



Wisconsin Department of Agriculture, Trade and Consumer Protection
Division of Food Safety, Box 93586, Milwaukee, WI 53293-0586 Telephone (608) 224-4720
FOOD WAREHOUSE LICENSE APPLICATION S 97.27 Wis. Stats

Table with 2 columns: Field Name, Value. Fields include OFFICE USE ONLY, LIC. NUMBER, DATE ISSUED, EXPIRES, SURCHARGE, FEE PAID.

PLEASE TYPE OR PRINT Submit check payable to WDATCP with all copies of application to address above

THIS APPLICATION PERTAINS ONLY TO THE FOLLOWING BUSINESS LOCATION & OPERATOR. Check one:

Form with checkboxes for *Individual, *Married Couple, **Gen. Partnership, LP, LLP, LLC, Corp., Coop.

*Requires Social Security Number (see below) **Requires Copy of General Partnership Agreement

*Individual/Married Couple applying for an original license must submit a SSN form (DMS-AD-11-DFS) to sanitarian at time of inspection

Form fields: LEGAL ENTITY NAME, BUSINESS LOCATION PHONE

Form fields: TRADE NAME (DBA), EMAIL

Form fields: BUSINESS LOCATION STREET (IF DIFFERENT FROM MAILING ADDRESS), CITY, STATE, ZIP

Form fields: COUNTY, TOWN/ VILLAGE/ CITY

Form fields: DEPARTMENT OF FINANCIAL INSTITUTIONS NUMBER (OPTIONAL), FEDERAL ESTABLISHMENT IDENTIFICATION NO. (OPTIONAL)

Form fields: NAME OF CONTACT PERSON, PHONE, EMAIL

Form fields: MAILING ADDRESS STREET, CITY, STATE, ZIP

INDICATE REASON FOR APPLICATION (check one)

Form with checkboxes for ORIGINAL, AMENDED LICENSE #, RENEWAL LICENSE #

See back of application for exemptions from a Food Warehouse license under s. 97.27, Wis. Stats.

INDICATE BUSINESS DESCRIPTION INDICATE LICENSE CATEGORY AND FEE FROM LICENSE FEE SCHEDULE

Form with fields for hazardous food storage, square footage, license category, fee, surcharge, late fee, other

Operating without a license is a violation of Wisconsin Law. If you have been operating without a license, you will be required to pay a surcharge in addition to the license fee. The undersigned hereby certifies that this is a true, complete and accurate application for the Food Warehouse license under s. 97.27, Wis. Stats.

TEMPORARY LICENSE: Upon successful inspection, a temporary license will be issued for your convenience pending department action on this license application.

Form fields: AUTHORIZED SIGNATURE, TITLE, DATE

SHADED AREA FOR DEPARTMENT USE ONLY

Indicate the types of FOOD PRODUCTS this establishment will be storing or intends to store during the coming license year:

Form with checkboxes for ALCOHOL BEVERAGES, DAIRY, SEAFOOD, CANNED GOODS, FROZEN FOODS, SODA/ BOTTLED WATER, DRY MERCHANDISE, REFRIGERATED FOODS, OTHER

Form fields: TEMPORARY LICENSE ISSUED BY, TEMPORARY NUMBER, DATE

Form fields: Inspector License Recommendation (check one), Approve: Full Status, Conditional, Deny (no refund), Surcharge Yes/No

Form fields: Field Supervisor License Recommendation (check one), Approve: Full Status, Conditional, Deny (no refund), Surcharge Yes/No

Form fields: SANITARIAN SIGNATURE & NUMBER, DATE, FIELD SUPERVISOR SIGNATURE, DATE

You are EXEMPT from a FOOD WAREHOUSE license under s.97.27, Wis. Stats. if this location is:

- a) licensed as a Public Storage Warehouse and does not store food products
- b) used solely for the storage of grain or raw agricultural commodities
- c) Please refer to s. 97.27 Wis. Stats., for other activities which may exempt this location from a food warehouse license.

