

**Application to Expand the Downtown Perrysburg  
Designated Outdoor Refreshment Area (DORA)**

**Prepared by**

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**Submitted by**

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**Submitted on March 23, 2022**

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## **Ohio Revised Code (ORC) Section 4301.82**

ORC section 4301.82 has been incorporated into this application as a reference in Exhibit A.

### **Specific Boundaries of the DORA, Including Street Addresses**

#### **ORC 4301.82(B)(1), 4301.82(B)(1)(b), 4301.82(D)(2) and 4301.82(F)(1)(a)**

The expanded boundaries of the Downtown DORA are comprised of approximately 53.6 acres commencing on the north side Fifth Street between the east side of Walnut Street and the west side of Elm Street and proceeding north to the south side of Front Street and also including from the south side of Front Street to the Maumee River, along Louisiana Avenue and the City of Perrysburg property and right of way in this section and more particularly described in Exhibit B.

The specific street addresses and parcel numbers within the expanded DORA boundaries are included in Exhibit C.

### **Signage Designating the DORA**

#### **ORC 4301.82 (F)(1)(b)**

The City of Perrysburg will place signs and/or pavement decals at specific points leaving the DORA, as indicated on the map in Exhibit D. The Design of the signs and decals will be identical to those already in place within the current DORA, as submitted in Exhibit E.

In addition to street signs and pavement decals, there will continue to be window signage, provided by the liquor permit holders that notify patrons of the liquor establishments permitted to sell DORA beverages.

Similar signs will continue to be used to notify patrons of the businesses (non-liquor establishments) who have chosen to allow DORA cups in their premise.

Signs provided by the liquor permit holders will continue to be used detailing the rules and boundaries of the DORA, to be displayed inside the establishments where DORA cups are sold.

## **Hours of operation for the DORA**

### **ORC 4301.82 (F)(1)(c)**

The current hours of operation for selling a DORA beverage are from 12:00 PM until 10:00 PM, seven days per week. The patron has until 11:00 PM to consume the beverage. The hours of operation will remain the same.

## **Public safety in the DORA**

### **ORC 4301.82 (B)(5) and 4301.82 (F)(1)(d)**

Since the official implementation of the Downtown DORA, the Perrysburg Police Division has addressed all public safety concerns. There have been very few issues with the DORA. The issues that have occurred have centered on violations of the boundaries. Expanding the boundaries, to include areas that are used for events would greatly reduce these instances. Chief Jones is comfortable with the expansion and believes that the expanded DORA can be policed effectively. When events are held on City Property, the event organizer may be required to pay for additional police services. In these instances the additional police staff would be sufficient to handle the influx of people that may attend the event.

The Perrysburg Police Division and the Ohio Investigative Unit will continue to coordinate training with the liquor permit holders on Ohio liquor laws and the rules pertaining to the DORA.

The liquor permit holders, will continue to educate their patrons on the rules and boundaries of the DORA, and monitor their behavior inside and around the premises. Ultimately, it is the responsibility of the patron to abide by those rules.

## **Sanitation Plan of the DORA**

### **ORC 43801.82 (B)(5) and (F)(1)(e) and (F)(1)(f)**

The Perrysburg Department of Public Service will continue to maintain the sanitation of Downtown Perrysburg. The implementation of DORA has not caused a dramatic increase in waste. Additional trash containers may be needed in the expanded boundaries of the DORA and will be put in place by the City of Perrysburg as necessary.

## **DORA Beverage Containers**

### **ORC 4301.82 (F)(1)(g)**

All DORA beverages will be served in an official DORA cup. The DORA cups will continue to be sourced and paid for by the liquor establishments permitted to sell DORA cups. The cups will hold no more than 16 oz. and include the approved logo, rules, hours and boundaries, as approved by the Police Division. A photo of the current DORA cup is contained in Exhibit F.

## **Types of Establishments within the DORA**

### **ORC 4301.82 (B)(2)**

The expanded boundaries of the DORA include retail and service-related businesses. There is a mixture of banks, entertainment, dining, retail, clothing, therapy, attorneys, real estate services, insurance services, media, financial advisors, personal care and institutional. There is support to expand the boundaries of the DORA.

## **Qualifying Establishments Participating in DORA**

### **ORC 4301.82 (D)(2)**

A Municipal Corporation with a population of fifty thousand or less requires at least two qualified permit holders. Perrysburg's population as of the 2020 census is 25,041. The following seven liquor establishments are within the expanded boundaries of the DORA.

