



APPLICATION TO THE POWELL CITY COUNCIL:

DOWNTOWN POWELL DESIGNATED OUTDOOR REFRESHMENT AREA

O.R.C. 4301.82

The City Manager of the City of Powell, Ohio, respectfully submits the following application to the Powell City Council to approve and enact the Downtown Powell Designated Outdoor Refreshment Area, in accordance to O.R.C. 4301.82.

Submitted By: _____

Stephen A. Lutz, City Manager

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I. INTRODUCTION AND SUBMITTAL OF APPLICATION

Effective April 30, 2017, Section 4301.82 of the Ohio Revised Code authorizes municipalities under 35,000 in population to create Designated Outdoor Refreshment Areas or “DORA’s”. In order to consider creation of a DORA, the City Manager must file an application with the City of Powell City Council that meet certain statutory requirements. The application filing must be advertised once per week for two consecutive weeks in a newspaper of general circulation. Not earlier than 30 days, but not later than 60 days after the initial publication of the notice, City Council may approve or disapprove of the application by ordinance or resolution.

At its meeting on May 6, 2019, members of City Council Development Committee directed Staff to prepare the application for a DORA for downtown Powell. The proposed DORA district is north/south from Nocterra Brewing on Depot Street to the southernmost part of Village Green Park and east/west from Local Roots to the railroad tracks.

Therefore, the following application is respectfully submitted to City Council for their consideration. The application is for **special events only**. Host entities of the various Special Events in the downtown will have to apply for a permit to hold an event downtown and then their plan for the DORA, Health and Safety will be considered and acted on by staff.

This application includes the following:

Section II. Boundaries	This section outlines the proposed boundaries of the Designated Outdoor Refreshment Area.
Section III. Nature of Establishments	A comprehensive list of all first floor businesses located in the proposed DORA district and a general description of their business
Section IV. Qualifying Permit Holders	A list of all liquor permit holders in the proposed DORA district. The ORC requires a minimum of four. Staff has identified 17 in the proposed DORA district.
Section V. Land Use & Zoning	A land use and zoning map of the proposed DORA district.
Section VI. Public Health & Safety	The Public Health and Safety Plan that will be implemented in the DORA district.
Section VII. Signage	A preliminary design of the signs that will be placed at the DORA district boundary during times the DORA is enacted.
Section VIII. Qualifying Special Events	An example list of special events that may be considered as DORA events. All organizations wishing to create a DORA special event will need to submit an Assemblage Permit with the city.

II. BOUNDARIES

In accordance to O.R.C. 4301.82(B)(1)(b), the boundaries of the DORA are depicted below.

The proposed DORA district is north/south from Ill Mannered Brewing Co on Grace Dr to the southernmost part of Village Green Park and east/west from Beech Ridge Dr to Monte Carlo.



III. NATURE OF ESTABLISHMENTS

In accordance with O.R.C. 4301.82(B)(2), the nature and types of establishments that will be located within the DORA are listed below.

The types of establishments located within the DORA district are primarily businesses in the retail, dining, entertainment or services sectors.

