unlicensed operations. Home-canned goods limited to community events and farmers markets.
MAX EMPLOYEES IN HOME	Only resident employees without a conditional use permit; non-residents require conditional use permit under §70-108

Relevant county code

Chippewa County Zoning Ordinance §70-115 (Home Occupations); §70-108 (Conditional Use Permits)

RESEARCH NOTES

Wisconsin cottage food is shaped by *Kivirist v. DATCP* (2017) and *Wisconsin Cottage Food Association v. DATCP* (2024). Home bakers of non-PHF baked goods may sell without a license; non-baked non-PHF goods require a license. Chippewa County's home occupation checklist confirms permit requirement, 500 sq ft limit, resident-only employees (unless conditional use), and a single sign up to 6 sq ft. County tier listed as 'Freedom' in WI context but Wisconsin is actually complex. Direct county-specific cottage food health department rules not found.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.chippewacountywi.gov/DocumentCenter/View/810/Home-Occupation-Checklist-PDF>

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

<https://www.chippewacountywi.gov/DocumentCenter/View/810/Home-Occupation-Checklist-PDF>

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

RANK 811 · FIPS 55111 · Baraboo

Sauk County

Population 65,664 · State baseline: Wis. Stat. §97.29 (*Kivirist* court order 2017; 2024 Court of Appeals ruling) · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Home bakers of non-potentially hazardous baked goods may sell directly to consumers without a license (<i>Kivirist</i> exception). Non-baked non-PHF goods (chocolates, fudge, candy) require a license per 2024 ruling. Home-canned pickles/acidified goods allowed up to \$5,000/year at community events or farmers markets.
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SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition; best practice is to exclude pets during production
WATER SUPPLY	Potable water required
HANDWASHING	Standard handwashing facilities required
FOOD STORAGE	Proper storage required; shelf-stable non-PHF baked goods only for unlicensed operation

Inspection & permitting

INSPECTION REQUIRED	no — No routine inspection for exempt home bakers; DATCP may investigate complaints
HOME OCCUPATION PERMIT	varies — Sauk County has a Planning & Zoning department in Baraboo. Home occupation rules apply under county zoning ordinance. Contact Sauk County Planning & Zoning at (608) 355-3285 for permit requirements.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct sales to consumers only for unlicensed operations. Farmers markets and direct delivery permitted.
MAX EMPLOYEES IN HOME	No non-resident employees for unlicensed home baker

Relevant county code

Sauk County Zoning Ordinance — contact Planning & Zoning

RESEARCH NOTES

Sauk County (home of Baraboo, Wisconsin Dells area) follows same statewide Wisconsin framework as other WI counties. Kivirist exception applies to non-PHF baked goods sold direct to consumer. No Sauk County-specific cottage food restrictions identified. County is home to tourism industry; local zoning contact recommended.

SOURCES VERIFIED AT RESEARCH TIME

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

RANK 887 · FIPS 55021 · Portage

Columbia County

Population 58,272 · State baseline: Wis. Stat. §97.29 (Kivirist court order 2017; 2024 WI App 69 clarification) · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Wisconsin has an unusual cottage food framework shaped by case law. The Kivirist court order (2017) allows home bakers to sell nonhazardous, shelf-stable baked goods direct to consumer without a license. Home-canned pickles/acidified vegetables (pH ≤4.6) at up to \$5,000/year allowed at community events or farmers markets. Unbaked goods (chocolate, candy, fudge) are NOT covered by the Kivirist exception (2024 WI App 69).
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific pet restriction in Wisconsin cottage food case law or statute.
WATER SUPPLY	No specific state cottage food water testing requirement.
HANDWASHING	No specific state cottage food handwashing mandate.
FOOD STORAGE	Shelf-stable, nonhazardous products required. No TCS foods.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP enjoined from enforcing licensing against qualifying home bakers per Kivirist court order.
HOME OCCUPATION PERMIT	varies — Columbia County and City of Portage may have home occupation zoning requirements. Wisconsin law does not expressly preempt local zoning for cottage food. Operators should check with Columbia County Zoning.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Kivirist exception: baked goods direct to consumer at low volume. Pickle Bill: up to \$5,000/year at community events or farmers markets. No online sales or retail sales under either pathway.
MAX EMPLOYEES IN HOME	Not specified.

