C OF C 125-174

Resolution No. 1210-2024

By Council Member Hairston

AN EMERGENCY RESOLUTION
Objecting to the transfer of ownership of a D3A, D3 and D1 Liquor Permit to 18025-29 Euclid Avenue.

FOR ADOPTION
November 4, 2024

WHEREAS, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D3A, D3 and D1 Liquor Permit from Qbyrds LLC, 18025-29 Euclid Avenue, Cleveland, Ohio 44110, Permit No. 71205090001 to Northeast Ohio Dream Developments LLC, DBA Pure Soul & Seafood, 18025-29 Euclid Avenue, Cleveland, Ohio 44110, Permit No. 66421750005; and

WHEREAS, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

WHEREAS, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

WHEREAS, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

WHEREAS, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

WHEREAS, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

WHEREAS, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

WHEREAS, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND

Section 1. That Council does hereby record its objection to the transfer of ownership of a D3A, D3 and D1 Liquor Permit from Qbyrds LLC, 18025-29 Euclid Avenue, Cleveland, Ohio 44110, Permit No. 71205090001 to Northeast Ohio Dream Development LLC, DBA Pure Soul & Seafood, 18025-29 Euclid Avenue, Cleveland, Ohio 44110, Permit No. 66421750005; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

/ls
For: Councilmember Hairston
November 4, 2024

Res. No. 1210-2024

REPORT
after second Reading

By Council Member Hairston

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READ FIRST TIME and referred to **REPORTS**

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME on NOVEMBER 4, 2024

PRESIDENT

CITY CLERK

APPROVED

MAYOR

READ FIRST, SECOND AND THIRD TIME

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