



Legislation Details (With Text)

File #: 0190X-2009 **Version:** 1

Type: Resolution **Status:** Passed

File created: 12/1/2009 **In control:** Safety Committee

On agenda: 12/7/2009 **Final action:** 12/9/2009

Title: To object to the renewal of liquor permit number 25020390010 held by ELZA INC, doing business as LOCKBOURNE MARATHON, located at 1509 LOCKBOURNE RD, COLUMBUS, OH 43206, and to declare an emergency.

Sponsors: Andrew Ginther

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
12/9/2009	1	CITY CLERK	Attest	
12/8/2009	1	MAYOR	Signed	
12/7/2009	1	Columbus City Council	Adopted	Pass
12/7/2009	1	COUNCIL PRESIDENT	Signed	
12/1/2009	1	Council Drafter	Sent for Approval	
12/1/2009	1	COUNCIL PRESIDENT (approver)	Reviewed and Approved	
12/1/2009	1	Council Drafter	Sent for Approval	
12/1/2009	1	CITY ATTORNEY	Reviewed and Approved	
12/1/2009	1	Council Drafter	Sent to Clerk's Office for Council	

To object to the renewal of liquor permit number 25020390010 held by ELZA INC, doing business as LOCKBOURNE MARATHON, located at 1509 LOCKBOURNE RD, COLUMBUS, OH 43206, and to declare an emergency.

WHEREAS, City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 25020390010 held by ELZA INC, doing business as LOCKBOURNE MARATHON, located at 1509 LOCKBOURNE RD, COLUMBUS, OH 43206; and

WHEREAS, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary 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. The Columbus City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 25020390010 held by ELZA INC, doing business as LOCKBOURNE MARATHON, located at 1509 LOCKBOURNE RD, COLUMBUS, OH 43206.

Section 2. The City Council 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 4303.27(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption of the Mayor neither approves nor vetoes the same.