Relevant county code

Columbia County zoning code (home occupation provisions); Wis. Stat. §97.29 and Kivirist v. DATCP (Lafayette County Circuit Court, 2017); 2024 WI App 69.

RESEARCH NOTES

Wisconsin's cottage food landscape is shaped primarily by the 2017 Kivirist v. DATCP court order and the 2024 Court of Appeals ruling limiting it to baked goods only. The statutory 'Pickle Bill' (§97.29(2)(b)2) provides the only express statutory exemption. Chocolates, fudge, candy are excluded from the Kivirist exemption. Columbia County (Portage) is in south-central WI. Wisconsin Supreme Court denied review of the 2024 ruling. Wisconsin Legislature issued a report on this topic in June 2025.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 956 · FIPS 55015 · Chilton

Calumet County

Population 52,361 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Under the Kivirist court order (2017), home bakers of good character may sell nonhazardous shelf-stable baked goods direct to consumer at low volume without a license. The §97.29(2)(b)2 'Pickle Bill' statutory exemption covers home-canned pickles and acidified vegetables/fruits (pH ≤4.6) capped at \$5,000/year at community events or farmers markets. Unbaked non-TCS items (chocolates, fudge, candy) are NOT covered by Kivirist per 2024 Court of Appeals ruling.
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SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Not specified in state law.
WATER SUPPLY	Not specified in state law.
HANDWASHING	Standard food safety practices; not specifically mandated.
FOOD STORAGE	Products must remain shelf-stable and nonhazardous.

Inspection & permitting

INSPECTION REQUIRED	no — No inspection for exempt cottage food bakers. DATCP may not enforce licensing requirements against qualifying home bakers per Kivirist order.
HOME OCCUPATION PERMIT	conditional — Calumet County Zoning Ordinance (Chapter 82, adopted April 2025) defines 'Home Artisan' (hobby grower/creator selling products including canned goods) and 'Home Business' (max 1 non-resident employee). Cottage food home bakers may qualify as Home Artisans. Local zoning permit may be required depending on township district. Unincorporated areas of Calumet County governed by county zoning; incorporated municipalities have own codes.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer sales only for exempt operations. Pickle Bill limits sales to community events and farmers markets for home-canned goods. Kivirist exception bakers may sell at home, markets, and events.
MAX EMPLOYEES IN HOME	Home Business: max 1 non-resident employee. Home Artisan category has no stated employee limit per county zoning.

Relevant county code

Calumet County Zoning Ordinance Chapter 82, Sec. 82-2 et seq. (April 2025); Wis. Stat. §97.29(2)(b)2; Kivirist v. DATCP (Lafayette County Circuit Court, 2017); Wisconsin Cottage Food Association v. DATCP (2024 WI App 69)

RESEARCH NOTES

Wisconsin's cottage food landscape is complex due to Kivirist court order and 2024 appellate ruling. Calumet County's April 2025 zoning ordinance recognizes 'Home Artisan' and 'Home Business' categories. Home bakers selling shelf-stable baked goods are likely covered under Kivirist; unbaked confections are not. Pickle Bill caps home-canned acidified goods at \$5,000/year. No Calumet County health department-specific rules found. Incorporated cities/villages within Calumet County (Chilton, New Holstein, Brillion) have separate municipal codes.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.calumet.wi.us/210/Zoning>

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

<https://www.co.calumet.wi.us/DocumentCenter/View/7608/Chapter-82---Zoning-Ordinance---Adopted-04152025?bidId=>

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

RANK 959 · FIPS 55043 · Lancaster

Grant County

Population 51,842 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Under the Kivirist court order (2017), home bakers of good character may sell nonhazardous shelf-stable baked goods direct to consumer at low volume without a license. The §97.29(2)(b)2 'Pickle Bill' statutory exemption covers home-canned pickles and acidified vegetables/fruits (pH ≤4.6) capped at \$5,000/year at community events or farmers markets. Unbaked non-TCS items (chocolates, fudge, candy) are NOT covered by Kivirist per 2024 Court of Appeals ruling.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Not specified in state law.
WATER SUPPLY	Not specified in state law.
HANDWASHING	Standard food safety practices; not specifically mandated.
FOOD STORAGE	Products must remain shelf-stable and nonhazardous.

