

## MEMORANDUM

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

From: Jennifer D. Readler, Law Director  
Yazan S. Ashrawi

Date: April 19, 2018

Re: Golf Center at Sports Ohio Inc.  
Application for New D3 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 regarding Golf Center at Sports Ohio Inc. (“The Golf Center”). Dublin received this Notice pursuant to R.C. 4303.26 because The Golf Center applied for a new D3 permit and the proposed location for the permit premises is 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**

The Golf Center is a domestic for-profit corporation that is actively registered with the Ohio Secretary of State. The address designated for the permit premises is 6100 Dublin Park Drive, Dublin, Ohio 43016, which is located just south of S.R. 161 off of Cosgray Road within the larger SportsOhio complex. The Golf Center is seeking a D3 permit, which permits spirituous liquor for on premises consumption until 1:00am.

It should be noted that D3 permits may only be issued to the owner or operator of a hotel, a retail food establishment, a food service operation licensed pursuant to Ohio Revised Code (“ORC”) chapter 3717, a club, a boat, or a vessel. The Golf Center will have to meet the ORC requirements in order to obtain the D3 permit. The Ohio Division of Liquor Control, and not the City, holds the authority to determine if The Golf Center is the type of business eligible to receive a D3 permit. The application is currently pending before the Division.

According to the Division’s Records, The Golf Center does not have a history of violating Ohio liquor laws.

### **III. RECOMMENDATION**

It would appear that it is unnecessary to request a hearing in this matter. The Golf Center does not have a history of liquor law violations and the State will determine if The Golf Center operates the type of business eligible for a D3 permit. 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 May 3, 2018.

**NOTICE TO LEGISLATIVE  
AUTHORITY**

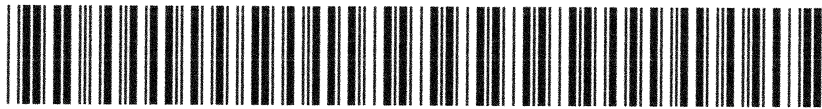
**OHIO DIVISION OF LIQUOR CONTROL**  
6606 TUSSING ROAD, P.O. BOX 4005  
REYNOLDSBURG, OHIO 43068-9005  
(614)644-2360 FAX(614)644-3166

TO

|                |     |             |        |  |  |
|----------------|-----|-------------|--------|--|--|
| 3268025        |     | N           |        | GOLF CENTER AT SPORTS OHIO INC<br>6100 DUBLIN PARK DR<br>DUBLIN OHIO 43016 |  |
| PERMIT NUMBER  |     | TYPE        |        |  |  |
| ISSUE DATE     |     |             |        |  |  |
| 03 28 2018     |     |             |        |  |  |
| FILING DATE    |     |             |        |  |  |
| D3             |     |             |        |  |  |
| PERMIT CLASSES |     |             |        |  |  |
| 25             | 066 | B           | B89895 |  |  |
| TAX DISTRICT   |     | RECEIPT NO. |        |  |  |

FROM 04/02/2018

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



MAILED 04/02/2018

RESPONSES MUST BE POSTMARKED NO LATER THAN. 05/03/2018

**IMPORTANT NOTICE**

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL  
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING. **B N 3268025**  
REFER TO THIS NUMBER IN ALL INQUIRIES \_\_\_\_\_

(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**

Commerce Division of Liquor Control : Web Database Search

**OWNERSHIP DISCLOSURE INFORMATION**

This online service will allow you to obtain ownership disclosure information for issued and pending retail liquor permit entities within the State of Ohio.

**Searching Instructions**

Enter the known information and click the "Search" button. For best results, search only ONE criteria at a time. If you try to put too much information and it does not match exactly, the search will return a message "No records to display".

The information is sorted based on the Permit Number in ascending order.

To do another search, click the "Reset" button.

|                              | SEARCH CRITERIA                      |
|------------------------------|--------------------------------------|
| <b>Permit Number</b>         | <input type="text" value="3268025"/> |
| <b>Permit Name / DBA</b>     | <input type="text"/>                 |
| <b>Member / Officer Name</b> | <input type="text"/>                 |

[Search](#)[Reset](#)[Main Menu](#)

| Member/Officer Name  | Shares/Interest | Office Held |
|--|-----------------|-------------|
| <b>Permit Number:</b> 3268025; <b>Name:</b> GOLF CENTER AT SPORTS OHIO INC; <b>DBA:</b> ; <b>Address:</b> 6100 DUBLIN PARK DR DUBLIN 43016 |                 |             |
| ALLEN S SHEPHERD III   | 500.00          | CEO         |

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D3

\$750

[ORC 4303.15](#) Spirituous liquor for on premises consumption only until 1:00am.

**4303.15 D-3 permit.**

Permit D-3 may be issued to the owner or operator of a hotel, of a retail food establishment or a food service operation licensed pursuant to Chapter 3717. of the Revised Code that operates as a restaurant for purposes of this chapter, or of a club, boat, or vessel, to sell spirituous liquor at retail, only by the individual drink in glass or from the container, for consumption on the premises where sold. No sales of intoxicating liquor shall be made by a holder of a D-3 permit after one a.m. The fee for this permit is seven hundred fifty dollars for each location, boat, or vessel.

Effective Date: 2003 HB95 09-26-2003