



Application to the Piqua City Commission
Establishment of a Designated Outdoor Refreshment Area

ORC 4301.82

I. Introduction and Submittal of Application

The Office of the City Manager of the City of Piqua respectfully submits the following application to establish a Downtown Piqua Designated Outdoor Refreshment Area (DORA) to the Piqua City Commission, in accordance with the Ohio Revised Code ORC 4301.82.

The purpose of establishing a DORA in downtown Piqua is to promote the appeal of visiting or living in a walkable and attractive downtown environment. Piqua's DORA will effectively expand outdoor seating areas for food establishments licensed to sell alcohol and is intended to excite additional activity in downtown Piqua and encourage additional patronage of local businesses. The applicant requests the DORA be adopted with a 90-day trial period. During the trial period the activity and effects produced by the adoption of the DORA will be monitored and reviewed. At the conclusion of the trial period the findings will be reviewed by City Commission and the DORA will be modified as deemed necessary to meet the best interest of the community.

Within forty-five days after the date the application is filed with the legislative authority of a municipal corporation, the legislative authority shall publish public notice of the application in one newspaper of general circulation in the municipal corporation. 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 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.

The application includes the following sections:

- II. Map and Description of Boundaries
- III. Nature and Types of Establishments
- IV. Qualifying Permit Holders
- V. Land Use and Zoning
- VI. Public Health and Safety
- VII. Sanitation
- VIII. Signage
- IX. Hours and Additional Rights and Requirements

X. Map and Description of Boundaries

In accordance with ORC 4301.82(B)(1)(b), the specific boundaries of the DORA are presented in EXHIBIT A – Boundary Map. While the statute allows a municipality with a population of 35,000 or less to include up to 150 contiguous acres within the DORA boundaries, the DORA being proposed measures just ± 45 acres in area and focuses on the downtown business district. Within the proposed DORA boundaries there are five establishments currently licensed to serve alcohol.

Street right of ways and address ranges within the DORA include:

Street Name	Address Range	Even/Odd
Wood Street	100 - 199	Even
W. Water Street	100 – 199	Even/Odd
W. Water Street	200 – 299	Even
W. Water Street	300 – 308	Even/Odd
W. Water Street	309 – 321	Odd
W. Water Street	414	Even
E. Water Street	100 – 199	Even/Odd
E. Water Street	200 – 299	Odd
W. High Street	100 – 199	Even/Odd
E. High Street	100 – 199	Even/Odd
W. Ash Street	100 – 199	Even/Odd
E. Ash Street	100 – 199	Even/Odd
W. Greene Street	100 – 199	Even/Odd
E. Greene Street	100 – 199	Even/Odd
S. Wayne Street	100 – 199	Odd
N. Wayne Street	100 – 499	Odd
S. Main Street	100 – 199	Even/Odd
N. Main Street	100 – 499	Even/Odd
N. Main Street	500	Even
N. Main Street	501 – 599	Odd
Spring Street	200 – 499	Even

XI. Nature and Types of Establishments

In accordance with ORC 4301.82(B)(2), the nature and types of establishments that will be within the DORA are primarily business in the retail, restaurant, entertainment and services categories.

Examples of the establishments located within the DORA:

Barclays Men's and Women's Clothing	Rose Buds Real Foods
Winans Chocolates and Coffee	Can't Stop Running
Apple Tree Gallery	KenMar Antiques
Thoma Jewelers	Carreid Away Salon
Readmore Hallmark	Rocket Cleaners
SmithFly	Quints Signs
Second Story Gallery	Susie's Big Dipper
This & That Candy	Piqua Arts Center
Crazy Martins	The Mercantile
Bikers Closet	Dobo's Delights
Elite Etc	Bobbie Debrito Photography
The Gentleman's Chair	Bella and Beau
Arabella	Hulme & Company
Vintage Antiques	Town and Country

Residential housing within the DORA consists of several commercial structures with upper floor living units.

XII. Qualifying Permit Holders

In accordance with ORC 4301.82(B)(3), the DORA will encompass not fewer than four qualified permit holders as defined by ORC 4301.82(A). The City of Piqua has identified five qualified permit holders that will be included in the DORA.