Inspection & permitting

INSPECTION REQUIRED	no — No inspection for qualifying cottage food bakers. DATCP may not enforce licensing requirements against qualifying home bakers per Kivirist order.
HOME OCCUPATION PERMIT	conditional — Grant County may have township-level zoning that regulates home occupations. No specific county-level home occupation rules found in research. Incorporated municipalities within Grant County (Lancaster, Platteville area, etc.) have separate municipal codes. Recommend verifying with Grant County Planning/Zoning.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer sales only for exempt operations. Pickle Bill limits sales to community events and farmers markets for home-canned goods. Kivirist exception bakers may sell at home, markets, and events.
MAX EMPLOYEES IN HOME	Not specified in state or county rules found.

Relevant county code

Wis. Stat. §97.29(2)(b)2; Kivirist v. DATCP (2017); Wisconsin Cottage Food Association v. DATCP (2024 WI App 69)

RESEARCH NOTES

No Grant County-specific cottage food or home occupation rules found. State baseline applies. Wisconsin cottage food framework is complex due to Kivirist court order and 2024 Court of Appeals ruling limiting Kivirist to baked goods only. Recommend contacting Grant County Planning/Zoning for local home occupation requirements. [Confidence reclassified low→medium: state baseline applies cleanly, no county override found.]

SOURCES VERIFIED AT RESEARCH TIME

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

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

Waupaca County

Population 51,822 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	yes — Under the Kivirist court order (2017), home bakers of good character may sell nonhazardous shelf-stable baked goods direct to consumer at low volume without a license. The §97.29(2)(b)2 'Pickle Bill' statutory exemption covers home-canned pickles and acidified vegetables/fruits (pH ≤4.6) capped at \$5,000/year at community events or farmers markets. Unbaked non-TCS items (chocolates, fudge, candy) are NOT covered by Kivirist per 2024 Court of Appeals ruling.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	Not specified in state law.
WATER SUPPLY	Not specified in state law.
HANDWASHING	Standard food safety practices; not specifically mandated.
FOOD STORAGE	Products must remain shelf-stable and nonhazardous.

Inspection & permitting

INSPECTION REQUIRED	no — No inspection for qualifying cottage food bakers. DATCP may not enforce licensing requirements against qualifying home bakers per Kivirist order.
HOME OCCUPATION PERMIT	conditional — No specific Waupaca County-level home occupation rules found in research. Individual townships within Waupaca County may have zoning regulations governing home occupations. Recommend verifying with Waupaca County Planning/Zoning.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer sales only for exempt operations. Pickle Bill limits sales to community events and farmers markets for home-canned goods. Kivirist exception bakers may sell at home, markets, and events.

MAX EMPLOYEES IN HOME Not specified in state or county rules found.

Relevant county code

Wis. Stat. §97.29(2)(b)2; Kivirist v. DATCP (2017); Wisconsin Cottage Food Association v. DATCP (2024 WI App 69)

RESEARCH NOTES

No Waupaca County-specific cottage food or home occupation rules found. State baseline applies. Wisconsin cottage food framework is complex due to Kivirist court order and 2024 Court of Appeals ruling. Recommend contacting Waupaca County Planning/Zoning for local home occupation requirements. [Confidence reclassified low→medium: state baseline applies cleanly, no county override found.]

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55001 · Friendship

Adams County

Population 20,822 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017, Lafayette County Circuit Court) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers at low volume — no stated dollar cap; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed that unbaked goods (candies, fudge, chocolates, rice crispy treats) are NOT covered by the Kivirist exception and require a food processing plant license.

SEPARATE DEDICATED KITCHEN no

PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required to maintain shelf-stable status.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Adams County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Adams County zoning ordinance for home-based businesses. No Adams County-specific cottage food overlay identified. Friendship (county seat) has its own rules within village limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Adams County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Adams County is a rural central Wisconsin county. No county-specific cottage food rules identified. Wisconsin cottage food is governed primarily by Kivirist injunction (2017) for baked goods and the Pickle Bill (§97.29(2)(b)2) for pickles/acidified vegetables. 2024 WI App 69 limits unbaked confections. State baseline is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.adams.wi.us>https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx<https://docs.legis.wisconsin.gov/statutes/statutes/97/29>

RANK 9999 · FIPS 55003 · Ashland

Ashland County

Population 15,562 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Ashland County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Ashland County zoning ordinance. No Ashland County-specific cottage food overlay identified. Ashland city (county seat) has its own rules within city limits.

LOCAL BUSINESS LICENSE varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP conditional

ON-SITE SIGNAGE conditional

DELIVERY / PICKUP RULES Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.

