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# HENNEPIN COUNTY

PUBLIC HEALTH



# Farmers' Markets

Hennepin County Environmental Health

4-11-18



# Agenda

- Overview of inspections and “stand checks”
- Licensing seen at farmers’ markets
  - Hennepin County, MDH, MDA
  - Exemptions and exclusions
- Cottage foods overview
- Sampling at farmers’ markets
- Preventing foodborne illness

# Inspections and “Stand Checks”



- **Why we inspect**
  - **Preventing foodborne illness is our goal**
  - **Checking compliance at food trucks, stands, booths, shelters, etc.**
    - **Exempt/excluded stands can still be checked by inspectors**
  - **We’re there as regulators and educators – we want to work with the vendors and market managers to keep food safe for the public**

# Hennepin County Farmers' Market Visits

- **Touch base with market manager and review vendor list**
- **Verify vendor compliance by checking licenses and registrations (state or county license holders and Cottage Food registration holders)**
- **Do full length inspection if a stand has a short-term Hennepin County food license**
- **Correct issues on-site**
- **Leave documentation on-site with vendor where necessary**
- **Check in with market manager at conclusion**

# Hennepin County Licensing Requirements

- [www.Hennepin.us/envhealth](http://www.Hennepin.us/envhealth) > 'Short-term food event licensing' tab for applications
- License needed for foods not covered under cottage food or product of the farm exemption, or licensed by MDA or MDH
- Food sampling and demonstration does not require a license if requirements are met
- Food also excluded from licensing includes: product of the farm or canned or bottle soft drinks, water, packaged candy, and packaged nuts (if primary business is not food handling [\\*MN Statutes 28A.15 subd. 7](#))

