

MEMORANDUM

TO: Dublin City Council
Marsha Grigsby, City Manager
Anne Clarke, Clerk of Council

FROM: Stephen J. Smith
Jennifer Readler
Chris W. Michael

DATE: October 4, 2012

RE: THG Corazon LLC Application for D5I Liquor Permit

I. INTRODUCTION:

The City of Dublin recently received a Notice to Legislative Authority (“Notice”) from the Ohio Division of Liquor Control concerning THG Corazon LLC’s (“Corazon”) application for a new class D5I liquor permit. Dublin has received this Notice pursuant to R.C. 4303.26 because Corazon’s proposed location will be located within the corporate limits of Dublin. As such, Dublin may request a hearing regarding the advisability of the issuance, transfer of ownership, or transfer of location of the permit.

II. BACKGROUND:

Corazon is an active Ohio limited liability company that does not presently appear to be doing business as (“DBA”) under any other trade name. The address designated for the permit premises is 7155 Corazon Drive, Dublin, Ohio 43017, which is located between Hyland-Croy Road and Jerome Road. It is our understanding that Corazon will be operating the catering/food service duties for the new ownership group that has purchased the facility. In connection with these duties, Corazon is seeking to obtain a new D5I liquor permit from the Division of Liquor Control (“Division”). A D5I permit differs from a regular D5 permit in that the D5I may only be issued to a retail food establishment or food service operation that is licensed under R.C. Chapter 3717 whose receipts from beer and liquor sales (excluding wine) do not exceed 25% of its total gross receipts.

According to the Division’s records, Corazon also has an application for a D6 liquor permit pending before the Division, but only the Notice for the D5I is presently before Council. Further, Corazon is in good standing and does not have any history of violating liquor permit laws. This appears to be a straightforward application for a new D5I liquor permit. If approved, Corazon would obtain a new D5I liquor permit for use in connection with the catering/food service business at the 7155 Corazon Drive premises.

III. RECOMMENDATION:

It would appear that it is unnecessary to request a hearing in this matter. This appears to be a straightforward application for a new class D5I liquor permit. Regardless of whether Dublin desires a hearing, the Notice must be signed and returned to the Ohio Division of Liquor Control by October 29, 2012.

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

8871253 <small>PERMIT NUMBER</small>		NEW <small>TYPE</small>	THG CORAZON LLC ENTIRE BLDG INCLUDING TERRACE & PATIO 7155 CORAZON DR DUBLIN OH 43017
09 26 2012 <small>ISSUE DATE</small>			
09 26 2012 <small>FILING DATE</small>			
D5I <small>PERMIT CLASSES</small>			
25 <small>TAX DISTRICT</small>	066 <small>PERMIT CLASSES</small>	B <small>PERMIT CLASSES</small>	

FROM 09/28/2012

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



MAILED 09/28/2012

RESPONSES MUST BE POSTMARKED NO LATER THAN. 10/29/2012

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES **B NEW 8871253**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

**CLERK OF DUBLIN CITY COUNCIL
5200 EMERALD PARKWAY
DUBLIN OHIO 43017**

FOR OFFICE USE ONLY	
NEW	TRANSFER
PERMIT # 8871253	

OHIO DEPARTMENT OF COMMERCE - DIVISION OF LIQUOR CONTROL
 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005
 Telephone: (614) 644-2431 - http://www.com.ohio.gov/liqr

LIMITED LIABILITY COMPANY DISCLOSURE FORM
 (This form must accompany all applications of an LLC business entity)

SECTION A.

Name of Limited Liability Company THG Corazon LLC	DBA Name	
Permit Premises Address 7155 Corazon Drive	City, State Dublin, Ohio	Zip Code 43017
Township, if in Unincorporated Area	Tax Identification No. (TIN) 46-0927313	

Limited Liability Company ("LLC") - Chapter 1705 Ohio Revised Code. Indicate below the managing members, LLC Officers, and all persons with a 5% or greater membership or voting interest, and attach a copy of the Articles of Organization filed with the Ohio Secretary of State.

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement an enforcement action, or collect taxes.

SECTION B. List the top five (5) officers of the captioned business. If an office is NOT held, please indicate by writing NONE.