97.27. Food Warehouses

(1) DEFINITIONS. In this section:

(a) "**Cold storage warehouse**" means a warehouse in which food is to be stored at temperatures between zero and 50 degrees Fahrenheit.

(b) "**Food warehouse**" means a warehouse used for the storage of food, and includes a cold storage warehouse, frozen food warehouse and frozen food locker plant. "Food warehouse" does not include:

1. Repealed by 1991 Act 39, § 2270, eff. Aug. 15, 1991.

2. A warehouse used solely for the storage of grain or other raw agricultural commodities.

3. A retail food establishment, restaurant or other retail facility at which food is stored on a temporary basis incidental to retail preparation or sale.

4. A warehouse located in a dairy plant licensed under s. 97.20, a food processing plant licensed under s. 97.29, or a meat establishment licensed under s. 97.42, and used primarily for the storage of food ingredients or food products manufactured or processed at the licensed establishment.

5. A warehouse operated by a milk distributor licensed under s. 97.21(3), and used primarily for the storage and distribution of milk and fluid milk products, as defined in s. 97.20(1)(c) and (g).

6. A facility owned or operated by a consumer and used by that consumer to store food for the consumer's use.

(c) "**Frozen food locker plant**" means a warehouse in which individual locked compartments not exceeding 20 cubic feet in capacity are rented to consumers for the storage of food at temperatures at or below 5 degrees Fahrenheit.

(d) "**Frozen food warehouse**" means a warehouse at which food is to be stored at temperatures at or below 5 degrees Fahrenheit.

(dm) "**Potentially hazardous food**" means any food that can support rapid and progressive growth of infectious or toxicogenic microorganisms.

(e) "**Retail food establishment**" has the meaning given under s. 97.30(1)(c).

(f) "**Warehouse**" means any building, room, structure or facility used for the storage of property.

(2) License required. No person may operate a food warehouse without a valid license issued by the department for the food warehouse. A food warehouse license expires on June 30 annually. Every food warehouse shall have a separate license. A license is not transferable between persons or food warehouse locations. Application for a license shall be made on a form provided by the department and shall be accompanied by applicable fees required under sub. (3) An application shall include information reasonably required by the department for licensing purposes.

(3) Fees. (a) License fee. An applicant for a food warehouse license shall pay the license fee specified under sub. (3m).

(b) Reinspection fee. If the department reinspects a food warehouse because the department finds a violation of this chapter or rules promulgated under this chapter on a regularly scheduled inspection, the department shall charge the food warehouse operator the reinspection fee specified under sub. (3m). A reinspection fee is payable by the food warehouse operator when the reinspection is completed, and is due upon written demand from the department. The department may issue a demand for payment when it issues a license renewal application form to the food warehouse operator.

(c) Surcharge for operating without a license. An applicant for a food warehouse license shall pay a license fee surcharge of \$100 if the department determines that, within one year prior to submitting the license application; the applicant operated a food warehouse without a license in violation of this subsection. Payment of this license fee surcharge does not relieve the applicant of any other civil or criminal liability which results from the unlicensed operation of the food warehouse, but does not constitute evidence of a violation of law.

(3m) Fee amounts. Unless otherwise established by department rule, the fees required under sub. (3) are:

(a) (b) (c) **See Current License Fee Schedule**

(d), (e) Repealed by 1991 Act 39, §§ 2275 to 2277, eff. Aug. 15, 1991.

(4) Licensing contingent on payment of fees. The department may not issue or renew a food warehouse license unless the license applicant pays all fees which are due and payable under sub. (3), as set forth in a statement from the department. The department shall refund a fee paid under protest if the department determines that the fee was not due and payable as a condition of licensing under this section.

(5) Rule making. The department may promulgate rules to establish the fees required under sub. (3) or to govern the sanitary operation of food warehouses. Rules may include standards for the construction and maintenance of food storage facilities; standards for the storage, identification and handling of food; record-keeping requirements to show the length of time that food is kept in storage; and freezing and temperature requirements applicable to frozen food warehouses, frozen food locker plants and cold storage warehouses.