

Date: December 7, 2022

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: **Liquor License – Temporary (F8)**

202202138

FINAL RECOMMENDATION REPORT

OBJECTIONS: None

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: 17512670005
PERMIT TYPE: TEMP
CLASS: F8
NAME: CORPORATION FOR FINDLAY MARKET
DBA: NONE LISTED
1801 RACE ST – BRZWY – FARMERS MKT SHED
N PKING LOT – 135-100 ELDER ST BTWN
RACE & ELM STS
CINCINNATI, OH 45202

On November 10, 2022, Over-the-Rhine Community Council 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: December 30, 2022

Date: November 25, 2022

To: Lieutenant Colonel Teresa A. Theetge, Interim Police Chief

From: P.O. Carroll A Todd, Neighborhood Liaison Unit

Copies to:

Subject: **RENEWAL, TRANSFER OR ISSUANCE OF LIQUOR LICENSES**

PATROL BUREAU MEMO #: 22-502

DISTRICT INVESTIGATING LIQUOR PERMIT PREMISE: District One

PERMIT #: 17512670005

TYPE OF PERMIT APPLIED FOR: New

PERMIT NAME & ADDRESS:

Name:	Corp Findlay Market
Address:	19 W. Elder Street Cincinnati Ohio, 45202

APPLICANTS NAME(S): Kelly Lanser

INSPECTION / INVESTIGATION INFORMATION:

Officer:	P.O. Carroll A Todd
Date:	11/21/2022
Findings:	There are no findings that would cause objections to this.

COMMUNITY COUNCIL NOTIFIED:

Name 1: Maurice Waggoner	Date: 11/21/2022	Notified by: email
Phone:	E-mail: presidentotrcc@gmail.com	
Name 2: Kelly Adamson	Date: 11/21/2022	Notified by: email
Phone:	E-mail: Kelly@otrchamber.com	

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:

CAT ~~_____~~
HWT 35
Lt David P. Davico 24
ADC

No Objection
-mg/lrc4
11/28/22

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

November 9, 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.: 17512670005
Permit Type: TEMP F8
Name: CORPORATION FOR FINDLAY MARKET
1801 RACE ST- BRZWY- FARMERS MKT SHED
N PKING LOT- 135-100 ELDER ST BTWN
RACE & ELM STS
CINCINNATI, OH 45202

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
6608 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)844-2388 FAX(614)844-3188

TO

17512670005 <small>PERMIT NUMBER</small>	TEMP <small>TYPE</small>	CORPORATION FOR FINDLAY MARKET 1801 RACE ST - BRZVY - FARMERS MKT SHED N PKING LOT - 135-100 ELDER ST BTWN RACE & ELM STS CINCINNATI OH 45202
03 29 2021 <small>ISSUE DATE</small>		
03 29 2021 <small>FILING DATE</small>		
F8 <small>PERMIT CLASS</small>		
31 066 A <small>TAX DISTRICT</small>	089-003 <small>RECEIPT NO</small>	

D60765 FROM 03/31/2021

	<small>PERMIT NUMBER</small>	<small>TYPE</small>
	<small>ISSUE DATE</small>	
	<small>FILING DATE</small>	
	<small>PERMIT CLASS</small>	
	<small>TAX DISTRICT</small>	<small>RECEIPT NO</small>



MAILED 11/1/2022

RESPONSES MUST BE POSTMARKED NO LATER THAN 12/2/2022

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

F-8 NEW 1751267-0005
(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

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

Ohio Department of Commerce - Division of Liquor Control
 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005
 Telephone No. (614) 387-7407 - http://www.com.ohio.gov/liqr

1chk
 # 8172
 \$1,700

F-8 PERMIT APPLICATION

Hamilton County Only
 FILING FEE \$1,700.00

APPLICATION MUST BE FILED AT LEAST THIRTY (30) DAYS PRIOR TO THE DATE OF EVENT.

Ohio Revised Code 4303.208 F8 Permit

Sec. 4303.208. (A)(1) The division of liquor control may issue an F-8 permit to a not-for-profit organization that manages, for the benefit of the public and by contract with a political subdivision of this state, publicly owned property to sell beer or intoxicating liquor by the individual drink at specific events conducted on the publicly owned property and appurtenant streets, but only if, and then only at times at which, the sale of beer and intoxicating liquor on the premises is otherwise permitted by law. Additionally, an F-8 permit may be issued only if the publicly owned property is located in a county that has a population of between seven hundred fifty thousand and nine hundred thousand on the effective date of this section.