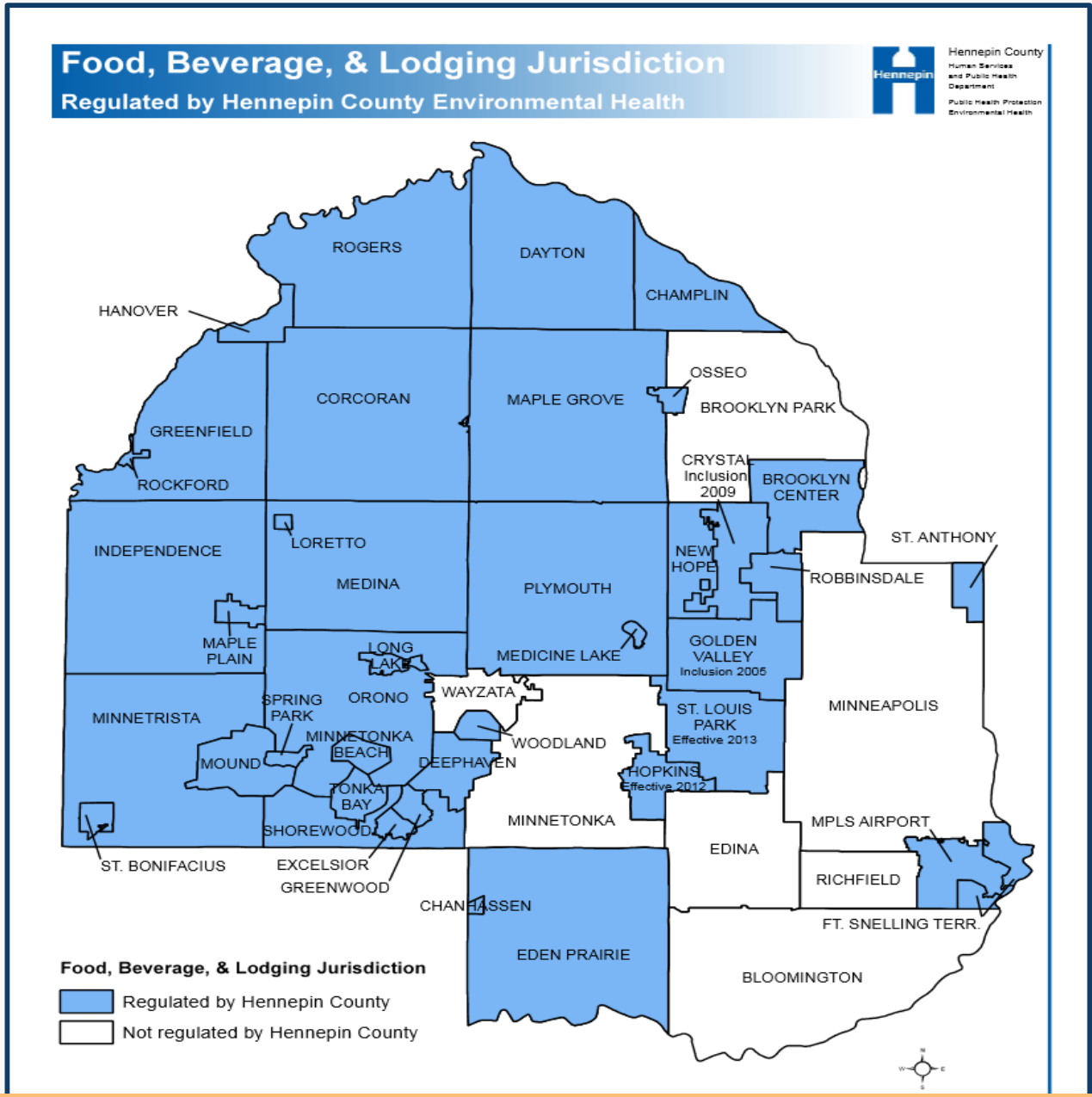


# Product of the Farm



- Excluded from licensing
- Produce grown on the farm such as fruits, vegetables and also nuts, eggs, and meat from the farm
- Pure maple syrup or pure honey - no additives
- If any ingredient is added to these foods and it did not come from the farm (such as salt, spices, flavoring) cottage food registration is required
- Product of the farm food can be frozen prior to sale
- If mechanically processed or canned it must be done in an approved space (if done in a home kitchen a cottage Food registration would be required)
- Still need to follow sampling requirements

# Hennepin County Environmental Health Jurisdiction Map



**Note: we do not have MDA delegation in the following cities: Hopkins, Crystal, Golden Valley, St. Louis Park – we will visit if one or more vendors have a license from Hennepin County.**





# Hennepin County Short-Term License (seen at markets in a stand or food truck)

*State of Minnesota* **Hennepin** *County of Hennepin*

**EPIDEMIOLOGY and ENVIRONMENTAL HEALTH  
Human Services and Public Health Department**  
1011 South 1<sup>st</sup> Street, Suite 215  
Hopkins, MN 55343-9413  
612-543-5200  
Fax: 952-351-5222

*Contact:*  
*Event:*  
*Event Booth:*  
*Location:*

*License No.:*  
*Effective Date(s):*  
*Expiration Date(s):*

*Is Hereby Licensed to Operate:* **ITINERANT FOOD LICENSE** *Approved by:*

**NON-TRANSFERABLE**  
Subject to the Ordinances Established by the Hennepin County Board of Commissioners

**SAMPLE**



# MDA and MDH Licenses (seen at markets – stand or food truck)



\*These must be the originals and posted on-site

# Wholesale vs. Retail License from MDA

- Wholesale processor/manufacturer license from MDA
  - Can't use this license at farmers' markets if they set up a stand
- They would need a retail mobile food handler license from MDA to sell at the market or a community event because sales would be retail
- Excluded from licensing only if selling canned or bottled soft drinks, water, packaged candy, and packaged nuts (**if primary business is not food handling** [\\*MN Statutes 28A.15 subd. 7](#))



# Cottage Food Registration

- **Effective July 1, 2015 all individuals selling Cottage Foods must be registered through MDA (annually)**
- **Approved MDA training required**
  - **Up to \$5,000/year in food sales, on-the-spot registration with training online (training is good for three years)**
  - **\$5,001-\$18,000/year in food sales, in-person training required (good for three years), \$50 registration fee**
- **MFMA list of non-potentially hazardous cottage foods allowed to sell**




# Cottage Food Registration (cont.)

- Registration card is required on-site - person selling must be the person listed on the registration card (unless they are selling under a sole proprietorship)
  - “Individual” includes sole proprietorship; cannot be corporation/LLC
  - Volunteer or employee of sole proprietor must carry a copy of cottage foods registration (sales limit is still \$18,000)

Registrations are filed in the state’s searchable database:

