

COTTAGE FOOD LAW REPORT

Calumet County

Wisconsin · Chilton · FIPS 55015 · Population 52,361 ·
Crosodo Index #513*

STATE BASELINE

Wis. Stat. §97.29

STATE TIER

Freedom

ANNUAL SALES CAP (STATE)

Tiered

CONFIDENCE

MEDIUM

LAST VERIFIED

2026-05-05

IMPORTANT — NOT LEGAL ADVICE

This report compiles publicly-available statutes, regulations, and county zoning rules into a research reference. It is **not legal advice** and is provided **without warranty** as to accuracy, completeness, or current applicability.

Cottage food law changes frequently. Counties may amend zoning, health departments may issue new permits, and state legislatures may update statutes after the publication date shown above.

Always verify rules directly with your state department of health/agriculture and your county health and planning offices before relying on them for any business or regulatory decision. Consult a licensed attorney for advice specific to your situation.

WISCONSIN: CALUMET COUNTY

CROSODO INDEX #513* · FIPS 55015 · Chilton

Calumet County

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

QUICK VIEW FOR BAKERS IN THIS COUNTY

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 KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state law.

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.)

ON-SITE / PORCH PICKUP?

Conditional

INSPECTION REQUIRED?

No (No inspection for exempt cottage food bakers. DATCP may not enforce licensing requirements against qualifying home bakers per Kivirist order.)

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 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://www.calumetcounty.gov>

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>

Questions? Join the Crosodo Forum to discuss your county's specific zoning rules at <https://crosodo.com/nb/wisconsin/calumet-county-discuss>

Bordering counties — cottage food law

Regulation	Calumet County	Manitowoc County	Fond du Lac County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Not specified in state law.	Kitchen hygiene must not be in question per Kivirist conditions.	No specific state restriction.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Conditional	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Direct-to-consumer sales only for exempt operations. Pickle Bill limits sales to community events and farmers markets for home-canned goods...	Direct-to-consumer sales only under Kivirist; no wholesale. Pickle Bill: community events and farmers markets only up to \$5,000/year.	Baked goods: direct-to-consumer, any channel, low volume. Pickles: community events and farmers markets only, \$5,000/year cap. Unbaked good...
HOME OCCUPATION PERMIT	Conditional	Varies	Conditional
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	Under the Kivirist court order (2017), home bakers of good character may sell nonhazardous shelf-stable baked goods direct to consumer at l...	Same as all Wisconsin counties: Kivirist court order allows home bakers selling non-PHF baked goods directly to consumers without a DATCP l...	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 fa...
FOOD STORAGE	Products must remain shelf-stable and nonhazardous.	No specific statutory requirement beyond general sanitation.	Baked goods only under Kivirist. Pickles/acidified vegetables under Pickle Bill (\$5,000 cap). Unbaked goods require DATCP food processing p...
POPULATION	52,361	81,242	104,027

State context — Wisconsin cottage food law

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

STATUTE

Wis. Stat. §97.29

ANNUAL SALES CAP

Tiered

REGISTRATION REQUIRED

No

FOOD HANDLER CERT

No

KITCHEN INSPECTION

No

DIRECT SALES ONLY

Yes

INDIRECT SALES

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

For the full state-level analysis including the verbatim statute text, see the [Wisconsin cottage food law report](#).

STATE-LEVEL REFERENCES

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

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

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

Questions? Join the Crosodo Forum to discuss Calumet County's specific zoning rules, permits, and what other home bakers are seeing locally.

<https://crosodo.com/nb/wisconsin/calumet-county-discuss>

Classifieds

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

NATIONAL

SUPPLIES

Advertise here — Supplies

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

COURSES

Advertise here — Courses

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

INSURANCE

Advertise here — Insurance

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

LOCAL

Advertise here

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

crosodo.com/advertise

Your business here

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

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

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