(2) The premises on which an F-8 permit will be used shall be clearly defined and sufficiently restricted to allow proper supervision of the permit's use by state and local law enforcement officers. Sales under an F-8 permit shall be confined to the same hours permitted to the holder of a D-3 permit.

(3) The fee for an F-8 permit is one thousand seven hundred dollars. An F-8 permit is effective for a period not to exceed nine months as specified in the permit. An F-8 permit is not transferable or renewable. However, the holder of an F-8 permit may apply for a new F-8 permit at any time. An F-8 permit is not effective until any F-8 permit currently held expires. The holder of an F-8 permit shall make sales only at those specific events about which the permit holder has notified in advance the division of liquor control, the department of public safety, and the chief, sheriff, or other principal peace officer of the local law enforcement agencies having jurisdiction over the premises.

(B)(1) An application for the issuance of an F-8 permit is subject to the notice and hearing requirements established in division (A) of section 4303.26 of the Revised Code.

(2) The liquor control commission shall adopt under Chapter 119. of the Revised Code rules necessary to administer this section.

(C) No F-8 permit holder shall sell beer or intoxicating liquor beyond the hours of sale allowed by the permit. This division imposes strict liability on the holder of an F-8 permit and on any officer, agent, or employee of that permit holder.

SECTION (A) PROPOSED F-8 PERMIT PREMISES INFORMATION

Non-Profit Organization Name			
Corporation for Findlay Market			
Permit Premises Address: Breezewav. Farm Shed. North Parking Lot. West Elder Street between Race Street			
Township (if outside city limits):	City: Cincinnati	Zip Code: 45202	County: Hamilton
Mail and/or Fax Permit and Correspondence To:			
Name: Corporation for Findlay Ma		Street Address: 19 W. Elder Street	City: Cincinnati
State: OH	Zip Code: 45202	Phone #: 5135157872	Fax #:
Individual responsible for the compliance with Ohio's liquor laws in conjunction with the sale and consumption of alcoholic beverages:		Name: Kelly Lanser	Title: Interim CEO

FOR OFFICE USE ONLY

Taxing District	31-066	Reviewer Action:	Remarks:
Permit Number	17512670005	JW	
Receipt #	D60765	Old	# 17512670005
		W Reg 2/98	

SECTION (B)

OWNER/APPLICANT INFORMATION

1. Does the applicant have a contract with the political subdivision to manage events conducted under the F8 permit? YES NO
2. In the event the premise covers an area that includes adjacent streets, please list and identify with address or street ranges in the table below:

STREET NAME	ADDRESS or STREET RANGE	
	TO	FROM
Elm Street	1719	1828
Elder Street	1	300
Race Street	1709	1828

6325 1112 1173

**TO ENSURE THAT THIS APPLICATION IS PROCESSED AS QUICKLY AS POSSIBLE, PLEASE
SUBMIT THE FOLLOWING, ALONG WITH THIS COMPLETED, SIGNED,
AND NOTARIZED APPLICATION**

- \$1,700.00 Permit Fee - Check made payable to the Division of Liquor Control.
- Completed and signed "Diagram of the Event Premises", and any attachments.
Diagram may be submitted on Section C (Page 4) of this application.
- Sections A, B, & C Completed.

Once your application is received, your F8 application will go into process requiring a notice to be sent to the local legislative authority (City Council, Township Trustee, and/or County Commissioner) and local police chief. The local legislative authority will have thirty days to request a hearing upon the advisability of the issuance of the F8 permit. An inspection of the event premises will also be completed by a Division Compliance Officer in order to determine if any churches, schools, libraries, public playgrounds or township parks are located within 500 feet. They will also have thirty days to request a hearing upon the advisability of the issuance of the F8 permit. A local option check for the sale of beer, wine, mixed beverages and spirituous liquor will also be conducted.

It is the responsibility of the applicant to notify the Division of Liquor Control, the Department of Public Safety and the chief, sheriff or other principal peace officer of the local law enforcement agencies having jurisdiction over the premises in advance of each event.

