

MEMORANDUM

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

From: Jennifer D. Readler
Yazan S. Ashrawi

Date: August 4, 2016

Re: Harvest Dublin – Application for New D5J Liquor Permit

I. INTRODUCTION

The City of Dublin recently received a Notice to Legislative Authority (“Notice”) from the Ohio Division of Liquor Control concerning Harvest Dublin LLC DBA Harvest Dublin. The City of Dublin has received this notice pursuant to R.C. 4303.26 because Harvest Dublin has applied for a new D5J 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

A D5J permit is a liquor permit that is specific to Community Entertainment Districts (“CEDs”). A D5J permit is identical to a typical D5 permit, but is CED-specific. It allows 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.

A CED is defined as a bounded area that includes or will include a combination of entertainment, retail, educational, sporting, social, cultural, or arts establishments within close proximity. This Council recently approved three new CEDs in Dublin: (1) Scioto East CED; (2) Scioto West CED; and (3) Scioto North CED. The Ohio Division of Liquor Control completed its process to create these CEDs and is now accepting D5J applications. Each CED has up to 15 available D5J permits; accordingly, Council should expect to see several D5J permit requests in the future.

Harvest Dublin is a domestic corporation that is actively registered with the Ohio Secretary of State. The address designated for the permit premises is 45 N. High Street, Dublin, Ohio 43017, which is located just north of Bridge Street and west of the Scioto River, in the Scioto North CED. Harvest Dublin is seeking to obtain a D5J license, which is the same as a D5

license, but issued only within CEDs. Harvest Dublin’s application is currently pending before the Ohio Division of Liquor Control (“the Division”).

According to the Division’s Records, Harvest Dublin does not have a history of violating Ohio liquor permit laws.

III. RECOMMENDATION

It would appear that it unnecessary to request a hearing in this matter. Harvest Dublin does not have a history of liquor law violations. Regardless of whether Dublin desires to request a hearing, the Notice must be signed and returned to the Ohio Division of Liquor Control no later than August 31, 2016.

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

3648875		NEW	HARVEST DUBLIN LLC DBA HARVEST DUBLIN 45 N HIGH STREET DUBLIN OH 43017	
PERMIT NUMBER		TYPE		
05 20 2016		ISSUE DATE		
D5J		FILING DATE		
25	066	B	B25767	PERMIT CLASSES
TAX DISTRICT		RECEIPT NO.		

FROM 06/29/2016

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



MAILED 06/29/2016

RESPONSES MUST BE POSTMARKED NO LATER THAN. 08/01/2016

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 3648875**

(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**

3648875 PERMIT NBR
HARVEST DUBLIN LLC
DBA HARVEST DUBLIN
45 N HIGH STREET
DUBLIN OH 43017

CHRISTOPHER CRADER C 06/27/2016 ACTIVE CEO MNMB5%V5%M

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



Department of Commerce

Division of Liquor Control
John R. Kasich, Governor
Jacqueline T. Williams, Director

July 13, 2016

CLERK OF DUBLIN CITY COUNCIL
5200 EMERALD PARKWAY
DUBLIN OHIO 43017

Re: **NEW D5J PERMIT #3648875**
HARVEST DUBLIN LLC
DBA HARVEST DUBLIN
45 N HIGH STREET
DUBLIN OH 43017

Dear Legislative Authority:

In reference to the above captioned application, and your request, a 30 day extension has been granted from **08/01/2016** to **08/31/2016**.

If you should have any questions concerning this matter, please feel free to contact this office at the below address or phone number.

Licensing Processing Section

EY:slc

Rev. 6-06

4303.18 D-5 permit.

Permit D-5 may be issued to the owner or operator of a retail food establishment or a food service operation licensed pursuant to Chapter 3717. of the Revised Code that operates as a restaurant or night club for purposes of this chapter, to sell beer and any intoxicating liquor at retail, only by the individual drink in glass and from the container, for consumption on the premises where sold, and to sell the same products in the same manner and amounts not for consumption on the premises as may be sold by holders of D-1 and D-2 permits. A person who is the holder of both a D-3 and D-3a permit need not obtain a D-5 permit. The fee for this permit is two thousand three hundred forty-four dollars.

Effective Date: 2003 HB95 09-26-2003

D5J \$2,344 ORC 4303.181 (Same as D5) Community Entertainment District

D5

\$2,344

ORC 4303.18 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.