Establishment Name	Address	Nature
Savoir Cooking + Wine	28 N Liberty St	Adult Beverage & Cooking Classes
Board & Brush	36 N Liberty St	Adult Beverage & Crafts
Nocterra Brewing Co	41 Depot St	Adult Beverages
The Daily Growler	258 W Olentangy St	Adult Beverages
Annie's Wine Cottage	30 W Olentangy St	Adult Beverages & Dining
Huli Huli Tiki Lounge	26 W Olentangy St	Adult Beverages & Dining
Kraft House No. 5	5 Liberty St	Adult Beverages & Dining
Libery Tavern	50 Liberty St	Adult Beverages & Dining
Local Roots	15 E Olentangy St	Adult Beverages & Dining
Powell Village Winery	50 Liberty St	Adult Beverages & Dining
Prohibition Gastro Lounge	21 W Olentangy St	Adult Beverages & Dining
Saffron Indian Grill	230 W Olentangy St	Adult Beverages & Dining
Koble Grill	176 W Olentangy St	Adult Beverages & Dining
Monte Carlo Italian Kitchen	345 W Olentangy St	Adult Beverages & Dining
Gallo's Tap Room	240 N Liberty St Suite A	Adult Beverages & Dining
Ill Mannered Brewing Company	38 Grace Dr	Adult Beverages & Dining
Powell Chamber of Commerce	44 N Liberty	Business Association
Powell Cemetery	78 N Liberty St	Cemetery
The Glass Slipper	77 W Olentangy St	Children's Parties
Village Green Park	47 Hall St	City Park
*Armita Plaza	170 W Olentangy St	Commercial
*Powell Crossing	16 Crossing St	Commercial
Beehive Bread Company	50 Liberty St	Dining
Jeni's Splendid Ice Creams	8 N Liberty St	Dining
Rita's Italian Ice & Frozen Custard	50 Liberty St	Dining
The End Dessert Company	130 E Olentangy St	Dining
Brooklyn Pizza	240 N Liberty St	Dining
Anne's Kitchen	240 N Liberty St	Dining
Espresso 22	22 Liberty St	Dining & Coffee Shop
Mrs. Turbo's Cookies	178 W Olentangy St	Dining & Coffee Shop
Borrowed and Blooms Florist	55 Liberty St	Florist
City of Powell Municipal & Police Building	47 Hall St	Municipal Government
Newstart at Night	168 E Olentangy St	Religious
J Alan Kirkham Residence	50 Sharp St	Residence
Donald P Kirkham Residence	52 Sharp St	Residence
Paul J & Cheryl K Kirkham	53 Sharp St	Residence

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Blackberry Patch Antiques	71 W Olentangy St	Retail
Buckeye Amish Furniture	50 Liberty St	Retail
Cute As A Button	38 W Olentangy St	Retail
Ellen Sea Art & Antiques	87 W Olentangy St	Retail
Forge	94 W Olentangy St	Retail
FrameMakers of Powell	84 W Olentangy St	Retail
Kimberlys Diamond Corner	10 W Olentangy	Retail
Krysty Designs Fine Jewelry	65 W Olentangy St	Retail
Nicole's for Children	50 W Olentangy St	Retail
Powell Liberty Antique Mall	18 N Liberty St	Retail
SoHo Luxury Exchange	12 W Olentangy	Retail
Louise's Needlework	244 W Olentangy St	Retail
Lagacy Paper Arts	232 W Olentangy St	Retail
Arsallan Oriental Rugs	238 W Olentangy St	Retail
Stogies Cigars and Lounge	55 E Olentangy St	Retail
Mattress By Appointment	240 N Liberty St Suite N	Retail
Trendy Charlie	32 Grace Dr	Retail
Spint By The Mobile Center	20 Grace Dr	Retail
Artina Promotion Products	50 S Liberty St	Services
b/rose beauty bar	50 S Liberty St	Services
Creative Business Solutions	37 W Olentangy St	Services
Cutler Real Estate	14 E Olentangy St	Services
Dynamic Spine and Muscle Health	95 S Liberty St	Services
Edward Jones Financial Advisor	37 S. Liberty St	Services
Health Edge	50 S Liberty St	Services
More Time for You	185 S Liberty St	Services
Newbury Companies	169 S Liberty St	Services
Orchid Nail Spa	31 E Olentangy St	Services
Pendleton Automotive Services	127 S Liberty St	Services
Pup-A-Razzi Pet Salon	47 Depot St	Services
Randy's Barber Shop	16 W Olentangy St	Services
Rosemary & Pine Salon	47 S Liberty St	Services
Scherner, Sybert & Rhoad	153 S Liberty St	Services
Steven K Hoagland, DDS - General Dentistry	77 S Liberty	Services
The Great Lakes Insurance Group	27 S Liberty St	Services
The Powell Painting Company	105 S Liberty	Services
The Skin Spa of Powell	15 S Liberty St	Services
Powell License Agency	256 W Olentangy St	Services
Village Shoe and Luggage Repair	252 W Olentangy St	Services
Eco Nail Spa	250 W Olentangy St	Services
Powell Dental Arts - David J. Baddour, DDS	226 W Olentangy St	Services
Aimee's Pet Grooming	222 W Olentangy St	Services
Richard Reyes - State Farm Insurance Agent	220 W Olentangy St	Services
Massage Mi	218 W Olentangy St	Services