5<sup>th</sup> Street Pub  
105 West Fifth Street  
Perrysburg, Ohio

Inside the Five  
127 West Third Street  
Perrysburg, Ohio

PerrysBurgers  
220 Louisiana Avenue  
Perrysburg, Ohio

Rose and Thistle  
203 Louisiana Avenue  
Perrysburg, Ohio

Stella's  
104 Louisiana Avenue  
Perrysburg, Ohio

Swig  
219 Louisiana Avenue  
Perrysburg, Ohio

Zingo's  
106 Louisiana Avenue  
Perrysburg, Ohio

## **Evidence of Land Use in Accord with Master Zoning Plan**

### **4301.82 (B)(4)**

A zoning map has been attached as Exhibit G.

## Exhibit A

Ohio Revised Code

Section 4301.82 Designated outdoor refreshment areas.

Effective: March 23, 2022

Legislation: Senate Bill 102

(A) As used in this section:

(1) "Qualified permit holder" means the holder of an A-1, A-1-A, A-1c, A-2, A-2f, or D class permit issued under Chapter 4303 of the Revised Code.

(2) "D class permit" does not include a D-6 or D-8 permit.

(B) The executive officer of a municipal corporation or the fiscal officer of a township may file an application with the legislative authority of the municipal corporation or township to have property within the municipal corporation or township designated as an outdoor refreshment area or to expand an existing outdoor refreshment area to include additional property within the municipal corporation or township. The executive officer or fiscal officer shall ensure that the application contains all of the following:

(1) A map or survey of the proposed outdoor refreshment area in sufficient detail to identify the boundaries of the area, which shall not exceed either of the following, as applicable:

(a) Six hundred forty contiguous acres if the municipal corporation or township has a population of more than fifty thousand as specified in division (D) of this section;

(b) Three hundred twenty contiguous acres if the municipal corporation or township has a population of fifty thousand or less as specified in division (D) of this section.

(2) A general statement of the nature and types of establishments that will be located within the proposed outdoor refreshment area;

(3) A statement that the proposed outdoor refreshment area complies with division (D) of this section;

(4) Evidence that the uses of land within the proposed outdoor refreshment area are in accord with the master zoning plan or map of the municipal corporation or township;

(5) Proposed requirements for the purpose of ensuring public health and safety within the proposed outdoor refreshment area.

(C) Within forty-five days after the date the application is filed with the legislative authority of a municipal corporation or township, the legislative authority shall publish public notice

of the application in one newspaper of general circulation in the municipal corporation or township or as provided in section 7.16 of the Revised Code. The legislative authority shall ensure that the notice states that the application is on file in the office of the clerk of the municipal corporation or township and is available for inspection by the public during regular business hours. The legislative authority also shall indicate in the notice the date and time of any public hearing to be held regarding the application by the legislative authority.

Not earlier than thirty but not later than sixty days after the initial publication of notice, the legislative authority shall approve or disapprove the application by either ordinance or resolution, as applicable. Approval of an application requires an affirmative vote of a majority of the legislative authority. Upon approval of the application by the legislative authority, the territory described in the application constitutes an outdoor refreshment area. The legislative authority shall provide to the division of liquor control and the investigative unit of the department of public safety notice of the approval of the application and a description of the area specified in the application. If the legislative authority disapproves the application, the executive officer of a municipal corporation or fiscal officer of a township may make changes in the application to secure its approval by the legislative authority.

(D) The creation of outdoor refreshment areas is limited as follows:

(1) A municipal corporation or township with a population of more than fifty thousand shall not create more than six outdoor refreshment areas. Any such outdoor refreshment area shall include at least four qualified permit holders.

(2) A municipal corporation or township with a population of fifty thousand or less shall not create more than three outdoor refreshment areas. Any such outdoor refreshment area shall include at least two qualified permit holders.

For purposes of this section, the population of a municipal corporation or township is deemed to be the population shown by the most recent regular federal decennial census.

(E) As soon as possible after receiving notice that an outdoor refreshment area has been approved, the division of liquor control, for purposes of section 4301.62 of the Revised Code, shall issue an outdoor refreshment area designation to each qualified permit holder located within the refreshment area that is in compliance with all applicable requirements under Chapters 4301 and 4303 of the Revised Code. The division shall not charge any fee for the issuance of the designation. Any permit holder that receives such a designation shall comply with all laws, rules, and regulations that govern its license type, and the applicable public health and safety requirements established for the area under division (F) of this section.

