

RESOLUTION NO. 024-21R

A RESOLUTION OBJECTING TO THE RENEWAL OF PERMITS ISSUED UNDER SECTIONS 4303.11 THROUGH 4303.183 OF THE OHIO REVISED CODE TO DOGHOUSE BAR LLC, DBA DOGHOUSE, FOR REASONS INCLUDING THOSE STATED HEREIN; REQUESTING A HEARING; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City of Sandusky has been informed by the Ohio Department of Commerce, Division of Liquor Control, that Section 4303.271(B) provides the legislative authority with the right to object to the renewal of a permit and to request a hearing which will be held in the county seat (City of Sandusky), Erie County, Ohio; and

WHEREAS, it is the desire of this City Commission to object to the renewal of permits issued to Doghouse Bar LLC, d.b.a. Dog House, for the reasons including those stated herein and request that the hearing be held in Sandusky; and NOW THEREFORE,

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to immediately send a certified copy of this Resolution to the Ohio Department of Commerce, Division of Liquor Control in order to promptly schedule a hearing on the matter; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. That the Division of Liquor Control is hereby notified that the City Commission of the City of Sandusky, Ohio, objects to the renewal of permits D1, D2, D3, and D3A issued to Dog House Bar, LLC, d.b.a. Dog House, Permit No. 2228585, for reasons including those stated herein, the substantiation of which shall be presented at the hearing as follows:

- a. The applicant has operated the liquor permit business in a manner that demonstrates a disregard for the laws, regulations, and local ordinances of the State of Ohio and City of Sandusky; and
- b. Is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order will

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result from the renewal of the permit and operation at 1002 W. Jefferson Street, Sandusky, Ohio, by the applicant.

Section 2. That the Division of Liquor Control is hereby notified that the Sandusky City Commission requests that the hearing or hearings in this matter be held in Sandusky, the county seat of Erie County, Ohio, pursuant to Ohio Revised Code Section 4303.271(B).

Section 3. That the Clerk of the City Commission is directed to forward a certified copy of this Resolution pursuant to the Ohio Revised Code, Section 4303.292 to: Ohio Department of Commerce, Division of Liquor Control Licensing Office, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005, by certified mail, return receipt requested.

Section 4. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

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ATTEST: _____
MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: April 26, 2021