Stump-Bardash	180 W Olentangy St	Services
Envoy Mortgage Columbus	178 W Olentangy St	Services
k2d	162 W Olentangy St	Services
Torchia Sales & Marketing	146 W Olentangy St	Services
MidWest Technical Associates	140 W Olentangy St	Services
College Nannies, Sitters and Tutors	349 W Olentangy St	Services
Hoot Studio	337 W Olentangy St	Services
Fine Tailoring	83 E Olentangy St #C	Services
Michael Farrell Salon	83 E Olentangy St	Services
Salons of Powell	83 E Olentangy St	Services
j&f Nail Salon	132 E Olentangy St	Services
Mid Ohio Boogie Club	144 E Olentangy St	Services
Success Technologies	35 Grace Dr	Services
Twisted Metal Collision	212 N Liberty St	Services
H & H Corvette	35 Grace Dr	Services
Klatte Photography	45 Grace Dr	Services
Lin's Wok	240 N Liberty St Suite H	Services
Bella Perla Salon	240 N Liberty St Suite P	Services
Powell Martial Arts	240 N Liberty St Suite I	Services
Powell Cleaners	240 N Liberty St	Services
Healthy Tans	22 Grace Dr	Services
Hometown Lenders	36 Grace Dr #36	Services
Rosie Azzaro: Allstate Insurance	28 Grace Dr	Services
Elite Food and Ankle	18 Grace Dr	Services
Kaiser Consulting	34 Grace Dr	Services
Powell Hair Design	240 N Liberty St Suite F	Services
Vacant	35 N Liberty St	Vacant
Vacant	Parcel 31942513075000	Vacant
Vacant	Parcel 31942513072000	Vacant
Vacant	Parcel 31942513069000	Vacant
Vacant	Parcel 31942513054001	Vacant
Vacant	Parcel 31942513051001	Vacant
Vacant	Parcel 31942513049000	Vacant

* Commercial buildings are currently being built, future tenants are unknown.

IV. QUALIFYING PERMIT HOLDERS

In accordance to O.R.C. 4301.82(B)(3), the DORA will encompass not fewer than four qualified permit holders.

Powell has identified 17 qualified permit holders that will likely be included in the DORA:

#	Permit Number/Name/DBA	Address
1	00266200005 ANNIES WINE COTTAGE LLC DBA ANNIES WINE COTTAGE 1ST FL & 2ND FL RR ONLY	30 W OLENTANGY ST & PORCH & PATIO POWELL, OH 43065
2	23926700005 EAGLE ENTERTAINMENT LLP DBA PROHIBITION GASTRO LOUNGE & PATIO	21 W OLENTANGY ST POWELL, OH 43065
3	7752614 SATURDAYS SPORTS CLUB LLC DBA LOCAL ROOTS & PATIO	15 E OLENTANGY ST UNITS A-B-C POWELL, OHIO 43065
4	86951040010 SUN RESTAURANT INC DBA HULI HULI & PATIO	26 OLENTANGY ST POWELL, OH 43065
5	2312781 DRIVE BY ENTERTAINMENT LLC	35 N LIBERTY ST POWELL, OHIO 43065
6	4618593 KH5 LLC DBA KRAFT HOUSE NO 5 1ST FL & BSMT & PATIOS	5 S LIBERTY ST POWELL, OH 43065
7	57000800010 MCCAULEY VENTURES LLC DBA SAVOIR COOKING & WINE	28 N LIBERTY ST 1ST FL ONLY POWELL, OH 43065
8	6069902 MJG DESIGN CO LLC DBA BOARD AND BRUSH CREATIVE STUDIOS 2ND FL RESTROOM	36 N LIBERTY ST SUITE A POWELL, OH 43065
9	7048234 POVITA LLC DBA LIBERTY TAVERN & PATIOS	50 S LIBERTY ST SUITE 104 POWELL, OHIO 43065
10	9355949 WALDRON ENTERPRISES LLC DBA THE POWELL VILLAGE WINERY STE 174	50 S LIBERTY ST & PATIO POWELL, OH 43065
11	6430484 NOCTERRA BREWING CO LLC DBA NOCTERRA BREWING CO	41 DEPOT ST & BEER GARDEN POWELL, OH 43065
12	0678558 BEVERAGE REFOUNDRY LTD DBA THE DAILY GROWLER	258 W OLENTANGY ST POWELL, OH 43065

