



St. Louis County Department of Revenue – Division of Licenses

41 S. Central Avenue, Clayton, MO 63105 – Ph: 314. 615.5107

Questions? Please visit our [Customer Service Portal](#)

**Instructions for filing for exemption from the St. Louis County Indoor Clean Air Code,
[County Ordinance 605.076](#), aka “Smoking Ban”**

To be considered for exemption from the smoking ban, all applicants must present the following:

1. A completed, signed and notarized application for exemption, including the certification of revenue showing the following (A or B):
 - A. **If in operation for over one (1) year:** Sales from food consumed on the premises are less than 25% of the annual food and beverage from the previous revenue on an annual basis.
 - B. **If in operation for less than one (1) year:** The owner of the drinking establishment reasonably believes that sales from food consumed on the premises will make up less than 25% of the annual gross food and beverage revenue.
2. Non-refundable \$35.00 application fee made payable to ‘St. Louis County Department of Revenue’.

Any drinking establishment that is granted an exemption under subsection B must submit to the Department of Revenue a notarized statement signed by the owner or operator to identify and certify the actual gross food revenue and beverage sales for the previous ninety (90) days of operation.

The exemption cannot be granted if said certificate fails to demonstrate that the gross food sales did not exceed 25% of all food and beverage gross sales during the reporting period.

The Director of Revenue may suspend or revoke any certificate of exemption issued hereunder if it is determined that the drinking establishment fails to qualify for said exemption in accordance with the procedures set forth in [Section 801.120 SLCRO](#) 1974 as amended: Ordinance No. 24105, 08-25-09, [605.076 SLCRO](#).

**Please answer each question on the application.
INCOMPLETE APPLICATIONS WILL BE RETURNED.**