09/26/22

State of Ohio, Hamilton County, ss

I/We, Kelly Langer, Interim CEO being first duly sworn, according to law, depose and say that
(Please Print Name and Title)

I/We are at least twenty-one (21) years of age and the statements and answers made in the foregoing application are true.

[Signature] Interim CEO 9-26-22
(Signature of Officer of Applicant) (Title) (Date)

6479 Rapid Run Road Cincinnati OH 45233 5135157872
(Residence Address) (City) (State) (Zip Code) (Area Code & Telephone Number)

(To be completed by Notary Public)

Sworn to before me and subscribed in my presence this 26 day of September, 2022



JESSICA NOVESTERAS
Notary Public, State of Ohio
My Commission Expires:
March 09, 2025

[Signature] 3/9/25
(Notary Public) (Notary Expiration)

SECTION (C)

DIAGRAM OF PROPOSED PERMIT PREMISES FOR "F-8" LIQUOR PERMIT

THIS DOCUMENT MUST BE COMPLETED IN ORDER TO OBTAIN YOUR PERMIT

Every applicant for an F-8 liquor permit must submit with the application a diagram of the event premises.

FOR EVENTS HELD INDOORS: Diagram must identify the room(s) in which the alcoholic beverages will be sold, stored and consumed.

FOR EVENTS HELD ENTIRELY or PARTIALLY OUTDOORS: Diagram must show shape and measured dimensions of the area to be used. Location of barriers must be shown, and an explanation of the type of barriers given (e.g., chain link fence, snow fence, brick wall, rope, etc.) which will separate permit premises from other areas which are not permit premises.

DIAGRAM MUST APPEAR IN THE SPACE BELOW, OR ON AN ATTACHED SHEET
(if submitting diagram on attached sheet, the diagram must be signed by the person who prepared diagram or applicant)