13	4925722 KULWINDER FOODS LLC DBA SAFFRON INDIAN GRILL	230 W OLENTANGY ST POWELL, OH 43065
14	9526495 WEST END GROUP II LLC DBA MONTE CARLO ITALIAN KITCHEN & PATIO	345 W OLENTANGY POWELL, OH 43065
15	3018931 GALLOS TAP ROOM POWELL LLC DBA GALLOS TAP ROOM SUITES A & B	240 N LIBERTY ST POWELL, OH 43065
16	41277220001 ILL MANNERED BREWING CO LLC	38 GRACE DR SUITE A-B POWELL, OH 43065
17	30863100005 GBG DEVELOPMENT II LLC DBA KOBEL GREEK ITALIAN GRILL	176-178 W OLENTANGY ST & PATIO POWELL, OH 43065

In accordance with O.R.C. 4301.82(F)(1)(c), the hours of operation for the DORA district will only be during special event days and their respective times.

In accordance with O.R.C. 4301.82(B)(4), the uses of land within the DORA are zoned Downtown Business District (DB), Planned Commercial (PC), and Residence District (R).



VI. PUBLIC HEALTH & SAFETY

The City of Powell seeks to use a DORA district in its historic downtown for special events only. All host entities for special events are required to develop and submit for approval a public health and safety plan along with their special event application. The proposed plan is reviewed by City Staff and others with interest along with the host entity. Only once the plan is agreed upon and all stipulations met, will a permit be issued.

City Staff will ensure that adequate sanitation, signage and public safety requirements are met for each event. The necessity for portable bathrooms, handicap accessibility, pedestrian mobility, police fire and emergency ingress and egress, crowd control, DORA boundary management and sanitation management will be addressed. Event organizers will be required to pay for special duty officers or overtime for public service or safety workers if necessary to ensure adequate health, public and safety requirements.

Beer, wine, and liquor drinks may be carried through the DORA.

For DORA events, the Chief of Police will dictate the need for additional police officers, at the expense of the host entity. In addition the Chief of Police will establish the type of cup and markings to be used for the DORA event.

VII. SIGNAGE

In order to clearly mark the boundaries of the DORA district, signs similar to the design below will be placed at the boundaries for the special event. The location and number of signs will be determined by City Staff through the Special Events permitting process. In addition, stickers will be distributed to businesses in the DORA district specifying who is participating, who is willing to allow patrons with beverages into their stores, and who is not participating.

Signage Examples:



Removable boundary sign attached to temporary post



Business stickers to show participation in the DORA event

VIII. QUALIFYING SPECIAL EVENTS

DORA district Special Events may include, but are not limited to, the following:

Special Events	Dates
Community Bonfire	October
Powell Festival	June
Farmers Market	Summer Saturdays
Mystery Night Out	August
Cruise-In	August

The City of Powell Staff may consider approval of additional events on a continual basis. Additional events will be subject to current local permitting processes and regulated by the approved boundaries and hours of operation established in this ordinance. Businesses, groups, and organizations may apply to create a DORA event by filling out the Assemblage Permit online (Powell Ordinance 311.02).