MAX EMPLOYEES IN HOME Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Ashland County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Ashland County is a rural northern Wisconsin county bordering Lake Superior. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.ashland.wi.us>

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

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

RANK 9999 · FIPS 55005 · Barron

Barron County

Population 45,244 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Barron County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Barron County zoning ordinance. No Barron County-specific cottage food overlay identified. Barron city (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional

- DELIVERY / PICKUP RULES** Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
- MAX EMPLOYEES IN HOME** Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Barron County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Barron County is a rural northwestern Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.barron.wi.us>

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

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

RANK 9999 · FIPS 55007 · Washburn

Bayfield County

Population 15,473 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.

SEPARATE DEDICATED KITCHEN no

PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Bayfield County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Bayfield County zoning ordinance. No Bayfield County-specific cottage food overlay identified. Washburn (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Bayfield County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Bayfield County is a rural northern Wisconsin county on Lake Superior containing the Apostle Islands. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.bayfieldcounty.org>

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

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

RANK 9999 · FIPS 55011 · Alma

Buffalo County

Population 13,587 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Buffalo County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Buffalo County zoning ordinance. No Buffalo County-specific cottage food overlay identified. Alma (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Buffalo County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Buffalo County is a rural western Wisconsin county along the Mississippi River. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.buffalocounty.com>

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

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

RANK 9999 · FIPS 55013 · Siren

Burnett County

Population 15,414 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Burnett County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Burnett County zoning ordinance. No Burnett County-specific cottage food overlay identified. Siren (county seat, unincorporated village) has its own rules.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional

DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Burnett County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Burnett County is a rural northwestern Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.burnettcounty.com>

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

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

RANK 9999 · FIPS 55019 · Neillsville

Clark County

Population 34,182 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
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SEPARATE DEDICATED KITCHEN	no
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PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Clark County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Clark County zoning ordinance. No Clark County-specific cottage food overlay identified. Neillsville (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Clark County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Clark County is a rural central Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.clark.wi.us>

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

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

RANK 9999 · FIPS 55023 · Prairie du Chien

Crawford County

Population 16,644 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Crawford County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Crawford County zoning ordinance. No Crawford County-specific cottage food overlay identified. Prairie du Chien (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Crawford County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Crawford County is a rural southwestern Wisconsin county along the Mississippi River. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.crawfordcountywi.org>

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

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

RANK 9999 · FIPS 55029 · Sturgeon Bay

Door County

Population 29,895 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Door County (the Door Peninsula) follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Door County zoning ordinance. No Door County-specific cottage food overlay identified. Sturgeon Bay (county seat) has its own rules within city limits. Door County's tourist economy and numerous farmers markets provide direct-sales opportunities.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). Door County's active farmers market and tourism economy provides good DTC channels. No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Door County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Door County is a tourist-oriented peninsula county on Green Bay, known for orchards, farmers markets, and artisan food producers. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.door.wi.gov>

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

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

RANK 9999 · FIPS 55031 · Superior

Douglas County

Population 43,857 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Douglas County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Douglas County zoning ordinance. No Douglas County-specific cottage food overlay identified. Superior (county seat, port city on Lake Superior) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Douglas County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Douglas County is a northern Wisconsin county on Lake Superior, home to Superior (a major port city). No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.douglascountywi.org>

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

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

RANK 9999 · FIPS 55033 · Menomonie

Dunn County

Population 45,368 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.

SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Dunn County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Dunn County zoning ordinance. No Dunn County-specific cottage food overlay identified. Menomonie (county seat, home to UW-Stout) has its own rules within city limits. Note: county seat field was blank in input data; Menomonie is the recognized county seat.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Dunn County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Dunn County is a rural western Wisconsin county. County seat (Menomonie) was blank in input data — corrected to Menomonie. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.dunn.wi.us>

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

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

RANK 9999 · FIPS 55037 · Florence

Florence County

Population 4,295 · State baseline: Wis. Stat. §97.29 · MEDIUM

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Florence County is one of the least populous counties in Wisconsin (~4,295). Home occupation permits may be required under Florence County zoning ordinance. No Florence County-specific cottage food overlay identified. Florence village (county seat) has its own rules.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Florence County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Florence County is a small, heavily forested northern Wisconsin county near the Michigan border. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.florencecountywi.com>

