
Designated Outdoor Refreshment Area



July 5, 2022

Submitted by the Office of the Mayor
and Downtown Bowling Green SID



Overview

Designated Outdoor Refreshment Area in Downtown Bowling Green

The Office of the Mayor of the City of Bowling Green and Downtown Bowling Green SID herein apply to the Bowling Green City Council to approve and enact a revised Designated Outdoor Refreshment Area (DORA) in Bowling Green in accordance with Section 4301.82 of the Ohio Revised Code (ORC). The ORC permits that “a municipal corporation or township with a population of fifty thousand or less shall not create more than three outdoor refreshment areas.”

The City’s first DORA was established in 2020 and this application is an amendment to the 2020 DORA. The timing of the 2020 DORA was related to the pandemic as well as ongoing community discussions about continuing efforts to activate the downtown area.

The DORA has been successful in Bowling Green. Participating businesses have reported success and the 2020 DORA has achieved the goal outlined in the original application which was to provide: “economic and cultural benefit to Bowling Green...by providing options for those visiting Bowling Green and position the community as a vibrant destination of entertainment, culture, and activity.” There have been no negative impacts in terms of health and safety.

The changes proposed in this application include the following:

- Expanded footprint as outlined on map included in the application. Current area expanded on South Main Street to include the parking lot on the east side of E. Clough Street. Additionally, area expanded to the east. This expansion proposes an extension to the corner of Wooster/Prospect on the south and to the Community Commons on the northside. Other parcels are included to make the area contiguous.
- Expanded time to permit DORA to be year-around with the exception of the Friday-Sunday on the weekend after Labor Day when the annual Black Swamp Arts Festival is held. In sum, DORA will be suspended during the Black Swamp

Arts Festival at the request of that organization, the Special Improvement District (SID), and to avoid confusion that weekend as there is a sizeable F Permit for City Lot 2 during that event and the footprint for the Black Swamp Arts Festival and the DORA are significantly different and would cause enforcement concerns.

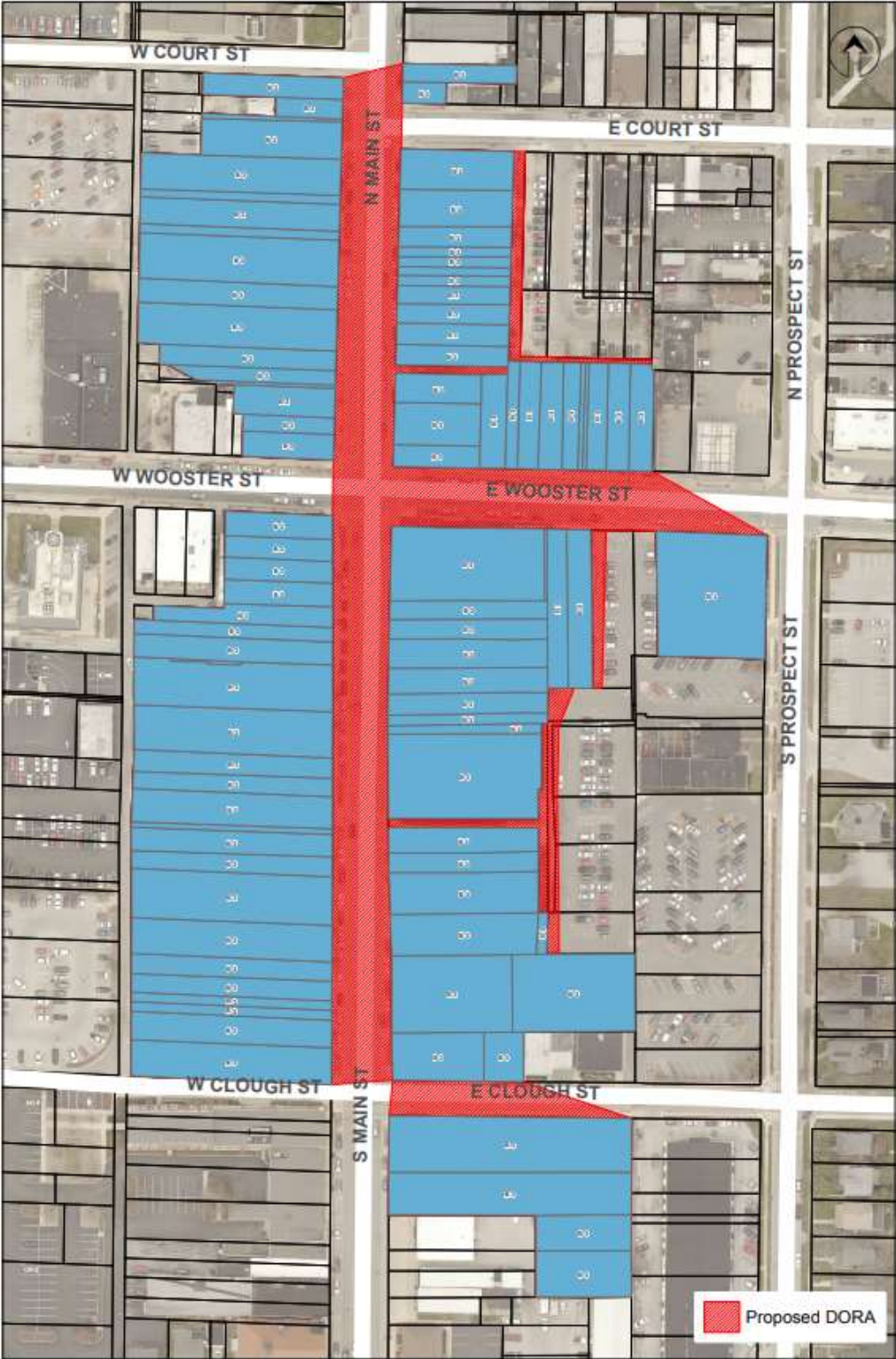
- Additional businesses have sought and/or will seek DORA applications.