<http://www2.mda.state.mn.us/webapp/lis/default.jsp>

		625 Robert Street North, St. Paul, MN 55155-2538 www.mda.state.mn.us	
Food and Feed Safety Division, Ph. 651-201-6062		Requires New License #	
<b>20 Cottage Food Producer Registration</b>		Minn. Stat. Sec. 28A.152	
<small>The data on this form will be used to process your application. You must provide your Minnesota Tax ID number. If you do not have one, you must provide your social security number (MS Sec 270C.72). We are required by law to collect this information and we cannot grant your registration without it. No one will have access to your social security number except those permitted access by law, your written consent, court order, or those department employees whose job duties require access. If you are unsure if you need a Minnesota Tax ID, contact the Minnesota Department of Revenue at www.taxes.state.mn.us.</small>			
<small>If you operate a business out of your home you are not eligible to apply for this registration and will not be registered. Businesses include firms, partnerships, cooperatives, societies, associations, companies and corporations.</small>			
Individual Name	Minnesota Tax ID (NOT FEDERAL) or Social Security #		
DBA (Doing Business As)	Mailing Address (If Different)		
Physical Street Address (no PO Box)	City, State, Zip Code		
City, State, Zip Code	Contact Home #	Contact Cell #	
County	Accepting Text Messages? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Email	Website Address or Weblink for Facebook Page		
<b>Registration Type - Select One</b>			
<input type="checkbox"/> \$0-\$5,000 in annual sales (no fee) <input type="checkbox"/> \$5,001-\$18,000 in annual sales (\$50 fee) 600545 (3100)			
<small>Please List Common or Usual Name of Products You Propose to Manufacture as a 28A. 152 Exempt Cottage Food Producer. If Necessary, Include a Brief Description of the Product.</small>			
1.		5.	
2.		6.	
3.		7.	
4.		8.	



# Cottage Food Labeling Requirements

## On each food label:

- **Name of individual preparing and selling the food (must be the same person and must be Cottage Food registered)**
- **The complete address of the registered person(s) who prepared/packaged the food**
  - **E.g., 1234 Maple Ln., Hopkins, MN 55343**
- **Ingredients including POSSIBLE ALLERGENS**
- **The date on which the food was prepared**



# Placard in Plain Sight



**“THESE CANNED GOODS  
ARE HOMEMADE AND  
NOT SUBJECT TO**

**“THESE PRODUCTS  
ARE HOMEMADE AND  
NOT SUBJECT TO  
STATE INSPECTION.”**

# Food Sampling and Demonstration

- Statute [28A.151](#):
  - Sample food with main ingredient of the sample being a product sold by vendor at event
  - Cooking/preparing demonstration for promotional or educational purposes
  - 3 ounce sample or less and must be free
- Must also meet Food Code requirements found in 4626.1855 (<https://www.revisor.mn.gov/rules/?id=4626.1855>) and 4626.0330 (<https://www.revisor.mn.gov/rules/?id=4626.0330>)
  - Handwashing set-up, food protection, sanitary utensils, etc.
- If vendors are not meeting the requirements from the Food Code & statute, the vendor must immediately correct the issue if possible or cease and desist orders will be issued for sampling/demo until corrections can be made



## COTTAGE FOODS CHECKLIST

VENDOR NAME: \_\_\_\_\_ DATE: \_\_\_\_\_  
HENNEPIN COUNTY HEALTH INSPECTOR: \_\_\_\_\_

REGISTERED COTTAGE FOOD       \*NEEDS REGISTRATION\* (Correct by: \_\_\_\_\_)

REGISTRATION NUMBER (from registration card): \_\_\_\_\_

NON-POTENTIALLY HAZARDOUS FOOD      or       POTENTIALLY HAZARDOUS FOOD—  
**CEASE AND DESIST**

REGISTRATION CARD ON-SITE      or       SOLE PROPRIETORSHIP COPY\*\*  
\*\*Volunteer/Employee Name: \_\_\_\_\_  
(DBA VERIFIED <http://www2.mda.state.mn.us/webapp/lis/default.jsp>)

LABELS OK (on product or near point of sale if sold unpackaged individually)      or       NEEDS LABELING  
(NAME of REGISTERED PERSON who MADE and SELLS the food, exact ADDRESS where food was prepared/packaged (no P.O. boxes), INGREDIENTS, possible ALLERGENS (milk, eggs, wheat, soy, peanuts, tree nuts, fish, and/or shellfish), DATE prepared (if canned food – date processed and canned)