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

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

RANK 9999 · FIPS 55041 · Crandon

Forest County

Population 9,004 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Forest County is a sparsely populated northern Wisconsin county containing the Potawatomi and Mole Lake Ojibwe tribal lands. Home occupation permits may be required under Forest County zoning ordinance. No Forest County-specific cottage food overlay identified. Crandon (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Forest County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Forest County is a sparsely populated northern Wisconsin county. Contains Potawatomi and Mole Lake Ojibwe tribal reservations (tribal sovereignty may create distinct rules on tribal land). No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative for non-tribal areas. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.forest.wi.us>

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

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

RANK 9999 · FIPS 55045 · Monroe

Green County

Population 36,967 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception. Note: The original Kivirist v. DATCP case was filed in Lafayette County Circuit Court, an adjacent county; the legal principles apply statewide.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Green County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Green County zoning ordinance. No Green County-specific cottage food overlay identified. Monroe (county seat, known for cheese production) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Green County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Green County is a southern Wisconsin dairy/cheese county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.green.wi.gov>

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

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

RANK 9999 · FIPS 55047 · Green Lake

Green Lake County

Population 18,913 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Green Lake County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Green Lake County zoning ordinance. No Green Lake County-specific cottage food overlay identified. Green Lake city (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Green Lake County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Green Lake County is a central Wisconsin county known for Green Lake (deepest natural inland lake in Wisconsin). No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.green-lake.wi.us>

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

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

RANK 9999 · FIPS 55049 · Dodgeville

Iowa County

Population 23,678 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
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SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Iowa County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Iowa County zoning ordinance. No Iowa County-specific cottage food overlay identified. Dodgeville (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Iowa County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Iowa County is a southwestern Wisconsin county in the Driftless Area. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.iowacounty.org>

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

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

RANK 9999 · FIPS 55051 · Hurley

Iron County

Population 5,786 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Iron County is a sparsely populated northern Wisconsin county near the Michigan border. Home occupation permits may be required under Iron County zoning ordinance. No Iron County-specific cottage food overlay identified. Hurley (county seat) has its own rules within city limits.

LOCAL BUSINESS LICENSE varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP conditional

ON-SITE SIGNAGE conditional

DELIVERY / PICKUP RULES Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.

MAX EMPLOYEES IN HOME Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Iron County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Iron County is a sparsely populated northern Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.ironcountywi.gov>

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

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

RANK 9999 · FIPS 55053 · Black River Falls

Jackson County

Population 20,643 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Jackson County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Jackson County zoning ordinance. No Jackson County-specific cottage food overlay identified. Black River Falls (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Jackson County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Jackson County is a rural western Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.jackson.wi.us>

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

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

RANK 9999 · FIPS 55057 · Mauston

Juneau County

Population 26,419 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.

SEPARATE DEDICATED KITCHEN no

PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Juneau County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Juneau County zoning ordinance. No Juneau County-specific cottage food overlay identified. Mauston (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Juneau County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Juneau County is a central Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.juneau.wi.gov>

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

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

RANK 9999 · FIPS 55061 · Kewaunee

Kewaunee County

Population 20,434 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Kewaunee County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Kewaunee County zoning ordinance. No Kewaunee County-specific cottage food overlay identified. Kewaunee city (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Kewaunee County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Kewaunee County is a rural eastern Wisconsin county on Lake Michigan. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.kewauneeeco.org>

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

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

RANK 9999 · FIPS 55065 · Darlington

Lafayette County

Population 16,783 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (Lafayette County Circuit Court, 2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers — this injunction originated in Lafayette County; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Lafayette County is historically significant as the originating jurisdiction for the Kivirist v. DATCP case (2017 Lafayette County Circuit Court), which established the home baker exemption from DATCP licensing statewide. No Lafayette County-specific cottage food overlay beyond the state framework has been identified. Darlington (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Lafayette County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29; Kivirist v. DATCP (Lafayette County Circuit Court, 2017)

RESEARCH NOTES

Lafayette County is historically significant as the originating jurisdiction of the Kivirist v. DATCP case (2017), which created the statewide home baker exemption. No county-specific cottage food rules beyond the state framework identified. The 2024 WI App 69 decision (Wisconsin Cottage Food Association v. DATCP) clarified limitations on the Kivirist exception. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.lafayettecountywi.org>

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

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

RANK 9999 · FIPS 55067 · Antigo

Langlade County

Population 19,189 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Langlade County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Langlade County zoning ordinance. No Langlade County-specific cottage food overlay identified. Antigo (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Langlade County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Langlade County is a rural north-central Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.langladecounty.org>

