



## Legislation Details (With Text)

**File #:** 0194X-2021    **Version:** 1  
**Type:** Resolution    **Status:** Passed  
**File created:** 10/25/2021    **In control:** Public Safety Committee  
**On agenda:** 11/15/2021    **Final action:** 11/17/2021  
**Title:** To object to the renewal of liquor permit number 7641785 held by S Livingston Inc., doing business as SHELL / LIVINGSTON SHELL, located at 1937 E. Livingston Avenue, Columbus, Ohio 43209.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Shell - 1937 E. Livingston Ave. - Letter for City Council Re Liquor Objection.pdf

| Date       | Ver. | Action By             | Action                  | Result |
|------------|------|-----------------------|-------------------------|--------|
| 11/17/2021 | 1    | ACTING CITY CLERK     | Attest                  |        |
| 11/16/2021 | 1    | MAYOR                 | Signed                  |        |
| 11/15/2021 | 1    | COUNCIL PRESIDENT     | Signed                  |        |
| 11/15/2021 | 1    | Columbus City Council | Adopted                 | Pass   |
| 11/1/2021  | 1    | Columbus City Council | Read for the First Time |        |

To object to the renewal of liquor permit number 7641785 held by S Livingston Inc., doing business as SHELL / LIVINGSTON SHELL, located at 1937 E. Livingston Avenue, Columbus, Ohio 43209.

**WHEREAS**, City Council desires to object pursuant to 4303.271 and 4303.292, Ohio Revised Code to the renewal of liquor permit number 7641785 held by S Livingston Inc., doing business as SHELL / LIVINGSTON SHELL, located at 1937 E. Livingston Avenue, Columbus, Ohio 43209; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter -S Livingston Inc.- SHELL / LIVINGSTON SHELL") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 7641785; and

**WHEREAS**, it has become necessary in the usual daily operation of City Council to object to the renewal of this liquor permit to preserve the public health, peace, property, safety and welfare; now, therefore

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 7641785 held by S Livingston Inc., doing business as SHELL / LIVINGSTON SHELL, located at 1937 E. Livingston Avenue, Columbus, Ohio 43209.

**Section 2.** That the City Council, based on evidence provided by the Columbus Division of Police and the Columbus City Attorney's office, hereby finds that the permit holder at such premises has operated the liquor permit business in a manner that demonstrates a disregard for the law, regulations or local ordinances of this state and city, which is a basis to refuse the renewal of a liquor permit under 4303.292(A)(1)(b); and further, the Council finds that the permit premises is so

located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order would result from the renewal of the permit and operation thereunder by the applicant, which also is a basis to refuse a liquor permit renewal under 4303.292(A)(2)(c); and based upon the above findings the City Council hereby objects to the renewal of this liquor permit.

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

**Section 4.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.