PERMIT NO.	PERMIT HOLDER	DBA	ADDRESS	PERMIT CLASS
31399280005	GERARD E J M INC	3 JOE'S PIZZERIA & TRATTORIA	414 W WATER ST & PATIO	D2 D2X D6
5248955 Issued	LOCKTENDERS LLC	LOCKTENDERS	110 W HIGH ST 308 N MAIN ST	D1 D2 D3
7732100 Pending	SCOTTISH THISTLE LLC	SCOTTISH THISTLE	110 W HIGH ST 308 N MAIN ST	D1 D2 D3
8944581	TNKELLIOTT INC	311 DRAFTHOUSE	311 N MAIN ST	D5 D6
5336892	LUCKYS PAD LLC	LUCKY'S TAPROOM	108-10 N MAIN ST	D1 D2 D3 D3A
00903950187	AL POST 184 SCHNELL WESTFALL INC	AMERICAN LEGION POST 184	301 W WATER ST	D4 D6

XIII. Land Use and Zoning

In accordance with ORC 4301.82(B)(4), the land uses within the DORA are predominately located within the Central Business District and are in accord with local zoning regulations. See EXHIBIT B - Zoning Map

XIV. Public Health and Safety

In accordance with ORC 4301.82(B)(5) as well as (F)(1)(d), a Public Safety Plan has been developed to ensure public safety within the DORA.

The Piqua Police Department will have shift patrol officers that will regularly patrol the DORA during its hours of operation. Personnel assignments may be tailored as needed, as dictated by attendance and nature of events. Each month after the commencement of the DORA, continuing for six months, and once every three months thereafter, the Police Chief and City Manager will meet to review the patrol needs of the DORA.

XV. Sanitation

In accordance with ORC 4301.82(F)(1)(e) and (F)(1)(f), a Sanitation Plan has been developed that will assist with the maintenance, appearance and overall public health of the DORA. EXHIBIT C – Sanitation Plan

There are currently thirty-two (32) public trash receptacles located throughout the DORA that are serviced twice a week on Monday and Friday. City of Piqua Sanitation Department will continue this service upon the commencement of the DORA. The DORA area will be monitored for litter and additional receptacles will be added as necessary.

The streets located in the proposed DORA are regularly cleaned by the City of Piqua Public Works street sweeper operations. If deemed necessary by the City Manager, the City will increase the frequency of the street sweeping operations in this area.

XVI. Signage

In accordance with ORC 4301.82(F)(1)(b), twenty-four (24) signs will be installed at the DORA boundaries. The signs will be placed where public sidewalks intersect with the DORA boundaries to provide pedestrians a clear indication of when they are entering or exiting the boundaries of the DORA. See EXHIBIT D – Signage

XVII. Hours and Additional Rights and Requirements

a. Hours of Operation

In accordance with ORC 4301.82(F)(1)(c), the hours of operation for the Downtown Piqua DORA will be Sunday – Saturday from 12:00 P.M. to 10:00 P.M. each day; and, Piqua City Commission may authorize the approval of expanded hours for special events held within the boundaries of the DORA; and, the Piqua City Commission will reserve the right to temporarily suspend DORA operations for any portion of the boundaries, when deemed necessary to accommodate special events occurring within the boundaries of the DORA.

In accordance with ORC 4301.82(F)(1)(g), beer, wine, and intoxicating liquor shall only be consumed within the DORA as follows:

b. Official DORA Cup

Each permit holder participating in the DORA will use a plastic cup that is approved by the City Manager and distributed only by Mainstreet Piqua.

1. Each DORA cup will hold not more than sixteen (16) fluid ounces of liquid.
2. Each DORA cup may only be used once, and no permit holding establishment will allow a cup to be refilled after use.
3. Each participating permit holder will track the amount of DORA cups used and be able to provide sales reports to the City Manager's Office upon request.

Failure or non-compliance of permit holders to uphold the regulations and rules laid out in this application may result in a failure to renew the DORA permit or force the City to revoke the permit holders' participation in the DORA.

Each individual cup will consist of specific identifiable marks and logos to ensure the integrity of the DORA regulations.

