

**CHAPTER 71
BAKERIES**

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71-1. Baker's Premises and Utensils to be Kept Clean. Any person or persons who shall bake or cook any bread or food made from cereals or manufacture any candy within the city of Milwaukee for the purpose of sale, shall keep and maintain the premises in which the same shall be baked or manufactured, and all utensils used in such business, in a clean and wholesome condition, under penalty of not less than \$5 nor more than \$50 for each offense, and every day in which said premises and utensils shall be in an unclean and unwholesome condition shall be deemed to be a separate offense.

71-1.5. Cooked Custard Regulations. 1. DEFINITIONS. a. For the purpose of this regulation the term "cooked custard" or "cooked cream filling" shall be held to mean a filling made with milk and/or eggs, the congealing of which results from a cooking operation.

b. The term "baked custard filling" shall be held to mean a filling made with milk and/or eggs, the congealing of which results from a baking operation.

2. SALE IN SUMMER ILLEGAL. It shall be unlawful to sell, display or offer for sale in the city of Milwaukee, Wisconsin, during the period each year beginning May 15th and ending October 1st, pies, cakes, cream puffs or other baked goods containing a cooked custard or cooked cream filling, except those containing a lemon filling with no milk content, the liquid constituent of which shall be in the proportion of at least 20 ounces of lemon juice or its equivalent to one gallon of water.

3. CERTAIN TYPES EXEMPT. Provided, however, that nothing in this regulation shall be construed to prohibit the display or offer for sale of:

a. Baked goods containing a baked custard filling;

b. Meringue-topped or whipped cream-topped pies or other baked goods, the fillings of which do not contain either milk or eggs;

c. Cakes, cream puffs or other baked goods having whipped cream only as the filling.

4. HEALTH COMMISSIONER TO SET RULES. The commissioner of health is hereby empowered to formulate and promulgate such reasonable rules and regulations for governing the preparation, handling, preservation and sale of pies, cakes, cream puffs or other baked goods containing cooked custard or cooked cream filling as are necessary to protect the public health.

5. PENALTY. Any person, firm or corporation violating any of the provisions of this section shall be subject to a fine of not less than \$5 nor more than \$50 or to imprisonment in the county jail for not less than 10 days nor more than 60 days. (*Cr. Ord. 138, F#72213, July 28, 1941.*)

71-2. Right of Entry Into Bakeries, etc. Any premises, and the utensils used for baking or cooking any bread or food made from cereals, or manufacturing candy, or ice cream shall be open to the inspection of the commissioner of health or his assistants at all hours, and any person or persons who shall refuse to permit such commissioner of health or his assistants to enter in and upon such premises and make any such inspection, or who shall in any way obstruct or interfere with such inspection shall be fined not less than \$5 nor more than \$50 for each and every offense.

71-3. Bread Ingredient Requirements. All bread made or procured for the purpose of sale, offered or exposed for sale, or sold in the city of Milwaukee shall be of good and wholesome quality and shall be made from one or more of the following substances: the clean, sound and wholesome products of wheat, rye, corn or other grains, lard, vegetable oils and fats, butter, sugar, corn sugar, corn syrup, cereal flakes, salt, yeast, water, milk and other wholesome substances and compounds; and no

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article, material or substance of any kind which is poisonous or injurious to the health shall be used by itself or as an ingredient of any mixture or compound in the manufacture of bread. (*Ord. 113, June 18, 1917.*)

71-4. Sale of Unwholesome Food Products; Confiscation. If any person shall sell or expose for sale any bread or food made from cereals, or any candy or ice cream, which is unclean or unwholesome, or which is baked, cooked or manufactured in any premises or utensils not in a clean and wholesome condition, he shall forfeit a penalty of not less than \$5 nor more than \$50 for each offense, and such bread, food, candy or ice cream shall, without delay, upon the view of the commissioner of health or any of his assistants, be seized and destroyed.