2022 OCT 27 PM 3:30

Signature of person who prepared diagram or applicant

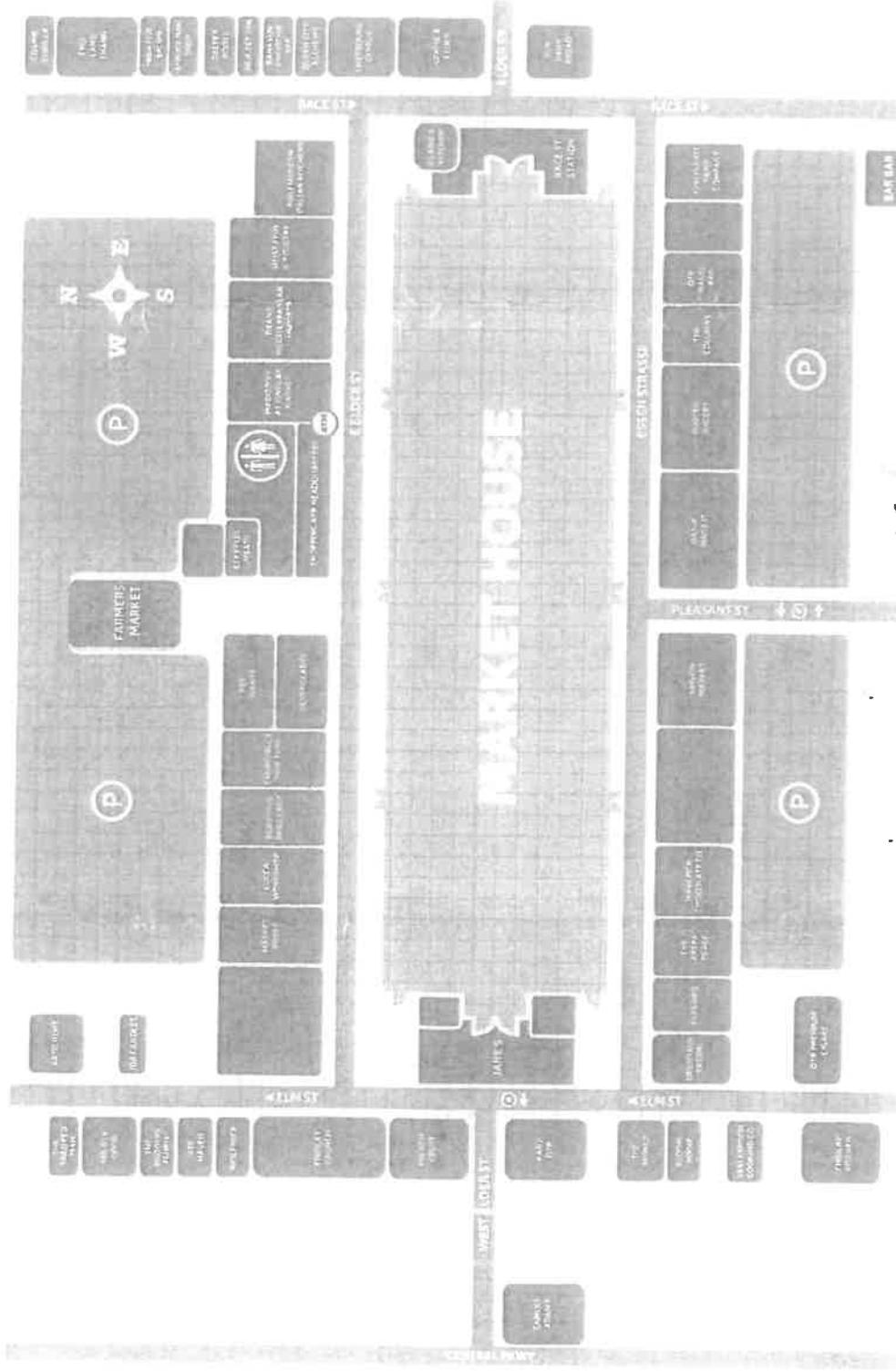
Print Name

Title

Phone #

DIAGRAM OF PROPOSED PERMIT PREMISES FOR "F-8" LIQUOR PERMIT

Breezeway, Farm Shed, North Parking Lot, West Elder Street between Race Street and Elm Street,
 South Parking Lot, 1719-1819 Elm Street, 1W. Elder - 300 W. Elder, 1709-1828 Race Street



Permit Premises

Exterior premises are demised
 with fence between buildings
 and/or with walled tents

Signature of person who prepared diagram or applicant

Kelly Lanzer
 Kelly Lanzer Interim CEO 5135157872
 Print Name Title Phone #



September 26, 2022

Ohio Department of Commerce – Division of Liquor Control
6606 Tussing Road
PO Box 4005
Reynoldsburg, OH 43068-9006

Ohio Department of Commerce,

Enclosed you will find the following:

- Application for the renewal of the Corporation for Findlay Market's F8 Liquor License
- Diagram of proposed Permit
- Application Fee - \$1700

We request that our license be effective no later than 3/5/2023.

Operations

- Jane's will be open regular hours March through December, Tuesday-Sunday.
- Race St. Station will be open regular hours March through October, Tuesday-Sunday, and November and December, Friday-Sunday.
- The following special events are scheduled, at which alcohol will be served:
 - Support Appreciation Month (March 1-31)
 - Findlay Market Opening Day Parade (March 30)
 - Findlay Kitchen Tasting Event (April 30)
 - Art & Poetry (May 13)
 - German American Day (June 3)
 - Juneteenth (June 18)
 - National Farmers Market Week (August 6-12)
 - Flavor of Findlay (September 7)
 - Fall Food Fest (October 21-22)
 - Howl-O-Ween Dog Costume Contest (October 28)
 - Trick-or-Treat at the Market (October 31)
 - Shop Small Saturday (November 25)
 - Holiday Market (December 2-3)

If you have any questions or comments, you can reach me at KLanser@findlaymarket.org or 513-515-7872.

Thank you,

Kelly Lanser

Interim CEO, Corporation for Findlay Market

PO Box 14727
Cincinnati, OH 45250

T: 513-665-4839

F: 513-721-3480

www.findlaymarket.org

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.: 17512670005
Permit Type: TEMP F8
Name: CORPORATION FOR FINDLAY MARKET
1801 RACE ST- BRZKY- FARMERS MKT SHED
N PKING LOT- 135-100 ELDER ST BTWN
RACE & ELM STS
CINCINNATI, OH 45202

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

11/9/2022

MELISSA AUTRY, CMC Clerk of Council

The last day for the State to receive an objection is

12/2/2022