(F)(1) At the time of the creation of an outdoor refreshment area, the legislative authority of a municipal corporation or township in which such an area is located shall adopt an ordinance or resolution, as applicable, that establishes requirements the legislative



authority determines necessary to ensure public health and safety within the area. The legislative authority shall include in the ordinance or resolution all of the following:

- (a) The specific boundaries of the area, including street addresses;
- (b) The number, spacing, and type of signage designating the area;
- (c) The hours of operation for the area;
- (d) The number of personnel needed to ensure public safety in the area;
- (e) A sanitation plan that will help maintain the appearance and public health of the area;
- (f) The number of personnel needed to execute the sanitation plan;
- (g) A requirement that beer and intoxicating liquor be served solely in plastic bottles or other non-glass containers in the area.

The legislative authority may, but is not required to, include in the ordinance or resolution any public health and safety requirements proposed in an application under division (B) of this section to designate or expand the outdoor refreshment area. The legislative authority may subsequently modify the public health and safety requirements as determined necessary by the legislative authority.

(2) Prior to adopting an ordinance or resolution under this division, the legislative authority shall give notice of its proposed action by publication in one newspaper of general circulation in the municipal corporation or township or as provided in section 7.16 of the Revised Code.

(3) The legislative authority shall provide to the division of liquor control and the investigative unit of the department of public safety notice of the public health and safety requirements established or modified under this division.

(G) If an outdoor refreshment area has been created in accordance with this section, the holder of an F class permit that sponsors an event located in the outdoor refreshment area may apply to the division for issuance of an outdoor refreshment area designation. The division shall issue such a designation if the division determines that the permit holder is in compliance with all applicable requirements established under this chapter and Chapter 4303. of the Revised Code. An F class permit holder that receives a designation under this division shall do both of the following:

(1) Comply with all laws, rules, and regulations that govern its type of permit, and the applicable public health and safety requirements established for the outdoor refreshment area under division (F) of this section;

(2) Not block ingress or egress to the outdoor refreshment area or any other liquor permit premises located within the area.

(H) Section 4399.18 of the Revised Code applies to a liquor permit holder located within an outdoor refreshment area in the same manner as if the liquor permit holder were not located in an outdoor refreshment area.

(I)(1) Five years after the date of creation of an outdoor refreshment area, the legislative authority of the municipal corporation or township that created the area under this section shall review the operation of the area and shall, by ordinance or resolution, either approve the continued operation of the area or dissolve the area. Prior to adopting the ordinance or resolution, the legislative authority shall give notice of its proposed action by publication in one newspaper of general circulation in the municipal corporation or township or as provided in section 7.16 of the Revised Code.



If the legislative authority dissolves the outdoor refreshment area, the outdoor refreshment area ceases to exist. The legislative authority then shall provide notice of its action to the division of liquor control and the investigative unit of the department of public safety. Upon receipt of the notice, the division shall revoke all outdoor refreshment area designations issued to qualified permit holders within the dissolved area. If the legislative authority approves the continued operation of the outdoor refreshment area, the area continues in operation.

(2) Five years after the approval of the continued operation of an outdoor refreshment area under division (I)(1) of this section, the legislative authority shall conduct a review in the same manner as provided in division (I)(1) of this section. The legislative authority also shall conduct such a review five years after any subsequent approval of continued operation under division (I)(2) of this section.

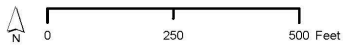
(J) At any time, the legislative authority of a municipal corporation or township in which an outdoor refreshment area is located may, by ordinance or resolution, dissolve all or a part of the outdoor refreshment area. Prior to adopting the resolution or ordinance, the legislative authority shall give notice of its proposed action by publication in one newspaper of general circulation in the municipal corporation or township or as provided in section 7.16 of the Revised Code. If the legislative authority dissolves all or part of an outdoor refreshment area, the area designated in the ordinance or resolution no longer constitutes an outdoor refreshment area. The legislative authority shall provide notice of its actions to the division of liquor control and the investigative unit of the department of public safety. Upon receipt of the notice, the division shall revoke all outdoor refreshment area designations issued to qualified permit holders or the holder of an F class permit within the dissolved area or portion of the area.

