

ORDINANCE NO. 2024-59
VILLAGE OF BUCKEYE LAKE
FIRST READING

AN ORDINANCE MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AUTHORIZING THE ESTABLISHMENT OF THE VILLAGE OF BUCKEYE LAKE DESIGNATED OUTDOOR REFRESHMENT AREA (DORA).

WHEREAS, Revised Code 4301.82 permits a municipal corporation with a population of thirty-five thousand (35,000) or less to create one Designated Outdoor Refreshment Area (“DORA”) if the proposed DORA will include at least four (4) qualified State of Ohio liquor permit holders and be composed of three hundred twenty (320) or less contiguous acres; and

WHEREAS, Revised Code 4301.82 requires the legislative authority of a municipal corporation adopt a resolution or ordinance that establishes requirements for the proposed DORA to ensure public health and safety within the DORA; and

WHEREAS, Revised Code 4301.82 requires certain information be included in an application by the Mayor for the establishment of a DORA; and

WHEREAS, on September 30, 2024, an application to establish a DORA within the Village of Buckeye Lake was filed by the Mayor with the Clerk of Council, said application attached hereto as Exhibit A; and

WHEREAS, the application includes the specific boundaries of the DORA, including street addresses, the number, spacing, and type of signage designating the DORA, the hours of operation of the DORA, the number of personnel needed to ensure public safety of the DORA, a sanitation plan that will help maintain the appearance and public health of the DORA, the number of personnel needed to execute the sanitation plan, and a requirement that beer and intoxicating liquors be served solely in specified plastic containers in the DORA; and

WHEREAS, public notices required by Revised Code 4301.82 have been provided and a public hearing was held on November 11, 2024, after a two-week advertisement; and

WHEREAS, approval of the proposed DORA will serve to enhance the experience for both residents and visitors to the Village of Buckeye Lake;

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Buckeye Lake:

SECTION 1: This Council approves the Mayor’s DORA application as having met the requirements of Revised Code 4301.82 and approves the establishment of the Buckeye Lake Designated Outdoor Refreshment Area, comprised of the area as set forth in the application attached as Exhibit A.

SECTION 2: The DORA approved herein shall be operated as set forth in the application or as may be amended, from time to time, by Council.

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

SECTION 4: Council and Mayor shall review the requirements of the DORA annually, commencing January 2026, to determine whether to continue the DORA under the same or modified terms and conditions or to dissolve it according to statutory provisions.

SECTION 5: The Clerk of Council is authorized and directed to forward a copy of this Ordinance to the Ohio Division of Liquor Control and Investigative Unit of the Ohio Department of Public Safety, in accordance with Revised Code 4301.82.

SECTION 6: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of R.C. §121.22.

SECTION 7: This Ordinance shall become effective at the earliest time provided by law upon its passage.

PASSED this _____ day of _____, 2024

Attest:

Council Clerk, Samantha Torres

Council President, John Lemmon

Date Filed with Mayor _____

Date Approved by Mayor _____

Mayor, Linda Goodman