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## Brewpub Permits

Alcohol Beverage Laws

### Fact Sheet 3112

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This fact sheet provides information about Wisconsin alcohol beverage laws relating to brewpub permits. A brewpub is a business that manufactures a limited amount of fermented malt beverages, operates a restaurant, and holds a Class "B" beer license. No establishment may operate as a brewpub unless they obtain a brewpub permit from the department.

### Qualifications

In addition to the general qualifications that apply to most applicants for an alcohol beverage license or permit, applicants are eligible for a brewpub permit only if all the following apply:

- The brewpub or brewpub group manufactures not more than 10,000 barrels of fermented malt beverages in a calendar year.
- All manufacturing of fermented malt beverages occurs on the premises of the brewpub or brewpub group. However, if an applicant holds multiple brewpub permits, the applicant is not required to manufacture fermented malt beverages on each brewpub premises.
- A licensed restaurant, as defined in sec. [125.02\(18\)](#), Wis. Stats., is operated on each brewpub premises.
- A Class "B" beer license is issued for each brewpub premises. If qualified and subject to municipal determination, brewpubs may also hold "Class B" liquor or "Class C" wine licenses for restaurants on brewpub premises.
- Fermented malt beverages manufactured by a brewer other than the brewpub or brewpub group are sold at each brewpub premises.
- A valid Business Tax Registration Certificate is issued by the department to the applicant.
- Not more than six brewpub permits are held by the brewpub or brewpub group.

### Allowed Activities

A brewpub permit authorizes the following activities to occur on the premises covered by the brewpub permit (a complete list of authorized activities can be found in sec. [125.295\(1\)](#), Wis. Stats.):

- Manufacturing of not more than 10,000 barrels of fermented malt beverages in a calendar year between all locations of the brewpub or brewpub group
- Bottling, possessing, and storing fermented malt beverages that were manufactured on brewpub premises
- Refilling containers larger than 24 ounces in volume (e.g., growlers) with fermented malt beverages that were manufactured on the brewpub premises
- Transporting fermented malt beverages that were manufactured on brewpub premises between locations of the brewpub or brewpub group

- Selling, shipping, transporting, and delivering fermented malt beverages manufactured on brewpub premises to fermented malt beverage wholesalers
- Selling, shipping, transporting, and delivering fermented malt beverages manufactured on brewpub premises to retailers, limited to no more than 1,000 barrels per calendar year

## Interest Restrictions

A brewpub may not have a direct or indirect ownership interest any of the following:

- Class "A" beer license
- Class "B" beer, "Class B" liquor, or "Class C" wine licenses or permits, except those issued to the brewpub premises
- Fermented malt beverage wholesaler's permit
- Brewer's permit
- Alcohol beverage warehouse permit

A brewpub may not enter a contract brewing or alternating proprietorship arrangement with another brewer or brewpub.

## Any Questions?

If you are unable to find an answer to your question about brewpub permits on the department's website, you may email, write, or call the department.

**Visit our website:** [revenue.wi.gov](https://revenue.wi.gov)

**Email:** [DORAlcoholTobaccoEnforcement@wisconsin.gov](mailto:DORAlcoholTobaccoEnforcement@wisconsin.gov)

**Write:** Wisconsin Department of Revenue  
Alcohol & Tobacco Enforcement  
P.O. Box 8933  
Madison, WI 53708-8933

**Telephone:** (608) 264-4573

### Applicable Laws and Rules

This document provides statements or interpretations of the following laws and regulations enacted as of August 16, 2022: secs. 125.02(18), 125.04, and 125.295, [Wis. Stats.](#)

Laws enacted and in effect after this date, new administrative rules, and court decisions may change the interpretations in this document. Guidance issued prior to this date, that is contrary to the information in this document is superseded by this document, according to sec. 73.16(2)(a), Wis. Stats.

*Created August 16, 2022*