# Exhibit B



 Parcels: 257 Parcels  
 Acreage: 53.6 Acres

## Proposed Updated DORA



## Exhibit C

Parcel	Address
Q61-000-901208021000	
Q61-000-901208037000	
Q61-000-901208039000	
Q61-000-901208041000	
Q61-000-901208038000	
Q61-000-901208002000	
Q61-000-901208001000	
Q61-000-902207009000	0 E FIFTH ST
Q61-000-902207010000	0 E FIFTH ST
Q61-000-902207011000	0 E FIFTH ST
Q61-000-902207012000	0 E FIFTH ST
Q61-000-902207013000	0 E FIFTH ST
Q61-000-902207014000	0 E FIFTH ST
Q61-000-902207015000	0 E FIFTH ST
Q61-000-902207016000	0 E FIFTH ST
Q61-000-902207008000	0 E INDIANA AVE
Q61-000-902207006000	0 E INDIANA AVE
Q61-000-902207005000	0 E INDIANA AVE
Q61-000-902207004000	0 E INDIANA AVE
Q61-000-902207003000	0 E INDIANA AVE
Q61-000-902207002000	0 E INDIANA AVE
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Q61-000-902202016000	0 E INDIANA AVE
Q61-000-902202017000	0 E INDIANA AVE
Q61-000-902202012000	0 E INDIANA AVE
Q61-000-902202021000	0 E INDIANA AVE
Q61-000-902202022000	0 E INDIANA AVE
Q61-000-901212007000	0 E SECOND ST
Q61-000-901212002000	0 E SECOND ST
Q61-000-901209033000	0 E SECOND ST
Q61-000-901209035000	0 E SECOND ST
Q61-000-902202008001	0 E THIRD ST
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Q61-000-902202004000	0 E THIRD ST
Q61-000-902202003000	0 E THIRD ST
Q61-000-901212029000	0 E THIRD ST

Q61-000-901212030000	0 E THIRD ST
Q61-000-901212031000	0 E THIRD ST
Q61-000-901212032000	0 E THIRD ST
Q61-000-902202900200	0 ELM ST
Q61-000-901212028000	0 ELM ST
Q61-000-901206001000	0 FRONT ST
Q61-000-902206018000	0 LOUISIANA AVE
Q61-000-902206002000	0 LOUISIANA AVE
Q61-000-902203029000	0 LOUISIANA AVE
Q61-000-902203026000	0 LOUISIANA AVE
Q61-000-902203028000	0 LOUISIANA AVE
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Q61-000-902203011000	0 LOUISIANA AVE
Q61-000-902203006000	0 LOUISIANA AVE
Q61-000-902203003000	0 LOUISIANA AVE
Q61-000-902203013000	0 LOUISIANA AVE
Q61-000-902203005001	0 LOUISIANA AVE
Q61-000-902203010000	0 LOUISIANA AVE
Q61-000-902203002000	0 LOUISIANA AVE
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Q61-000-902203001000	0 LOUISIANA AVE
Q61-000-902202013000	0 LOUISIANA AVE
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Q61-000-901213035000	0 LOUISIANA AVE
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Q61-000-901212013000	0 LOUISIANA AVE
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Q61-000-901209009000	0 LOUISIANA AVE
Q61-000-901209008000	0 LOUISIANA AVE
Q61-000-901209036000	0 SECOND ST
Q61-000-901209037000	0 SECOND ST
Q61-000-902206010000	0 W FIFTH ST
Q61-000-902206011000	0 W FIFTH ST
Q61-000-902206012000	0 W FIFTH ST
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Q61-000-901205001000	0 WATER ST
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Q61-000-902203027000	101 W INDIANA AVE
Q61-000-902206001000	102 W INDIANA AVE
Q61-000-901209012000	105 LOUISIANA AVE
Q61-000-901206018000	105 W FRONT ST
Q61-000-902202010000	106 E THIRD ST
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Q61-000-902202009000	108 E THIRD ST
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Q61-000-901213003000	110 W SECOND ST
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Q61-000-901209014000	111 LOUISIANA AVE
Q61-000-901212009000	112 E SECOND ST
Q61-000-901208036000	112 LOUISIANA AVE
Q61-000-901208004000	112 W FRONT ST
Q61-000-901209007000	112 W FRONT ST

