

## 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: December 3, 2015

Re: Tuttle Inn Developers, LLC DBA Holiday Inn Express  
Application for New D5A Liquor Permit

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### I. INTRODUCTION

The City of Dublin recently received a Notice to Legislative Authority (“Notice”) from the Ohio Division of Liquor Control concerning Tuttle Inn Developers, LLC DBA Holiday Inn Express (“Holiday Inn”). Dublin has received this Notice pursuant to R.C. 4303.26 because Holiday Inn has applied for a new liquor permit and the 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

Holiday Inn is a foreign limited liability company that is actively registered with the Ohio Secretary of State. The address designated for the permit premises is 5500 Tuttle Crossing Blvd., Dublin, Ohio 43016, which is on the north side of Tuttle Crossing Blvd., just west of I-270. Holiday Inn is seeking to obtain a D5A license, which permits consumption of spirituous liquor on premises only, and beer, wine, and mixed beverages for on premises or off premises in original sealed containers, until 2:30am. The D5A license is specifically for hotels or motels with 50 or more rooms for transient guests. Holiday Inn’s application is currently pending before the Ohio Division of Liquor Control (the “Division”).

According to the Division’s records, Holiday Inn does not have a history of violating Ohio liquor permit laws. If approved, this will be Holiday Inn’s first liquor permit at this location.

### III. RECOMMENDATION

It would appear that it is unnecessary to request a hearing in this matter. Holiday Inn does not have a history of liquor law violations. Regardless whether Dublin desires to request a hearing, the Notice must be signed and returned to the Ohio Division of Liquor Control by December 18, 2015.

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

9113583 <small>PERMIT NUMBER</small>		NEW <small>TYPE</small>	TUTTLE INN DEVELOPERS LLC DBA HOLIDAY INN EXPRESS 5500 TUTTLE CROSSING BLVD DUBLIN OH 43016	
ISSUE DATE				
11 09 2015				
<small>FILING DATE</small>				
D5A <small>PERMIT CLASSES</small>				
25	066	B	B02109	
<small>TAX DISTRICT</small>		<small>RECEIPT NO.</small>		

FROM 11/17/2015

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



MAILED 11/17/2015

RESPONSES MUST BE POSTMARKED NO LATER THAN. 12/18/2015

**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 NEW 9113583**

(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**

9113583 PERMIT NBR  
TUTTLE INN DEVELOPERS LLC  
DBA HOLIDAY INN EXPRESS  
5500 TUTTLE CROSSING BLVD  
DUBLIN OH 43016

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DIMCHE KUZMANOVSKI	09/16/2013 ACTIVE		5% MEMSHIP
VINCE DORA	09/16/2013 ACTIVE	VICE PRES.	
ROBERT W DORA	09/16/2013 ACTIVE	PRESIDENT	5% MEMSHIP

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

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

## Hotel And Motel

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

## Enclosed Shopping Mall

Permit Class	Permit Fee	Description
D5B	\$2,344	<a href="#">ORC 4303.181</a> (Same as D5) for enclosed shopping mall.

## River Boats

Permit Class	Permit Fee	Description
D5E	\$1,219	<a href="#">ORC 4303.181</a> (Same as D5). Historical river boat owned by charitable organization only.

## Marinas

Permit Class	Permit Fee	Description
D5F	\$2,344	<a href="#">ORC 4303.181</a> (Same as D5). Marina restaurant only.

## Museums

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

## Community Entertainment District/Revitalization

Permit Class	Permit Fee	Description
D5J	\$2,344	<a href="#">ORC 4303.181</a> (Same as D5). Community Entertainment District.
D5L	\$2,344	<a href="#">ORC 4303.181</a> (Same as D5). Revitalization District.

## Sunday Sales

Permit Class	Permit Fee	Description
D6	\$400-c \$500-d	<a href="#">ORC 4303.182</a> 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	<a href="#">ORC 4303.181</a> (Same as D5 – except sales till one am). Certain non profit organizations that own and operate a botanical garden.
D5M	\$2,344	<a href="#">ORC 4303.181</a> (Same as D5). Restaurant affiliated with center for the preservation of wild animals.
D5N	\$20,000.00	<a href="#">ORC 4303.181(N)</a> (Same as D5). Casino Operator or Casino Management Company.
D5O	\$2344.00	<a href="#">ORC 4303.181(O)</a> (Same as D5). Restaurant located in a casino.
E	\$500	<a href="#">ORC 4303.19</a> 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.
G	\$100	<a href="#">ORC 4303.21</a> Retail drug store (alcohol for medicinal, industrial, mechanical, chemical, or scientific purposes).
H	\$300	<a href="#">ORC 4303.22</a> Carrier by rail or for hire motor carrier who also holds a license issued by the public utilities commission to transport beer, intoxicating liquor, and alcohol, or any of these, in this state or delivery or use in this state.
I	\$200	<a href="#">ORC 4303.23</a> Wholesale druggist (purchase - import alcohol for sale at wholesale and retail).

## Temporary Permits

Permit Class	Permit Fee	Description
F	\$40	<a href="#">ORC 4303.20</a> Valid for beer only until 1:00am. (Temporary - 5 days).
F1	\$250	<a href="#">ORC 4303.201</a> Temporary "Special Function" permit (3 days) (allows B.Y.O.B. by a nonprofit organization at Municipal Convention