

Defining Your Business

Bar : A licensed establishment which serves liquor on the premises. Not more than 10% of the gross sales receipts of the business are from food purchases.

Restaurant/Bar : An establishment having a restaurant on the premises where alcohol is also served. At least 50% of the business' gross income is from the sale of food consumed on the premises OR the business has an annual gross income of at least \$200,000 from the sale of food consumed on the premises.

Restaurant : An eating establishment which gives, offers, or sells food to the public or employees. A restaurant may have a bar area. Includes coffee shops, cafeterias, sandwich stands, and catering facilities.

Place of Employment : An area that employees normally frequent during the course of employment, including work areas, private offices, employee lounges, restrooms, meeting rooms and cafeterias.

Private Club : A organization operated solely for recreational, fraternal, social, patriotic, political, benevolent or athletic purpose, but not financial gain and which only sells alcoholic beverages incidental to its operation. The club must have a board of directors, bylaws, and a federal income tax exemption under 26 U.S.C. Section 501.

Public Place : An enclosed area to which the public is invited or permitted. Includes banks, educational facilities, gaming facilities, health care facilities, hotels, laundromats, restaurants, retail stores, service establishments, and waiting rooms.



CITY OF RAYMORE

100 Municipal Circle Raymore, MO 64083

CONTACT NUMBERS

City Hall Main: (816) 331-0488

Community Development: (816) 331-1803

Economic Development: (816) 331-5000

Police Department: (816) 331-0530

Codes Enforcement: (816) 331-1803

City Clerk: (816) 331-3324

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CITY OF RAYMORE

Restrictions on Smoking in Public Places: A Guide for Businesses



MUNICIPAL CODE CHAPTER 270

Smoking is Prohibited in:

Public Places *including restaurants, restaurant/bars, retail stores, areas open to the public in businesses such as banks, laundromats and professional offices, public assembly places, private clubs being used for public events, public and private educational facilities, child care facilities, gaming facilities, health care facilities, hotels, apartment common areas, elevators, polling places, city buildings and city parks.*

Places of Employment *except those businesses where smoking is not regulated. This includes common work areas, auditoriums, classrooms, conference and meeting rooms, private offices, elevators, hallways, cafeterias, employee lounges, stairs, restrooms and vehicles shared or occupied by non-smoking passengers.*

Within 100 feet of outside entrances and operable windows where smoking is prohibited *to prevent tobacco smoke from entering those areas.*

All outdoor arenas, stadiums, skate parks, ball fields, and amphitheaters *except in designated smoking areas, which may be established in perimeter areas at least 100 feet from seating areas or concession stands. Smoking is also prohibited in and within 100 feet of bleachers and grandstands for use by spectators at sporting and other public events.*

Requirements Where Smoking is Prohibited:

- “No Smoking” signs or the “No Smoking” symbol (right) must be clearly and conspicuously posted in every public place and/or place of employment where smoking is prohibited.
- “No Smoking” signs must be clearly and conspicuously posted at every entrance to a public place and/or place of employment where smoking is prohibited.
- All ashtrays must be removed from areas where smoking is prohibited.



Smoking is Not Regulated in:

Private Residences *except when used as a childcare, adult day care or health care facility.*

Private Clubs *except when open to the general public. Smoke from such clubs cannot infiltrate into areas where smoking is prohibited.*

Outdoor areas of places of employment *that are greater than 100 feet away from outside entrances and operable windows of buildings where smoking is prohibited. Outdoor arenas, stadiums, ball fields, skate parks, amphitheaters, and public parks are not included.*

Outside eating areas at any restaurant or restaurant/bar.

Businesses licensed as bars.

Restaurant/bars licensed prior to August 11, 2008.

Places of employment of a sole proprietor with no other employees or in a place of employment of any individual who is the sole employee at a facility.

Requirements Where Smoking is Not Regulated:

- Any establishment where smoking is not regulated must post at every entrance a conspicuous sign stating (in minimum one inch letters):
“WARNING! Secondhand smoke causes coronary heart disease, lung cancer and premature death, according to the Surgeon General of the United States.
Smoking is not regulated in this establishment.”
- Businesses where smoking is not regulated are required to notify all employees in writing that the business is not smoking restricted. Employees must sign a disclosure at time of hire that they are aware of the dangers of secondhand smoke and that they are aware that the employer allows smoking in the establishment.