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

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

RANK 9999 · FIPS 55069 · Merrill

Lincoln County

Population 27,593 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
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SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Lincoln County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Lincoln County zoning ordinance. No Lincoln County-specific cottage food overlay identified. Merrill (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Lincoln County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Lincoln County is a rural north-central Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.lincoln.wi.us>https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx<https://docs.legis.wisconsin.gov/statutes/statutes/97/29>

RANK 9999 · FIPS 55075 · Marinette

Marinette County

Population 40,350 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
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HOME OCCUPATION PERMIT	varies — Marinette County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Marinette County zoning ordinance. No Marinette County-specific cottage food overlay identified. Marinette city (county seat) and Peshtigo have their own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Marinette County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Marinette County is a northeastern Wisconsin county on Green Bay bordering Michigan's Upper Peninsula. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

- <https://www.marinettecounty.com>

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

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

RANK 9999 · FIPS 55077 · Montello

Marquette County

Population 15,404 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Marquette County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Marquette County zoning ordinance. No Marquette County-specific cottage food overlay identified. Montello (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Marquette County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Marquette County is a rural central Wisconsin county. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.marquette.wi.us>

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

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

RANK 9999 · FIPS 55078 · Keshena

Menominee County

Population 4,232 · State baseline: Wis. Stat. §97.29 · **LOW**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Menominee County is the sole county in Wisconsin constituted entirely of a Native American reservation (Menominee Indian Tribe of Wisconsin). The Menominee Tribe exercises significant self-governance authority including tribal regulatory powers. Wisconsin state cottage food law (Wis. Stat. §97.29, Kivirist injunction) may have limited applicability on tribal trust land; tribal food codes and business regulations may govern instead. For non-tribal land or activities involving non-tribal members off-reservation, state law applies.
SEPARATE DEDICATED KITCHEN	no

PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply under state law. Tribal food safety rules may differ.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only per state framework; tribal regulations may apply on tribal land.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivistik injunction for off-reservation activities. On-reservation activities may be subject to tribal health authority.
HOME OCCUPATION PERMIT	varies — Menominee County is coextensive with the Menominee Indian Reservation. Tribal business regulations and the Menominee Tribal Code govern home-based businesses on tribal trust land. Non-tribal members and activities outside tribal land would follow standard Wisconsin rules. The Menominee Tribe of Wisconsin has its own government infrastructure; contact the Menominee Tribal government for specific home-based food business rules.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	State framework (direct-to-consumer only for baked goods; Pickle Bill for pickles at \$5,000/year cap) applies to off-reservation activities. On-reservation sales subject to tribal law.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; tribal or zoning rules may apply.

Relevant county code

Menominee Tribal Code (tribal land); Wis. Stat. §97.29 (off-reservation/non-tribal activities)

RESEARCH NOTES

Menominee County is unique in Wisconsin as it is constituted entirely of the Menominee Indian Reservation. Tribal sovereignty creates a distinct regulatory environment. State cottage food law (Kivirist/Pickle Bill) may have limited or no applicability on tribal trust land. Low confidence for tribal land activities; state baseline applies to off-reservation commercial activities. Contact Menominee Tribal government for on-reservation rules.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.menominee-nsn.gov>

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

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

RANK 9999 · FIPS 55081 · Sparta

Monroe County

Population 45,365 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.

SEPARATE DEDICATED KITCHEN no

PET RESTRICTIONS No specific state prohibition for cottage food bakers; standard food safety practices apply.

WATER SUPPLY No specific requirement under the Wisconsin cottage food framework.

HANDWASHING Standard food safety sanitation practices apply.

FOOD STORAGE Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Monroe County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Monroe County zoning ordinance. No Monroe County-specific cottage food overlay identified. Sparta (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Monroe County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Monroe County is a rural western Wisconsin county in the Driftless Area. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.monroe.wi.us>

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

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

RANK 9999 · FIPS 55083 · Oconto

Oconto County

Population 41,019 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Oconto County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Oconto County zoning ordinance. No Oconto County-specific cottage food overlay identified. Oconto city (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional

- DELIVERY / PICKUP RULES** Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
- MAX EMPLOYEES IN HOME** Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Oconto County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Oconto County is a northeastern Wisconsin county on Green Bay. No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.oconto.wi.us>

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

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

RANK 9999 · FIPS 55085 · Rhinelander

Oneida County

Population 35,998 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED conditional — Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acidified vegetables/fruits (pH 4.6 or lower) sold at community events or farmers markets, capped at \$5,000/year; (2) The Kivirist injunction (2017) prohibits DATCP from enforcing licensing requirements against home bakers of good character who sell nonhazardous shelf-stable baked goods directly to consumers; (3) The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception.

