

**MEMORANDUM**

To: Dublin City Council  
Dana L. McDaniel, City Manager  
Anne Clarke, Clerk of Council

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

Date: July 20, 2015

Re: CBS Garvey LL LLC – Transfer Application for D1, D2, and D3 Liquor Permits

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**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 D1, D2, and D3 liquor permits for CBS Garvey LL LLC (“CBS Garvey”). Dublin has received this Notice pursuant to R.C. 4303.26 because CBS Garvey’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.

**BACKGROUND**

CBS Garvey is a domestic limited liability company that is actively registered with the Ohio Secretary of State. The address designated for the permit premises is 76-78 S. High Street, Dublin, Ohio 43017, which is the location of Biddie’s Coach House, located on S. High Street just south of SR 161. CBS Garvey is seeking to obtain the D1, D2, and D3 liquor permits from Diane and Girls LLC (DBA Biddie’s Coach House), which presently holds the permits at the same address. The transfer of ownership for the three permits is currently pending before the Ohio Division of Liquor Control (“Division”).

Collectively, the D1, D2, and D3 liquor permits permit beer, wine, and mixed beverages for on premises consumption or in original sealed containers for carry out until 1:00am, and spirituous liquor for on premises consumption only until 1:00am.

According to the Ohio Division of Liquor Control’s records, neither CBS Garvey nor the previous owner, Diane and Girls LLC, have any history of violating Ohio liquor permit laws. If the transfer is approved, CBS Garvey will inherit the same D1, D2, and D3 permits that are currently held by Diane and Girls LLC at the same location.

**RECOMMENDATION**

It would appear that it is unnecessary to request a hearing in this matter. The permits will simply transfer from one owner (Diane and Girls LLC) to the new owner (CBS Garvey). 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 August 13, 2015.

**NOTICE TO LEGISLATIVE  
AUTHORITY**

**OHIO DIVISION OF LIQUOR CONTROL**  
6606 TUSSING ROAD, P.O. BOX 4005  
REYNOLDSBURG, OHIO 43068-9005  
(614)644-2380 FAX(614)644-3166

TO

1336335 <small>PERMIT NUMBER</small>			TRFO <small>TYPE</small>	CBS GARVEY LL LLC 1ST & 2ND FL 76-78 S HIGH ST DUBLIN OHIO 43017
02	01	2015 <small>ISSUE DATE</small>		
07	09	2015 <small>FILING DATE</small>		
D1 D2 D3 <small>PERMIT CLASSES</small>				
25	066	B	F14412 <small>RECEIPT NO.</small>	

FROM 07/13/2015

2118542 <small>PERMIT NUMBER</small>				DIANE AND GIRLS LLC DBA BIDDIES COACH HOUSE 1ST & 2ND FL 76-78 S HIGH ST DUBLIN OHIO 43017
02	01	2015 <small>ISSUE DATE</small>		
07	09	2015 <small>FILING DATE</small>		
D1 D2 D3 <small>PERMIT CLASSES</small>				
25	066			



MAILED 07/13/2015

RESPONSES MUST BE POSTMARKED NO LATER THAN. 08/13/2015

**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 1336335**

(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

1336335 PERMIT NBR  
CBS GARVEY LL LLC  
1ST & 2ND FL  
76-78 S HIGH ST  
DUBLIN OHIO 43017

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STELLA BAVELIS STUDER	07/09/2015 ACTIVE	5% MEMSHIP
PETER L CORATOLA	07/09/2015 ACTIVE	MAN-MBR

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

D8        \$500        ORC 4303.184 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 original sealed containers for carry out only until 1:00am.
D2	\$564	<u>ORC 4303.14</u> Wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1:00am.
D2X	\$376	<u>ORC 4303.141</u> (Grandfathered Permit) Beer only for on premises consumption or in original sealed containers for carryout only until 1:00am.
D3	\$750	<u>ORC 4303.15</u> Spirituous liquor for on premises consumption only until 1:00am.
D3X	\$300	<u>ORC 4303.151</u> (Grandfathered Permit) Wine only for on premises consumption or in original sealed containers for carryout 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.

## Club

Permit Class	Permit Fee	Description
D4	\$469	<u>ORC 4303.17</u> Beer and any intoxicating liquor to members only, for on premises consumption only until 1:00am.
D4A	\$750	<u>ORC 4303.171</u> Airline club only - Beer and any intoxicating to members and guests until 2:00am.
D5C	\$1,563	<u>ORC 4303.181</u> (Same as D5).(This class can no longer be applied for.)
D5D	\$2,344	<u>ORC 4303.181</u> (Same as D5) located at airport.

## Hotel And Motel

Permit Class	Permit Fee	Description
D5A	\$2,344	<u>ORC 4303.181</u> (Same as D5) for hotel or motel with 50 or more rooms for transient guests.

## Enclosed Shopping Mall