EACH OFFICER LISTED BELOW MUST HAVE A BACKGROUND CHECK PERFORMED BY BCI&I AND SUBMIT A PERSONAL HISTORY BACKGROUND FORM. PLEASE READ "BACKGROUND CHECK INFORMATION" DLC419L.

NAME OF OFFICER	SOCIAL SECURITY NUMBER	DATE OF BIRTH
1) CEO None		
2) President None		
3) Vice-President None		
4) Secretary None		
5) Treasurer Adam H. Trautner		12/30/1979

SECTION C. List the managing members and all persons with a 5% or greater membership or voting interest in the LLC.

THE INDIVIDUALS LISTED BELOW MUST HAVE A BACKGROUND CHECK PERFORMED BY BCI&I AND SUBMIT A PERSONAL HISTORY BACKGROUND FORM PLEASE READ "BACKGROUND CHECK INFORMATION" DLC419L.

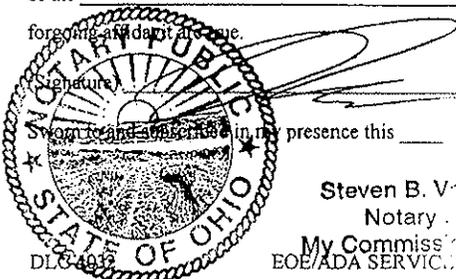
1) Name Sheila D. Trautner	Social Security No. (if ind)	<input checked="" type="checkbox"/> Managing Member <input checked="" type="checkbox"/> 5% or greater voting interest <input checked="" type="checkbox"/> 5% or greater membership interest
Residence Address 46 Pickett Place	Tax Identification No. (if applicable)	
City and State New Albany, Ohio	Zip Code 43054	
Telephone No. 614 260 4400	Date of Birth 3/30/1980	
2) Name	Social Security No. (if individual)	<input type="checkbox"/> Managing Member <input type="checkbox"/> 5% or greater voting interest <input type="checkbox"/> 5% or greater membership interest
Residence Address	Tax Identification No. (if applicable)	
City and State	Zip Code	
Telephone No.	Date of Birth	

(PLEASE SEE THE REVERSE SIDE FOR UNLIMITED ADDITIONAL SPACE)

STATE OF OHIO, Franklin COUNTY, Ohio

I, Sheila D. Trautner, being first duly sworn, according to law, deposes and says that he/she is (Title) Sole Member

of the THG Corazon LLC, business duly authorized by law to do business in the State of Ohio, and that the statements made in the foregoing affidavit are true.



Steven B. V. Myck, Notary Public
 My Commission Expires 12/31/2011
 EOE/ADA SERVICE CENTER

Signature: Sheila Trautner Member
 Notary Public: [Signature]
 (Notary Expiration)

Retail Store Carryout

Permit Class	Permit Fee	Description
C1	\$252	<u>ORC 4303.11</u> Beer only in original sealed container for carry out only.
C2	\$376	<u>ORC 4303.12</u> Wine and mixed beverages in sealed containers for carry out.
C2X	\$252	<u>ORC 4303.121</u> Beer in original sealed containers for carry out.
D8	\$500	<u>ORC 4303.184</u> Sale of tasting samples of beer, wine, and mixed beverages, but not spirituous liquor, at retail, for consumption on premises.

Restaurant / Night Club

Permit Class	Permit Fee	Description
D1	\$376	<u>ORC 4303.13</u> Beer only for on premises consumption or in sealed containers for carry out.
D2	\$564	<u>ORC 4303.14</u> Wine and mixed beverages for on premises consumption or in sealed containers for carryout.
D2X	\$376	<u>ORC 4303.141</u> Beer only for on premises consumption or in sealed containers.
D3	\$750	<u>ORC 4303.15</u> Spirituous liquor for on premises consumption only until 1:00am.
D3X	\$300	<u>ORC 4303.151</u> Wine only for on premises consumption only until 1:00am.
D3A	\$938	<u>ORC 4303.16</u> Extend issued permit privileges until 2:30am.
D5	\$2,344	<u>ORC 4303.18</u> Spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers, until 2:30am.
D5I	\$2,344	<u>ORC 4303.181</u> (Same as D5). Restaurant meeting certain criteria.
D7	\$469	<u>ORC 4303.183</u> (Same as D5). RESORT area only.