

MEMORANDUM

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

From: Jennifer D. Readler, Law Director
Jesse J. Shamp

Date: March 5, 2019

Re: Martinos, Inc. DBA Martinos Sports Bar & Grille & Patio
Application for Stock Transfer of 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 regarding Martinos, Inc. DBA Martinos Sports Bar & Grille & Patio (“Martinos”). The Division requires that liquor permit holders notify the Division when there is a change of corporate stock ownership. Martinos currently holds a D5 and D6 liquor permit, and submitted an application for a change of corporate stock ownership. Dublin received this Notice pursuant to R.C. 4303.26 because the location for the permit premises is 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

Martinis is a for profit corporation that is actively registered with the Ohio Secretary of State. The address designated for the permit premises is 6645 Dublin Center Drive, Dublin, Ohio 43017, which is located off Sawmill Road just south of Interstate 270 in the Dublin Village Center.

Martinis currently holds both D5 and D6 liquor permits. A D5 permit 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 D6 permit allows the sale of intoxicating liquor on Sunday between the hours of 10:00am and midnight. The application is currently pending before the Division.

Martinis submitted its application due to a change in stock ownership. This change likely has no effect on its liquor permits, but notification of such change is required by the Division. The application is currently pending before the Division.

According to the Division's records, Martinos does not have a history of violating Ohio liquor permit laws. The change in stock ownership should have no impact on its clean history with the Division.

III. RECOMMENDATION

It appears unnecessary to request a hearing in this matter. Martinos does not have a history of liquor violations and the change in stock ownership should not change that. Regardless whether Dublin desires to request a hearing, the Notice must be signed and returned to the Ohio Division of Liquor Control by March 15, 2019.

**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

5592049		STCK	MARTINOS INC	
PERMIT NUMBER		TYPE	DBA MARTINOS SPORTS BAR & GRILLE	
ISSUE DATE		6645 DUBLIN CENTER DR & PATIO		
01 11 2019		DUBLIN OHIO 43017		
FILING DATE				
D5 D6		PERMIT CLASSES		
25	066	B	F21825	
TAX DISTRICT			RECEIPT NO.	

FROM **02/12/2019**

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



MAILED **02/12/2019**

RESPONSES MUST BE POSTMARKED NO LATER THAN. **03/15/2019**

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 STCK 5592049**

(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
Permit Number	5592049
Permit Name / DBA	
Member / Officer Name	

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

Member/Officer Name	Shares/Interest	Office Held
Permit Number 5592049; Name: MARTINOS INC; DBA: DBA MARTINOS SPORTS BAR & GRILLE; Address: 6645 DUBLIN CENTER DR & PATTO DUBLIN 43017		
JENNIFER MARTIN	500.00	PRESIDENT

- [Ohio.Gov](#)
- [Ohio Department of Commerce](#)

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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

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.

4303.182 D-6 permit.

(A) Except as otherwise provided in divisions (B) to (K) of this section, permit D`-6 shall be issued to the holder of an A-1-A, A-2, A-2f, A-3a, C-2, D-2, D-3, D-3a, D-4, D-4a, D-5, D-5a, D-5b, D-5c, D-5d, D-5e, D-5f, D-5g, D-5h, D-5i, D-5j, D-5k, D-5l, D-5m, D-5n, D-5o, or D-7 permit to allow sale under that permit as follows:

(1) Between the hours of ten a.m. and midnight on Sunday if sale during those hours has been approved under question (C)(1), (2), or (3) of section [4301.351](#) or [4301.354](#) of the Revised Code, under question (B)(2) of section [4301.355](#) of the Revised Code, or under section [4301.356](#) of the Revised Code and has been authorized under section [4301.361](#), [4301.364](#), [4301.365](#), or [4301.366](#) of the Revised Code, under the restrictions of that authorization;

Sunday Sales

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