Q61-000-901209006000	112 W FRONT ST
Q61-000-901209005000	112 W FRONT ST
Q61-000-901213004000	112 W SECOND ST
Q61-000-901212008000	114 E SECOND ST
Q61-000-901208034000	114 LOUISIANA AVE
Q61-000-902206003000	114 W INDIANA AVE
Q61-000-901208020000	115 W SECOND ST
Q61-000-901213005000	116 W SECOND ST
Q61-000-902202018000	117 E INDIANA AVE
Q61-000-901209032000	117 E SECOND ST
Q61-000-901209015000	117 LOUISIANA AVE
Q61-000-901213023000	117 W THIRD ST
Q61-000-902202007000	118 E THIRD ST
Q61-000-901208031000	118 LOUISIANA AVE
Q61-000-901208018001	119 BURLINGWOOD DR
Q61-000-901209017000	119 LOUISIANA AVE
Q61-000-901208018000	119 W SECOND ST
Q61-000-901213021000	119 W THIRD ST
Q61-000-901213022000	119 W THIRD ST
Q61-000-902206004101	120 W INDIANA AVE
Q61-000-901213006000	120 W SECOND ST
Q61-000-901208010000	121 BURLINGWOOD DR
Q61-000-902202019000	121 E INDIANA AVE
Q61-000-901209019000	121 LOUISIANA AVE
Q61-000-902206013000	121 W FIFTH ST
Q61-000-901213020000	121 W THIRD ST
Q61-000-901208008000	122 BURLINGWOOD DR
Q61-000-901212006000	122 E SECOND ST
Q61-000-901208028000	122 LOUISIANA AVE
Q61-000-901208007000	122 W FRONT ST
Q61-000-901209021000	123 LOUISIANA AVE
Q61-000-901208026000	124 LOUISIANA AVE
Q61-000-902202020000	125 E INDIANA AVE
Q61-000-901212005000	126 E SECOND ST
Q61-000-901208024000	126 LOUISIANA AVE
Q61-000-901208009000	126 W FRONT ST
Q61-000-901213007000	126 W SECOND ST
Q61-000-901209034000	127 E SECOND ST
Q61-000-902203021000	127 W INDIANA AVE
Q61-000-901208017000	127 W SECOND ST



Q61-000-901209004000	128 W FRONT ST
Q61-000-901213018000	129 W THIRD ST
Q61-000-901208023000	130 LOUISIANA AVE
Q61-000-901209029000	131 LOUISIANA AVE
Q61-000-902203020000	131 W INDIANA AVE
Q61-000-901212004000	132 E SECOND ST
Q61-000-901213008000	132 W SECOND ST
Q61-000-901208016200	133 W SECOND ST
Q61-000-902202006000	134 E THIRD ST
Q61-000-901208011000	134 W FRONT ST
Q61-000-902203019000	135 W INDIANA AVE
Q61-000-901213015000	135 W THIRD ST
Q61-000-902202005000	138 E THIRD ST
Q61-000-901213009000	138 W SECOND ST
Q61-000-902203018000	139 W INDIANA AVE
Q61-000-901208015000	139 W SECOND ST
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Q61-000-901212001000	146 E SECOND ST
Q61-000-901208013000	146 W FRONT ST
Q61-000-901213032000	200 LOUISIANA AVE
Q61-000-901212011000	201 LOUISIANA AVE
Q61-000-901213040000	202 LOUISIANA AVE
Q61-000-901212012000	203 LOUISIANA AVE
Q61-000-901213036000	206 LOUISIANA AVE
Q61-000-901212014000	207 LOUISIANA AVE
Q61-000-901213034000	208 LOUISIANA AVE
Q61-000-901212016000	209 LOUISIANA AVE
Q61-000-901213001000	210 LOUISIANA AVE
Q61-000-901212018000	213 LOUISIANA AVE
Q61-000-901213030000	214 LOUISIANA AVE
Q61-000-901212020000	215 LOUISIANA AVE
Q61-000-901213011000	215 WALNUT ST

Q61-000-901213028000	218 LOUISIANA AVE
Q61-000-901212022001	219 LOUISIANA AVE
Q61-000-901212022000	219 LOUISIANA AVE
Q61-000-901212023000	219 LOUISIANA AVE
Q61-000-901213013000	219 WALNUT ST
Q61-000-901213026000	220 LOUISIANA AVE
Q61-000-901213025000	228 LOUISIANA AVE
Q61-000-901212025000	231 LOUISIANA AVE
Q61-000-902203017000	301 WALNUT ST
Q61-000-902202011000	303 E LOUISIANA ST
Q61-000-902202001000	306 ELM ST
Q61-000-902203001001	306 LOUISIANA AVE
Q61-000-902202002000	310 ELM ST
Q61-000-902203004000	312 LOUISIANA AVE
Q61-000-902203007000	312 LOUISIANA AVE
Q61-000-902202024500	324 ELM ST
Q61-000-902206020000	408 LOUISIANA AVE
Q61-000-902206019000	410 LOUISIANA AVE
Q61-000-901212024000	412 LOUISIANA AVE
Q61-000-902206017000	420 LOUISIANA AVE

# Exhibit D



Parcels: 257 Parcels  
Acreage: 53.6 Acres

## Proposed Updated DORA

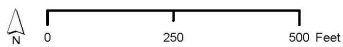


Exhibit E



# Exhibit F



# Exhibit G

