

May 30, 2024

**To:** Mayor and Members of City Council

**From:** Sheryl M.M. Long, City Manager 

202401477

**Subject: Emergency Ordinance – Application for the Modification of the Hyde Park Designated Outdoor Refreshment Area**

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Attached is an Emergency Ordinance captioned:

**AMENDING** Ordinance No. 184-2022 to modify the hours of operation of the existing designated outdoor refreshment area in the Hyde Park neighborhood of Cincinnati, known as the “Hyde Park DORA,” pursuant to Chapter 838 of the Cincinnati Municipal Code, “Outdoor Refreshment Areas.”

#### **SUMMARY & BACKGROUND**

Ohio Revised Code (“R.C”) 4301.82, initially enacted in 2015, allows the executive officer of a municipal corporation to submit an application to its legislative authority for the establishment of a designated outdoor refreshment area (“DORA”). In 2015, City Council enacted Chapter 838 of the Cincinnati Municipal Code (“CMC”), “Outdoor Refreshment Areas,” to provide for the creation of DORAs within the City of Cincinnati.

On June 23, 2022, City Council passed Ordinance No. 184-2022 approving an application for the creation of a DORA in the Hyde Park neighborhood of Cincinnati.

This submitted legislation contains an application for the modification of a DORA in the Hyde Park neighborhood covering the area depicted in Attachment A.

#### **MODIFIED APPLICATION DESCRIPTION**

The application for the modification of a DORA amends certain public health and safety requirements depicted in the original application. Specifically, the proposed modification expands the hours of operation of the DORA from 6:00 PM to 9:00 PM Sunday through Thursday and 6:00 PM to 10:00 PM Friday and Saturday to 9:00 AM to 11:00 PM Sunday through Saturday. No other modifications to the original application have been made.

## **APPROVAL PROCESS, PUBLIC NOTICE, AND COMMUNITY ENGAGEMENT**

Under State law, the Administration published public notice of this application prior to consideration of this legislation by City Council. City Council must then act on the proposed application no less than thirty days and no more than sixty days from publication of notice. The Administration has been deeply engaged with stakeholders in the Hyde Park neighborhood in assembling the proposed application and will continue that engagement process with community groups and stakeholders throughout the continued administration of the Hyde Park DORA.

## **MODIFIED APPLICATION RATIONALE**

The goal of the proposed modification to the Hyde Park DORA is to allow for special events, such as the Hyde Park Square Farmers' Market, to utilize the DORA. Furthermore, several participating businesses serve brunch, and this proposed modification will allow businesses and patrons to utilize takeout orders with DORA beverages.

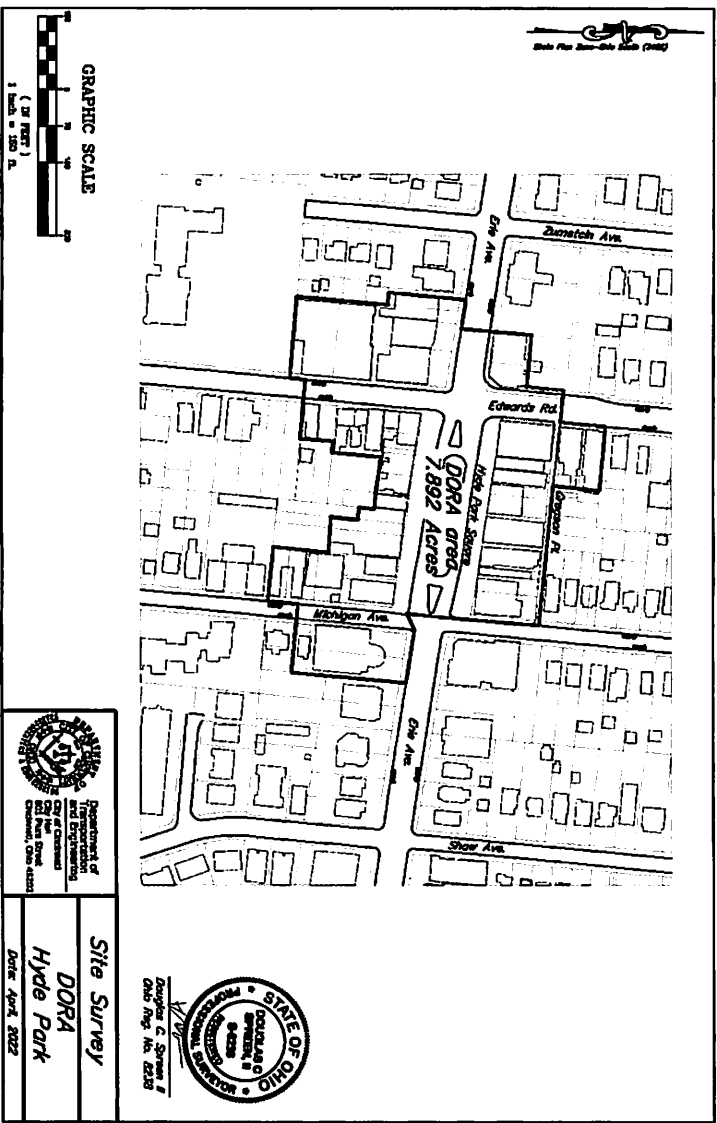
## **RECOMMENDATION**

The Administration recommends approval of this Emergency Ordinance. The reason for the emergency is the immediate need to allow the qualified license holders and businesses to prepare for the new operational needs of the Hyde Park DORA.

Attachment: A. Hyde Park DORA Boundary


Copy: Markiea L. Carter, Director, Department of Community & Economic Development

**ATTACHMENT A: HYDE PARK DORA BOUNDARY**



  
 Department of  
 Transportation  
 and Infrastructure  
 Office of Engineering  
 222 East Broad Street  
 Columbus, Ohio 43260

**Site Survey**  
**DORA**  
**Hyde Park**  
 Date: April 2022

  
 STATE OF OHIO  
 DONALD A. SPANIA  
 ENGINEER  
 No. 10522  
 1/1/07  
 DONALD A. SPANIA, E.  
 Ohio Reg. No. 10522