

A RESOLUTION APPROVING THE CONTINUED OPERATION OF A DESIGNATED OUTDOOR REFRESHMENT AREA FOR THE CONSUMPTION OF ALCOHOL IN SPECIFIED PUBLIC AREAS OF DOWNTOWN HUDSON AND AMENDING THE HOURS OF OPERATION THEREFOR; AND DECLARING AN EMERGENCY.

WHEREAS, Ohio law, through Revised Code Section 4301.82, permits a municipal corporation with a population of thirty-five thousand or less to create one Designated Outdoor Refreshment Area (“DORA”) if the proposed DORA will include at least four qualified State of Ohio liquor permit holders and be composed of one hundred and fifty or fewer contiguous acres; and

WHEREAS, Ohio law requires that the legislative authority of a municipal corporation must adopt a resolution that establishes requirements for the proposed DORA to ensure public health and safety within the DORA and Ohio law further specifies certain information that is to be included in said authorizing resolution; and

WHEREAS, on June 2, 2020, this Council received an application pursuant to Ohio law from the City Manager’s Office asking this Council to approve the creation of a DORA in the Downtown Hudson area (the “Application”); and

WHEREAS, on July 7, 2020, through Res. No. 20-69, this Council approved creation of the DORA pursuant to the Application; and

WHEREAS, on September 1, 2020, through Res. No. 20-100, this Council amended the hours of operation of the DORA; and

WHEREAS, pursuant to the terms of Resolution No. 20-69, this Council was instructed to review the DORA established by Res. No. 20-69 in January 2021 to determine whether to continue to operate the DORA within the City of Hudson; and

WHEREAS, this Council finds that the DORA has served to enhance the experience for both residents and visitors to the Downtown Hudson area; and

WHEREAS, this Council determines that the DORA, as established by Res. No. 20-69 (and later amended by Res. No. 20-100), shall be continued in the City of Hudson in accordance with state law; and

WHEREAS, this Council determines that the DORA weekend hours shall be expanded to include the hours of 10:00 am to 12:00 pm on Saturdays and Sundays to better serve the Hudson Community.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hudson, County of Summit, Ohio, that:

Section 1. Having reviewed the requirements of the DORA as established by Res. No. 20-60 (and later amended by Res. No. 20-100), this Council hereby approves of the continued operation of a Downtown Hudson Designated Outdoor Refreshment Area comprised of the area depicted in the Application attached to Resolution No. 20-69 (and as later amended by Res. No. 20-100).

Section 2. In order to continue supporting the businesses located within the DORA, and to improve the economy of the City, this Council hereby amends the hours of operation of the DORA to 12:00 pm to 10:00 pm on Monday through Friday and 10:00 am to 10:00 pm on Saturday and Sunday.

Section 3. This Council finds and determines that all public notice requirements of Revised Code Section 4301.82 have been met prior to the passage of this Resolution.

Section 4. The Clerk of Council is hereby authorized to forward a copy of this Resolution to both the Ohio Division of Liquor Control and to the Investigative Unit of the Ohio Department of Public Safety, all in accordance with Revised Code Section 4301.82.

Section 5. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Resolution were taken in an open meeting of this Council or its committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 6. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the citizens of the City, and for the further reason that it is immediately necessary to move forward with this Resolution in order to continue creating increased economic activity in the City of Hudson so as to continue the recovery from the negative economic impacts of the COVID-19 pandemic; wherefore, this Resolution shall be in full force and effect immediately upon its passage provided it receives the affirmative vote of five (5) members of Council, except that six (6) affirmative votes shall be required if all members are present at the meeting at which it is passed; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

Craig A. Shubert, Mayor

ATTEST:

Elizabeth Slagle, Clerk of Council

I certify that the foregoing Resolution No. 20-168 was duly passed by the Council of said Municipality on _____, 2021.

Elizabeth Slagle, Clerk of Council