

Date: October 26, 2022

To: Mayor and Members of City Council

202201963

From: Sheryl M. M. Long, City Manager

Subject: **Liquor License – New**

FINAL RECOMMENDATION REPORT

OBJECTIONS: Department of Buildings & Inspections

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 9333447
PERMIT TYPE: NEW
CLASS: D5J
NAME: W BAR BISTRO LLC
DBA: W BAR BISTRO
3447 EPWORTH AVE
CINCINNATI, OH 45211

On September 8, 2022, Westwood Civic Association was notified of this application and do not object.



Police Department Approval

David M. Laing, Assistant City Prosecutor
Law Department - Recommendation
Objection No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: November 1, 2022

Date: September 14, 2022
To: Lieutenant Colonel Teresa A. Theetge, Interim Police Chief
From: P.O. Kevin Butler P128
Copies to:
Subject: **RENEWAL, TRANSFER OR ISSUANCE OF LIQUOR LICENSES**

PATROL BUREAU MEMO #: 22-432
DISTRICT INVESTIGATING LIQUOR PERMIT PREMISE: District Three
PERMIT #: 9333447
TYPE OF PERMIT APPLIED FOR: New
PERMIT NAME & ADDRESS:

Name:	W BAR BISRTO LLC
Address:	3447 EPWORTH AVE

APPLICANTS NAME(S): FRANK EVERSOLE

INSPECTION / INVESTIGATION INFORMATION:

Officer:	P.O. Kevin Butler P128
Date:	9/14/22
Findings:	I met with the owner, Frank Eversole on 9/14/22 at 3447 Epworth Ave. I was unable to perform a complete inspection due to the premises being under construction. Mr. Eversole was advised to contact me once construction was complete. The target completion date is sometime in November. Once construction is complete I will respond back to perform a complete inspection.

COMMUNITY COUNCIL NOTIFIED:

Name 1: Katie Frazier	Date: 9/14/2022	Notified by: phone
Phone: 513-652-5772	E-mail: Frazier.katie@gmail.com	
Name 2:	Date:	Notified by: (select from menu)
Phone:	E-mail:	

DISPOSITION OF THE COMMUNITY COUNCIL:

NO OBJECTIONS
 OBJECTION: Attached Letter with Community Council Letterhead

DISPOSITION OF THE DISTRICT:

NO OBJECTIONS OBJECTION: If objection checked, a narrative is required below

REASON FOR OBJECTION:

HA

Party, C8

9/19/22

9/20
OAE | C 66

City of Cincinnati



October 7, 2022

To: Teresa Theetge, Interim Police Chief
From: Eugene Lackey, Division Manager
Zoning: Wes Munzel, Zoning Plans Examiner
Subject: 3447 Epworth Ave - Liquor License Application

Inspections disclose that the Liquor License be **DISAPPROVED**.

The Department of Buildings and Inspections has objections to issuance of a liquor permit for this premises. **The use is not in accordance with the Cincinnati Zoning Code for alcoholic beverage sales.**

The applicant is being advised that the license is **not approved** and that **The applicant must submit a use permit for a new bar/liquor permit.**

Attached is a copy of the correspondence being sent this date to the applicant apprising the applicant of these requirements.


Eugene Lackey, Division Manager
Department of Buildings and Inspections

EL/tjl



October 7, 2022

W Bar Bistro LLC
dba W Bar Bistro
3447 Epworth Ave
Cincinnati, Ohio 45211

Dear Applicant:


This Department was recently required to recommend approval or disapproval of a liquor permit application at 3447 Epworth Ave. Inspections disclose that the Liquor License be **DISAPPROVED**

The use is not in accordance with the Cincinnati Zoning Code for alcoholic beverage sales and therefore disapproved. The applicant must submit a use permit for a new bar/liquor permit.

A copy of this correspondence is being sent this date to the Police Department apprising them of these requirements.

If you need additional information regarding this matter, please contact Wes Munzel Zoning Plans Examiner, at 513-352-2442 between 8:00 a.m. and 9:30 a.m., Monday through Friday.

Sincerely,


Eugene Lackey, Jr., Division Manager
Department of Buildings and Inspections

EL/tjl

City of Cincinnati Council



Melissa Autry, CMC
Clerk of Council

Office of the Clerk

801 Plum Street, Suite 308
Cincinnati, Ohio 45202
Phone (513) 352-3246
Fax (513) 352-2578

September 7, 2022

OHIO DIVISION OF LIQUOR CONTROL
LICENSING SECTION
NEW PERMIT SECTION
6606 TUSSING ROAD
P O BOX 4005
REYNOLDSBURG, OH 43068-9005

Dear Ohio Division of Liquor Control:

The Council of the City of Cincinnati, State of Ohio, is requesting a 30 day extension on the below cited liquor permit application:

Application No.: 9333447
Permit Type: NEW D5J
Name: W BAR BISTRO LLC
DBA W BAR BISTRO
3447 EPWORTH AVE
CINCINNATI OH 45211

Pursuant to R.C. 4303.26(A), City of Cincinnati City Council, through its Clerk of Council (collectively, hereinafter "the City"), respectfully requests an additional 30 days in which to respond to the Ohio Division of Liquor Control regarding whether the City will request a hearing on the subject liquor permit application. The City makes such time extension request for good cause and not for unnecessary delay. Specifically, the City requires additional time for each of its various departments and the applicable community council to review and investigate the liquor application by performing all necessary inspections and research including, but not limited to, permit applicant interviews, site premises inspections, background investigations, and historical investigations regarding the history of the permit premises and the subject location. Moreover, such extension of time would provide the applicable community council an opportunity to meet, vote, and respond back to the City by the deadline. Therefore, the City requires such time extension in order to perform its due diligence in this matter. The City respectfully requests this time extension in good faith, for good cause, and not for unnecessary delay.

Please fax the confirmation back to us as soon as possible at (513)352-2578.

Thank you for your prompt attention.

Sincerely,

Melissa Autry, CMC
Clerk of Council

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-8005
(614)644-2380 FAX(614)644-3168

TO

9333447		NEW		W BAR BISTRO LLC DBA W BAR BISTRO 3447 EPWORTH AVE CINCINNATI OH 45211
PERMIT NUMBER		TYPE		
08 02 2022				
ISSUE DATE				
D5J				
31 066		A D52234		
TAX DISTRICT		PERMIT CLASSES		
RECEIPT NO.				

FROM 09/02/2022

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



MAILED 09/02/2022

RESPONSES MUST BE POSTMARKED NO LATER THAN 10/03/2022

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 **A NEW 9333447**

(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

75EP22AM11:05

CINCINNATI CLERK OF COUNCIL
CITY HALL
801 PLUM ST ROOM 308
CINCINNATI OHIO 45202

CLERK OF COUNCIL
DLG 4082

City of Cincinnati Council



Melissa Autry, CMC
Clerk of Council

Office of the Clerk

801 Plum Street, Suite 308
Cincinnati, Ohio 45202
Phone (513) 352-3246
Fax (513) 352-2578

For City Bulletin

Liquor Permit Application

From the Department of Liquor Control advising of permit application for the following:

Application No.: 9333447
Permit Type: NEW D5J
Name: W BAR BISTRO LLC
DBA W BAR BISTRO
3447 EPWORTH AVE
CINCINNATI OH 45211

Pursuant to Section 4303.261 of the Ohio Revised Code, Council must notify the Department of Liquor Control within thirty days if there is an objection to the above permit.

Notice of Application was received by the Clerk of Council's Office

9/7/2022

MELISSA AUTRY, CMC Clerk of Council

The last day for the State to receive an objection is

10/3/2022