

MEMORANDUM

To: Dublin City Council
Dana L. McDaniel, City Manager
Jenny Delgado, Clerk of Council

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

Date: June 7, 2022

Re: Fukuryu Ramen Dublin, Inc. DBA Fukuryu Ramen Application for a D3 Liquor Permit

I. INTRODUCTION

The City of Dublin recently received a Notice to Legislative Authority (“Notice”) from the Ohio Division of Liquor Control (the “Division”) regarding Fukuryu Ramen Dublin, Inc. DBA Fukuryu Ramen (“Fukuryu Ramen”). Dublin received this Notice pursuant to Ohio Revised Code (“ORC”) 4303.26 because Fukuryu Ramen applied for 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

Fukuryu Ramen is a for-profit corporation that is actively registered with the Ohio Secretary of State. The address designated for the permit premises is 4540 Bridge Park Avenue, Dublin, Ohio 43017, which is located just south of Bridge Park Avenue and east of Mooney Street. Fukuryu Ramen is seeking a D3 permit, which permits spirituous liquor for on premises consumption until 1:00 a.m.

Please note 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 ORC Chapter 3717, a club, a boat, or a vessel. Fukuryu Ramen 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 Fukuryu Ramen is the type of business eligible to receive a D3 permit. The application is currently pending before the Division.¹

¹ Fukuryu Ramen also has a pending application with the Division for a D6 permit, which is not listed on the current notice to the City.

According to the Division's Records, Fukuryu Ramen does not have a history of violating Ohio liquor laws.

III. RECOMMENDATION

It appears unnecessary to request a hearing in this matter. Fukuryu Ramen does not have a history of liquor law violations and the State will determine if it 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 June 20, 2022.

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

29593600005		NEW	FUKURYU RAMEN DUBLIN INC DBA FUKURYU RAMEN 4540 BRIDGE PARK AVE DUBLIN OH 43017
PERMIT NUMBER		TYPE	
05 18 2022		ISSUE DATE	
D3		FILING DATE	
25	066 B	D41468	
TAX DISTRICT	RECEIPT NO.		

FROM 05/20/2022

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



MAILED 05/20/2022

RESPONSES MUST BE POSTMARKED NO LATER THAN. 06/20/2022

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 2959360-0005

(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
ATTN: LEGISLATIVE AFFAIRS
5200 EMERALD PARKWAY
DUBLIN OHIO 43017



**Department
of Commerce**

Rev 2/10/2021

Mike DeWine, Governor
Jon Husted, Lt. Governor

Division of Liquor Control
Sheryl Maxfield, Director

Dear Local Legislative Authority Official:

Please find enclosed the legislative notice that is being sent to you regarding the applied for liquor permit as captioned on the notice. You must, within 30 days from the "mailed" date listed on the notice under the bar code:

- Notify the Division whether you object and want a hearing; or
- Ask for your one-time only, 30-day extension.
 - Any requests for a one-time, 30-day extension will be reviewed by the Division upon timely receipt. If granted, your additional 30-days runs from the expiration of the original 30-day period.

To be considered **timely**, your above response must be faxed, emailed, or mailed to the Division no later than the postmark deadline date given on the form. To speed up processing times and reduce paper, the Division respectfully asks that you either fax or email your response. Please send your response to:

FAX: (614) 644 - 3166

EMAIL: LiquorLicensingMailUnit@com.state.oh.us

MAIL: Ohio Division of Liquor Control
Attn: Licensing Unit
6606 Tussing Road
PO Box 4005
Reynoldsburg, Ohio 43068-9005

Please note that the Division is no longer sending ownership information with this legislative notice. If you want to know who owns the applied for permit you can find that information in two ways:

- Go to https://www.comapps.ohio.gov/liqr/liqr_apps/PermitLookup/PermitHolderOwnership.aspx and enter the permit number listed on the legislative notice; or
- Contact your police department or your county sheriff if you are a township fiscal officer or county clerk. The Division sends the applicable law enforcement agency the pertinent ownership information when it notifies them of the permit application.

Thank you in advance for your cooperation,

Division Licensing Section

Licensing Section
6606 Tussing Road
Reynoldsburg, OH 43068-9009

Fax 614-728-1281
TTY/TDD 800-750-0750
com.ohio.gov

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D3

\$750

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