SEPARATE DEDICATED KITCHEN no

PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against qualifying home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Oneida County follows standard Wisconsin local government zoning framework. Home occupation permits may be required under Oneida County zoning ordinance. No Oneida County-specific cottage food overlay identified. Rhinelander (county seat) has its own rules within city limits.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/year). No wholesale or retail sales allowed under either exception.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; home occupation zoning rules may apply.

Relevant county code

Oneida County Zoning Ordinance (home occupation provisions); Wis. Stat. §97.29

RESEARCH NOTES

Oneida County is a northern Wisconsin lake-country county (contains thousands of lakes). No county-specific cottage food rules identified. State baseline (Kivirist/Pickle Bill) is operative. Defaulting to state baseline with medium confidence.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.oneidacountywi.gov>

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

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

RANK 9999 · FIPS 55091 · Durand

Pepin County

Population 7,287 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Pepin County is one of Wisconsin's smallest counties. Local zoning is administered at the town level under Wis. Stat. §60.61-60.62; home occupation rules vary by individual town ordinance. No county-specific cottage food overlay identified. Contact Pepin County Land Use/Zoning for guidance.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Pepin County Zoning; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Pepin County is Wisconsin's smallest county by area; zoning administered at town level. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55093 · Ellsworth

Pierce County

Population 42,212 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Pierce County is in the St. Croix River valley on the Minnesota border. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. The county administers shoreland/floodplain zoning but general residential home occupation rules are at the town level. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Pierce County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Pierce County administers shoreland zoning but residential home occupation rules rest with individual towns. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55095 · Balsam Lake

Polk County

Population 44,205 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no

PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Polk County is in northwest Wisconsin bordering Minnesota and the St. Croix River. Local zoning is administered at the town level under Wis. Stat. §60.61-60.62; home occupation permit requirements vary by individual town ordinance. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Polk County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Polk County has farmland preservation zoning per DATCP records. Home occupation rules are at town level. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55099 · Phillips

Price County

Population 13,351 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Price County is a sparsely populated north-central Wisconsin county with significant forested land. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. Price County has a farmland preservation zoning program. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Price County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Price County is largely forested (Price County Forest) with low population density. Home occupation rules are at town level. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55103 · Richland Center

Richland County

Population 17,242 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Richland County is in the Driftless Area of southwest Wisconsin. The county administers zoning in unincorporated areas. The Finance & Personnel Committee meeting records (Dec. 2021) indicate zoning requests for new homes are active. Home occupation permit requirements vary by municipality and town ordinance. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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- ON-SITE SIGNAGE** conditional
- DELIVERY / PICKUP RULES** Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
- MAX EMPLOYEES IN HOME** Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Richland County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Richland County is in the Driftless Area; active farmland preservation program. County Finance & Personnel Committee records confirm active zoning administration. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.richland.wi.us/>

<https://www.co.richland.wi.us/>

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

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

RANK 9999 · FIPS 55107 · Ladysmith

Rusk County

Population 14,178 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

- HOME KITCHEN ALLOWED** conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.

SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Rusk County is in northwest Wisconsin with significant timber and agricultural land. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. Rusk County has a farmland preservation zoning program per DATCP records. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Rusk County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Rusk County has farmland preservation zoning. Home occupation rules at town level. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55113 · Hayward

Sawyer County

Population 16,557 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Sawyer County is in northwest Wisconsin, home to the Lac Courte Oreilles Ojibwe reservation and significant Chequamegon-Nicolet National Forest land. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Sawyer County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Sawyer County has Lac Courte Oreilles tribal lands; tribal sovereignty means tribal members may face separate tribal regulations. No county-specific cottage food rules identified. State baseline applies to non-tribal lands.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55115 · Shawano

Shawano County

Population 40,899 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Shawano County is in northeast Wisconsin and includes portions of the Menominee Indian Reservation adjacent to the county. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. Shawano County has a farmland preservation zoning program. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional

DELIVERY / PICKUP RULES Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.

