

8.20.010 Definitions.

“Bar” means a premises licensed under AS 04.11.090 which does not employ any person under the age of twenty-one and which does not serve any person under the age of twenty-one unless accompanied by a parent or legal guardian, and where tobacco smoke cannot filter into any other area where smoking is prohibited through a passageway, ventilation system or other means. A “bar” does not include areas in an eating establishment where alcoholic beverages may be served.

“Eating establishment” means any restaurant, coffee shop, cafeteria, luncheonette, sandwich stand, soda fountain, private or public school cafeteria, fast food service and other establishment, including any bar area of any such establishment, which is not in an enclosed area, which gives or offers for sale food to the public, and where cooked or otherwise prepared food is sold to the public for consumption on the premises, as well as kitchens in which food is prepared.

“Enclosed area” means a negatively pressured environment where all space between a floor and ceiling is enclosed on all sides by solid walls or windows, exclusive of doors or passage ways, which extend from the floor to the ceiling, including all space therein screened by partitions which do not extend between the floor and ceiling or are not solid.

“Operator” means and includes the owner, proprietor, manager, lessee, lessor, licensee or any other person exercising control over any eating establishment or bar.

“Smoking” means the burning, inhaling or exhaling of a tobacco or carrying any lighted pipe, cigar, cigarette or other combustible substance in any manner or in any form. (Ord. 766 § 1 (part), 2002)