

MEMORANDUM

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

From: Stephen J. Smith
Jennifer D. Readler
Yazan S. Ashrawi

Date: September 18, 2014

Re: Santafe Two, LLC DBA Rancho Alegre & Patio – Transfer Application for D5 and D6 Liquor Permits

I. INTRODUCTION

The City of Dublin recently received a Notice to Legislative Authority (“Notice”) from the Ohio Division of Liquor Control concerning a transfer application for class D5 and D6 liquor permits for Santafe Two, LLC DBA Rancho Alegre & Patio (“Rancho”). Dublin has received this Notice pursuant to R.C. 4303.26 because Rancho’s proposed location for the permit premises 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

Rancho is a domestic limited liability company that is actively registered with the Ohio Secretary of State. The address designated for the permit premises is 5637 Woerner Temple Road S/E, Dublin, Ohio 43016, which is the previous location of the Ashland & Highland Bar and Grill. It appears that Ashland & Highland Bar and Grill has closed. Rancho is seeking to obtain the D5 and D6 liquor permits from Emerald Liq One, LLC (“Emerald”), which presently holds the permits at the same address. The transfer of ownership of both permits is currently pending before the Ohio Division of Liquor Control (“Division”).

The D5 permit permits spirituous liquor for on premises consumption only; and beer, wine, and mixed beverages for on premises or off premises consumption in original sealed containers, until 2:30am. The D6 permit permits the sale of intoxicating liquor on Sunday between the hours of 10:00am (or 11:00am) and midnight.

According to the Ohio Division of Liquor Control’s records, Rancho does not have any history of violating Ohio liquor permit laws. Additionally, it does not appear that Emerald

had any history of violating Ohio liquor permit laws at this location. If the transfer is approved, Rancho will inherit the same D5 and D6 permits that are currently held by Emerald at the same location.

III. RECOMMENDATION

It would appear that it is unnecessary to request a hearing in this matter. The permits will simply transfer from one owner (Emerald) to the new owner (Rancho). Regardless whether Dublin desires to request a hearing, the Notice of transfer must be signed and returned to the Ohio Division of Liquor Control by October 3, 2014.

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43088-9005
(614)644-2360 FAX(614)644-3166

TO

7730730		TRFO		SANTAFE TWO LLC DBA RANCHO ALEGRE & PATIO 5637 WOERNER TEMPLE RD S/E UNIT ONLY DUBLIN OH 43016
PERMIT NUMBER		TYPE		
02	01	2014		
ISSUE DATE				
08	28	2014		
FILING DATE				
D5		D6		
PERMIT CLASSES				
25	066	B	F12653	
TAX DISTRICT			RECEIPT NO.	

FROM 09/02/2014

25194730005				EMERALD LIQ ONE LLC & PATIO 5637 WOERNER TEMPLE RD S/E UNIT ONLY DUBLIN OH 43016
PERMIT NUMBER		TYPE		
02	01	2014		
ISSUE DATE				
08	28	2014		
FILING DATE				
D5		D6		
PERMIT CLASSES				
25	066			
TAX DISTRICT			RECEIPT NO.	



MAILED 09/02/2014

RESPONSES MUST BE POSTMARKED NO LATER THAN. 10/03/2014

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 TRFO 7730730**

(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**

7730730 PERMIT NBR
SANTAFE TWO LLC
DBA RANCHO ALEGRE
& PATIO
5637 WOERNER TEMPLE RD S/E UNIT ONLY
DUBLIN OH 43016

IRMA R NUNEZ

08/28/2014 ACTIVE

PRESIDENT

MNMB5%V5%M

PA2-KEY = END SESSION, CLEAR-KEY = END OPTION, ENTER-KEY = TO CONTINUE

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.

Museums

Permit Class	Permit Fee	Description
D5G	\$1,875	<u>ORC 4303.181</u> (Same as D5 – except sales till one am). National sports museum only.
D5H	\$1,875	<u>ORC 4303.181</u> (Same as D5 – except sales till one am). Fine arts museum only.

Community Entertainment District/Revitalization

Permit Class	Permit Fee	Description
D5J	\$2,344	<u>ORC 4303.181</u> (Same as D5). Community entertainment district.
D5L	\$2,344	<u>ORC 4303.181</u> (Same as D5 – except sales till one am). Revitalization District.

Sunday Sales

Permit Class	Permit Fee	Description
D6	\$400-c \$500-d	<u>ORC 4303.182</u> Sale of intoxicating liquor on Sunday between the hours 10:00am or 11:00am and midnight.

Other

Permit Class	Permit Fee	Description
D5K	\$1,875	<u>ORC 4303.181</u> (Same as D5 – except sales till one am). Certain non profit organizations that own and operate a botanical garden.
D5M	\$2,344	<u>ORC 4303.181</u> (Same as D5). Restaurant affiliated with center for the preservation of wild animals.
D5N	\$20,000.00	<u>ORC 4303.181(N)</u> (Same as D5). Casino Operator or Casino Management Company.
D5O	\$2344.00	<u>ORC 4303.181(O)</u> (Same as D5). Restaurant located in a casino.
E	\$500	<u>ORC 4303.19</u> Railroad car or airline to sell beer or any intoxicating liquor at retail in glass or from container for consumption in such car or aircraft.