MAX EMPLOYEES IN HOME Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Shawano County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Shawano County has farmland preservation zoning and is adjacent to Menominee County tribal lands. State baseline applies to non-tribal county lands. No county-specific cottage food rules identified.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55119 · Medford

Taylor County

Population 20,383 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.

SEPARATE DEDICATED KITCHEN no

PET RESTRICTIONS No specific state prohibition for cottage food bakers; standard food safety practices apply.

WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Taylor County is in north-central Wisconsin with significant forested and agricultural land. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. Taylor County has a farmland preservation zoning program. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Taylor County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Taylor County has farmland preservation zoning per DATCP records. Home occupation rules at town level. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

- https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx
- <https://docs.legis.wisconsin.gov/statutes/statutes/97/29>

RANK 9999 · FIPS 55121 · Whitehall

Trempealeau County

Population 29,649 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Trempealeau County is in west-central Wisconsin in the Driftless Area along the Mississippi River. The county has an active farmland preservation zoning program. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Trempealeau County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Trempealeau County has active farmland preservation zoning per DATCP records. Driftless Area county with strong agricultural community. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55123 · Viroqua

Vernon County

Population 30,516 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Vernon County is in the Driftless Area of southwest Wisconsin, known for organic farming and the Viroqua Food Co-op community. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. Vernon County has an active farmland preservation program. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
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ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Vernon County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Vernon County is a strong agricultural/organic farming community in the Driftless Area. Farmland preservation zoning active. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55125 · Eagle River

Vilas County

Population 22,227 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no

PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Vilas County is in the Northwoods of Wisconsin with extensive lakes (Eagle River Chain of Lakes) and tourism economy. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. The county has shoreland/floodplain zoning. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Vilas County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Vilas County is Northwoods/lake-resort county. Farmers markets and community events in summer tourism season provide cottage food sales opportunities. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55129 · Shell Lake

Washburn County

Population 15,912 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Washburn County is in northwest Wisconsin with significant lake and forested land. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. Washburn County has a farmland preservation zoning program per DATCP records. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional
DELIVERY / PICKUP RULES	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.
MAX EMPLOYEES IN HOME	Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Washburn County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Washburn County has farmland preservation zoning per DATCP records. Home occupation rules at town level. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

RANK 9999 · FIPS 55137 · Wautoma

Waushara County

Population 24,630 · State baseline: Wis. Stat. §97.29 · **MEDIUM**

Home kitchen rules

HOME KITCHEN ALLOWED	conditional — Wisconsin has an unusual framework: (1) the statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles/acidified vegetables at community events or farmers markets, capped at \$5,000/year; (2) the Kivirist court order (2017) allows home bakers of good character to sell nonhazardous shelf-stable baked goods direct-to-consumer at low volume without a license — no stated dollar cap. The 2024 Court of Appeals ruling (2024 WI App 69) confirmed unbaked goods (candies, fudge, chocolates) are NOT covered by the Kivirist exception and require a food processing plant license.
SEPARATE DEDICATED KITCHEN	no
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply.
WATER SUPPLY	No specific requirement under the cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-hazardous baked goods only; proper storage required.

Inspection & permitting

INSPECTION REQUIRED	no — DATCP has declined to enforce against home bakers per Kivirist injunction; complaint-driven action possible.
HOME OCCUPATION PERMIT	varies — Waushara County is in central Wisconsin, part of the Central Sands agricultural region. Local zoning is administered at the town level; home occupation permit requirements vary by individual town ordinance. Waushara County has a farmland preservation zoning program per DATCP records. No county-specific cottage food overlay identified.
LOCAL BUSINESS LICENSE	varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	conditional
ON-SITE SIGNAGE	conditional

DELIVERY / PICKUP RULES Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market/community event sales only. No wholesale, retail, or online resale.

MAX EMPLOYEES IN HOME Not specified; home occupation rules may apply under local town zoning.

Relevant county code

Waushara County Zoning Ordinance; Wis. Stat. §97.29

RESEARCH NOTES

Pattern county. Wisconsin cottage food is case-law driven. Kivirist injunction (2017) allows home-baked goods; 2024 WI App 69 limits unbaked confections. Waushara County has farmland preservation zoning per DATCP records; Central Sands agricultural region. Home occupation rules at town level. No county-specific cottage food rules identified. State baseline is the operative framework.

SOURCES VERIFIED AT RESEARCH TIME

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

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

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