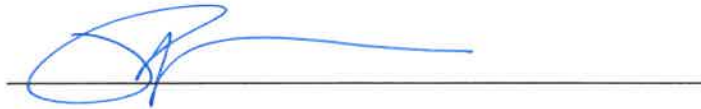
c. Additional Requirements

No person shall do any of the following within DORA boundaries:

1. Enter the premises of a non-liquor serving establishment within the DORA with an open container of beer, wine, or intoxicating liquor without the owner's permission.
2. Enter the premises of a liquor serving establishment with an open container of beer, wine, or intoxicating liquor purchased from a separate establishment.
3. Reenter the premises of a liquor serving establishment with an open container of beer, wine, or intoxicating liquor purchased from the same establishment.
4. Refill or reuse a DORA Cup.

5. Any person's failure to comply with the rules and regulations laid out in this application may be provided with one (1) warning by the permit establishment, and upon the second infraction shall be guilty of a misdemeanor equivalent to an open carry violation. Repeat offenders will be guilty of a misdemeanor equivalent to an open carry violation without warning.

Applicant Signature



L. Paul Oberdorfer, City Manager



Date

Exhibit A - Boundary Map

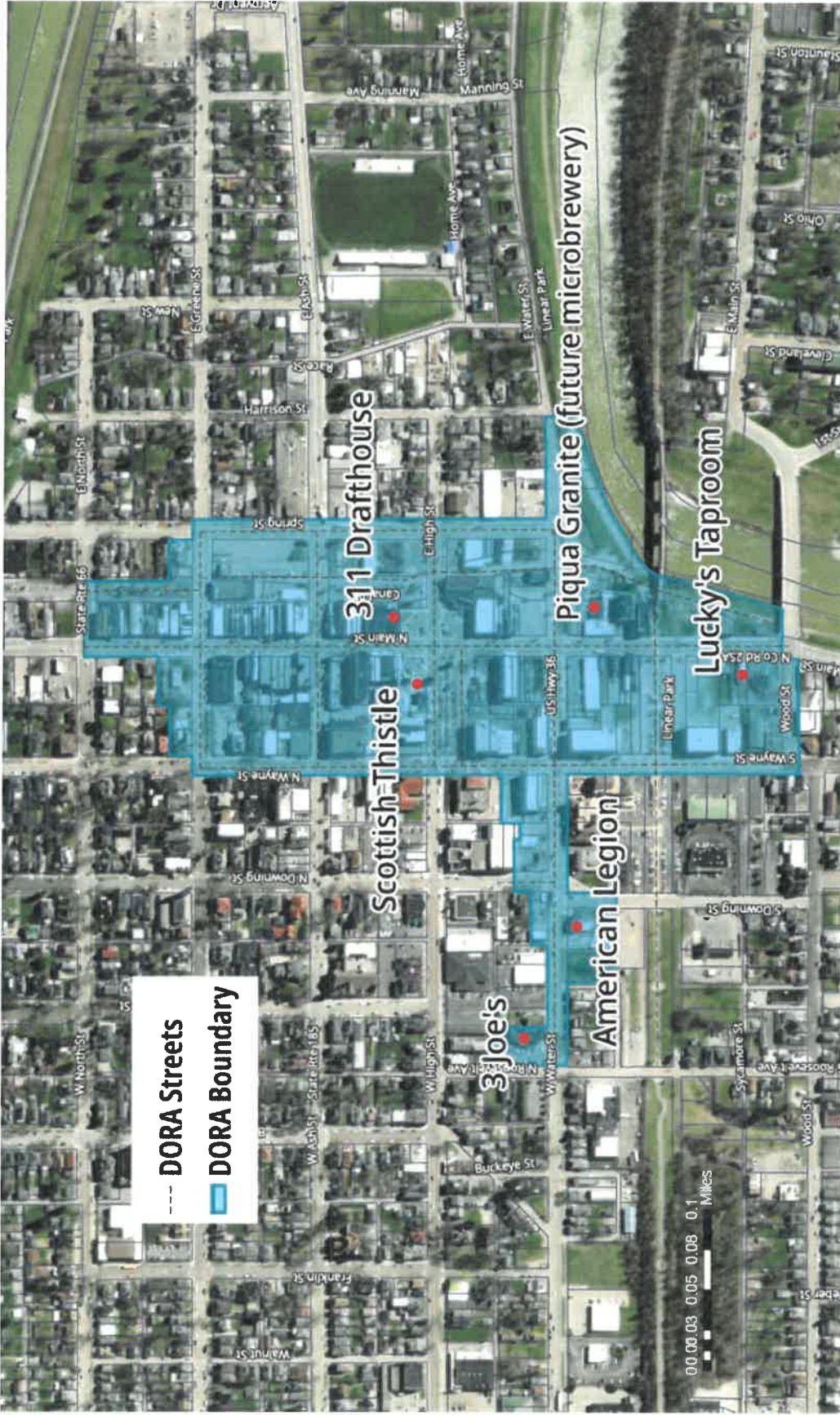


Exhibit B – Zoning Map

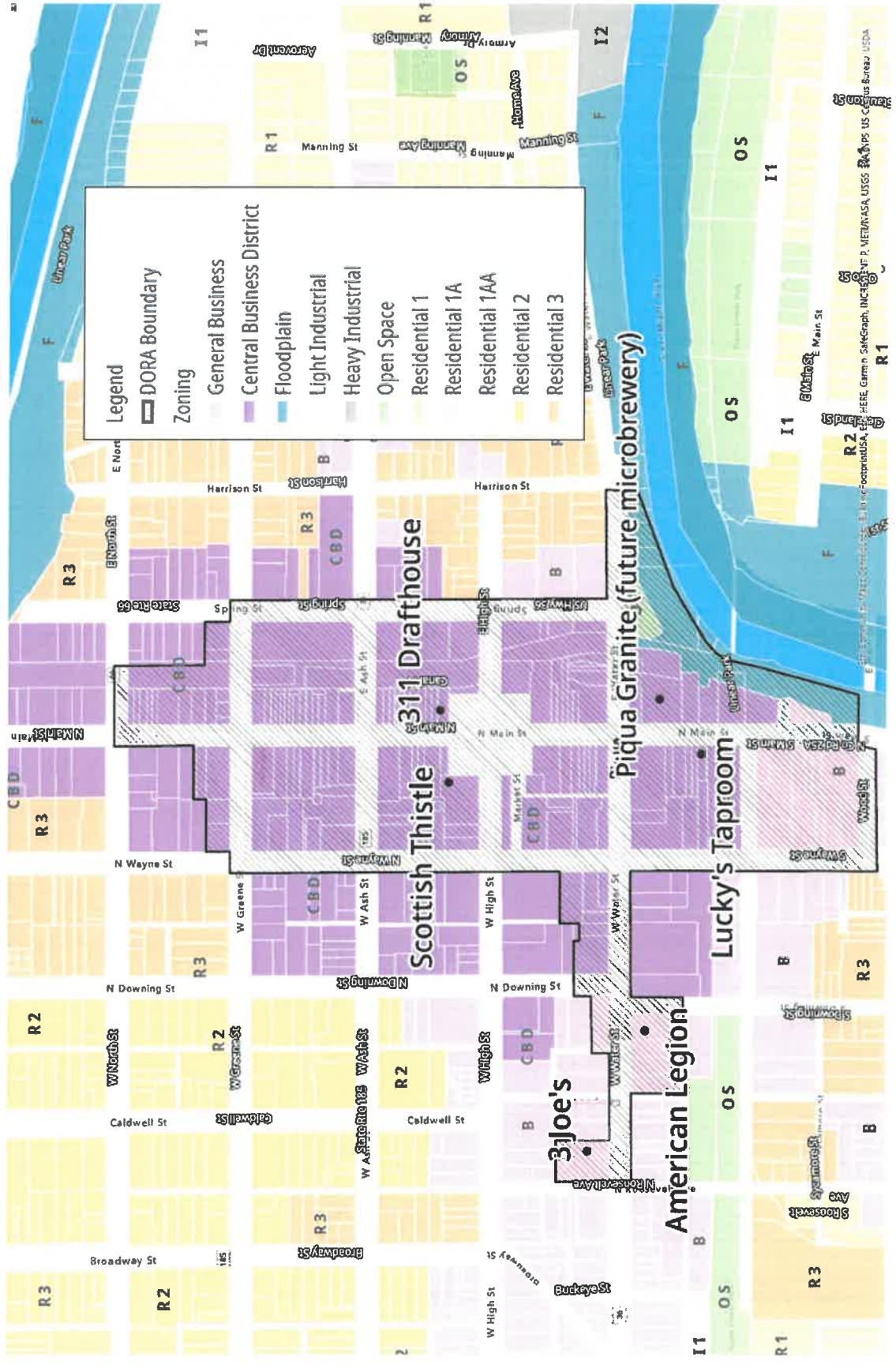


Exhibit C – Sanitation Plan

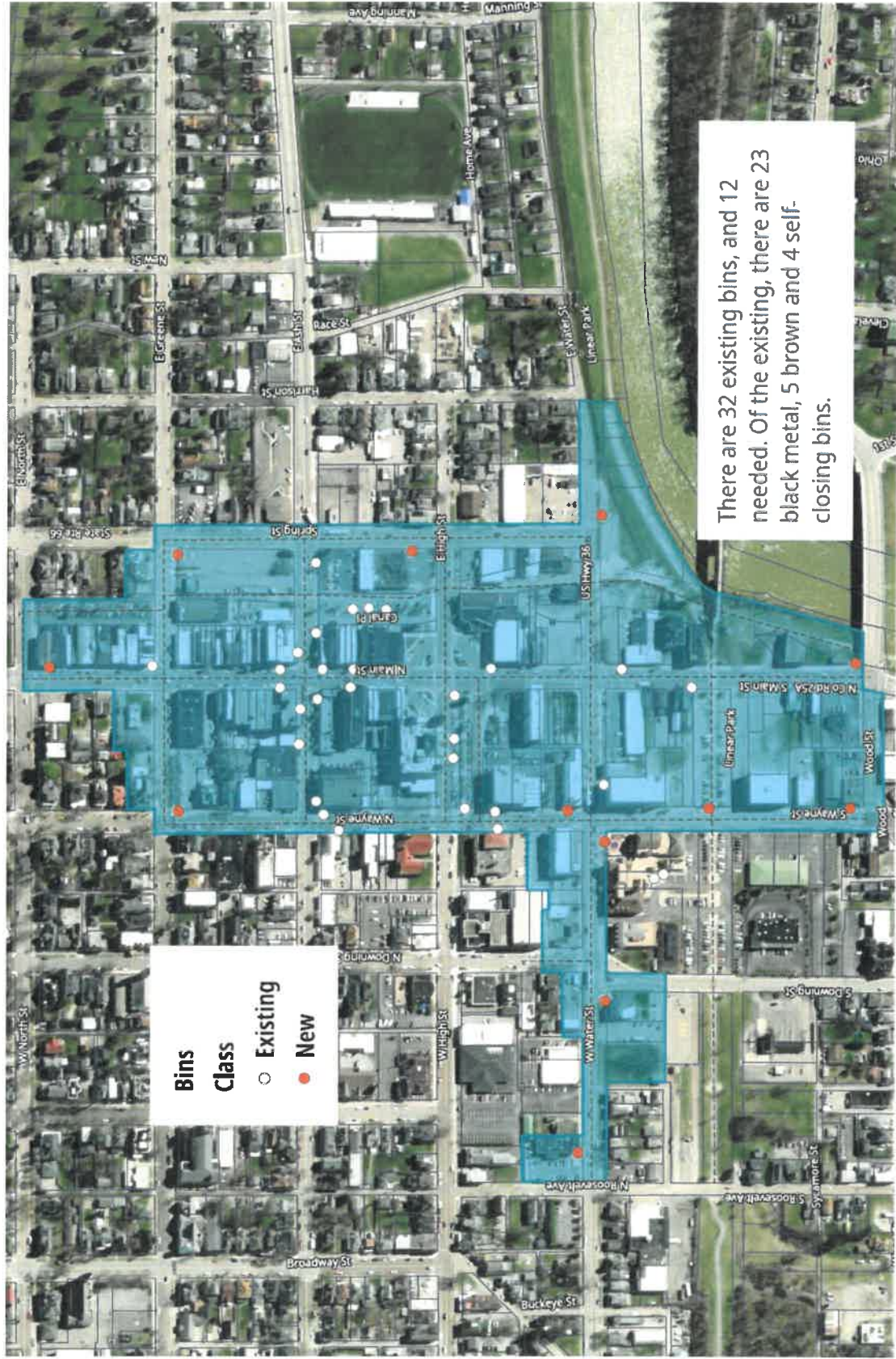


Exhibit D -- Signage

WELCOME TO



SUNDAY - SATURDAY
12 PM - 10 PM

DRINK RESPONSIBLY

THANK YOU FOR VISITING

PIQUA



DOWNTOWN OUTDOOR
REFRESHMENT
AREA

NO ALCOHOLIC
BEVERAGES BEYOND
THIS POINT