PLACARD in VIEW “These canned goods (or products) are homemade and not subject to state inspection”

DIRECT SALES to ULTIMATE CONSUMER **(REQUIRED or cease and desist)**

CANNED FOOD pH RECORDS (4.6 or lower)      or       N/A

CANNED FOOD HOME PROCESSED/ HOME CANNED IN MN      or       N/A

SAMPLING OK      or       NO SAMPLING  
(MEETS MN 4626.1855 items B to O, Q, R <https://www.revisor.mn.gov/rules/?id=4626.1855> and 4626.0330 <https://www.revisor.mn.gov/rules/?id=4626.0330>) Reminder: NO BAREHAND CONTACT with RTE food.  
\*\*Hand washing set-up with soap, nail brush, and paper towels

NOTIFIED MARKET MANAGER       CORRECTED ON-SITE (explain below)

NOTES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FOR QUESTIONS, PLEASE CALL HENNEPIN COUNTY ENVIRONMENTAL HEALTH 612-543-5200 (ASK FOR INSPECTOR ON-CALL)  
\*COTTAGE FOOD PRODUCERS REGISTER ONLINE: <http://www.mda.state.mn.us/licensing/licensetypes/cottagefood.aspx>  
\*Leave this checklist with vendor (inspector take picture for filing)

# Hennepin County Cottage Foods Checklist



# Food Trucks – Hennepin County

- **License only valid in Hennepin County Health Department jurisdiction**
- **Most food trucks have a state license**
- **Again, license must be original and posted on-site**
- **MN Food Code 4626.1860 “the entire operation shall be accomplished from a single, self-contained unit.”**



# Food Trucks – [MDH](#)



- **Potentially hazardous food including:**
  - **Scooped ice cream**
  - **Hot/cold meals (french fries, cheese curds, hamburgers, hot dogs, salads, sandwiches, etc.)**
  - **Beverage concessions (soft drinks and beer)**

# Food Trucks – MDA

**Types of foods that MDA would license at a market or community event:**

**Candy Floss; Popcorn; Caramel Corn; Caramel Apples; Candy Manufacturing; Bakery Manufacturing; Fruit Concessions; Ice Cream Bars (wrapped); Snow Cones**





# Stand Requirements For All

- **Water utilized for food preparation must be potable and transported appropriately**
- **Provide access to clean toilet facilities for food vendors -- this can be an agreement with a nearby business or use of portable facilities**
- **Animals in markets cannot be in the food stand “area of operation”**
- **Sanitizers, chemicals and toxic materials need to be labeled and stored away from food, utensils, and clean equipment**
- **Prepare and serve all foods out of reach of the customers**
- **Provide a tent or canopy for the food stand -- if at an event where the tent/canopy is on grass or dirt surface, flooring (mats, plywood, etc.) must be provided**
  - **In the event of adverse weather, three sides of stand must be covered**

# Preventing Foodborne Illness

- **Health and Hygiene**
  - **Illness exclusion**
  - **Washing hands**
- **Each vendor needs to have a handwashing set-up**
  - In their stand if serving food**
- **Unadulterated, Protected Food**
  - **Store food covered, off the ground**
  - **Wear gloves, use tongs/utensils**



# DON'T FORGET TO WASH



**MDH** Minnesota  
Department of Health  
651-201-5414, [www.health.state.mn.us](http://www.health.state.mn.us)

Don't forget to scrub between your fingers,  
under your nails, and the top of your hands.



# Working Towards a Common Goal

- **Zero illnesses from food at a market = one very important aspect of a successful event**
- **Work with inspectors and ask questions – encourage vendors to do the same**
- **Remind vendors that inspectors visit during the market season**
- **We regulate but also educate; we want your market to be successful!**

# Resources

- [MDA Licensing Information Search](#)
- [MDA Cottage Food information](#) & [MDA Food Safety Information](#)
- [U of M Extension Cottage Food Producer Food Safety Training](#)
- [Minnesota Farmers' Market Association](#)
- [Minnesota Grown](#)
- [Farmers' Market Coalition](#)
- [Hennepin County Environmental Health Website](#)

# THANK YOU!

**Contact information:**

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**[www.hennepin.us/envhealth](http://www.hennepin.us/envhealth)**

**Main office: 612-543-5200 (general questions,  
licensing questions, talk to inspector on  
call, get in touch with specific inspector)**