The partnership formed with the original DORA has been strong and has worked cooperatively both in the two years of DORA and in formulation of this revised application. These include, but are not limited to, Downtown Bowling Green, business owners in downtown Bowling Green, and numerous City of Bowling Green Departments: Administration, Public Works, and Police.

Thank you to the Bowling Green City Council for your review this application and for timely responding to this application in alignment with ORC provisions for advertising, public hearing, and legislation.

Boundaries

Map



Boundary Descriptions

Wood County

City of Bowling Green

Bowling Green DORA

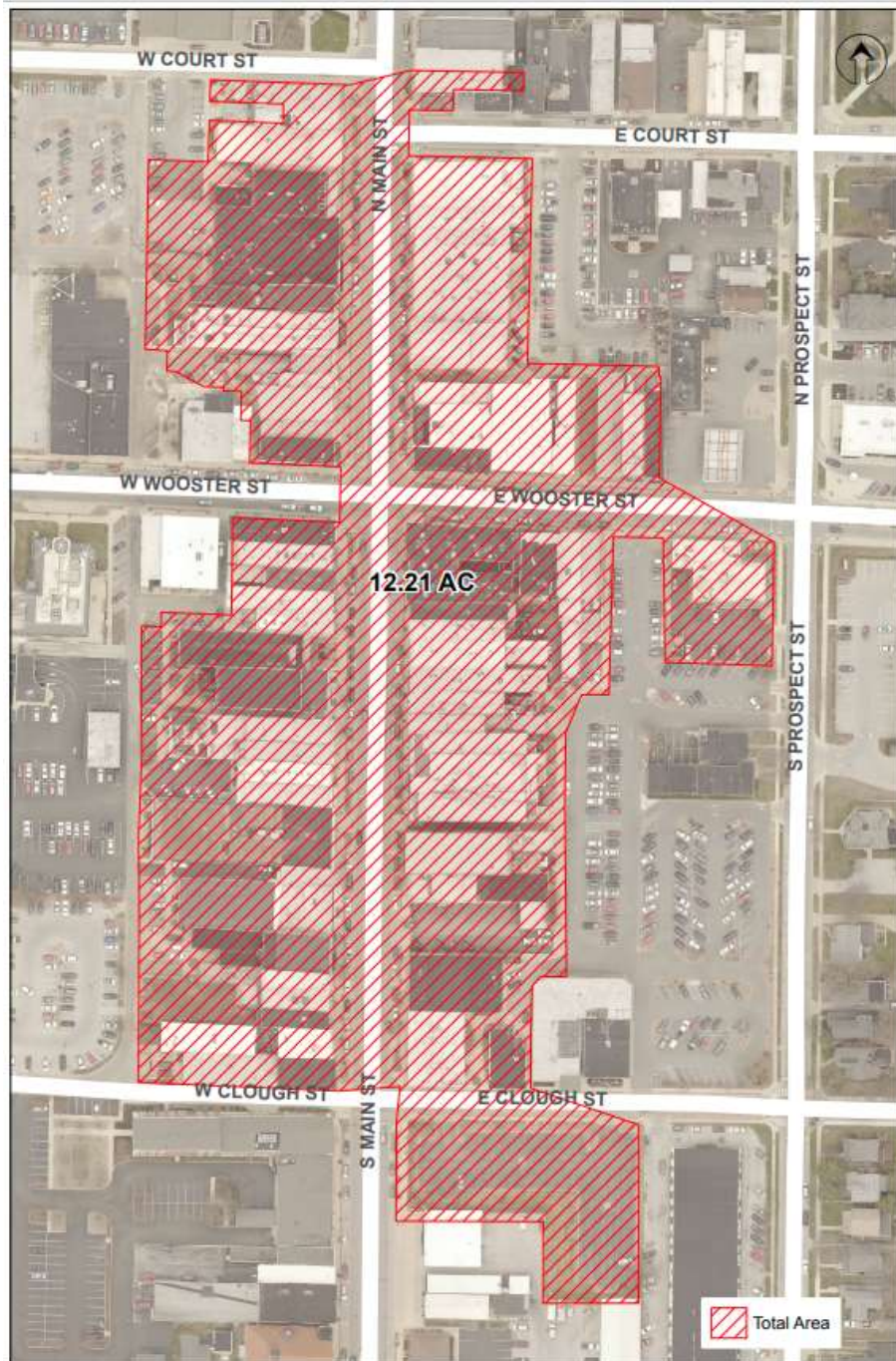
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Street Boundary Listing

Street Name	Range	Even/Odd
North Main St	101-206	Even & Odd
South Main St	100-198	Even & Odd
South Main St	201	Odd
Clough St	111	Odd
East Wooster St	109-153	Odd
East Wooster St	132-140	Even
East Wooster St	176	Even

Acreage

Said description of land contains approximately 12.21 acres per the map below.



Signage

The City of Bowling Green will place a combination of signs and sidewalk adhesives at the intersections and alley connections to adequately designate the DORA boundary. In areas where signs were placed for the 2020 DORA, signage will be moved to reflect the new boundary once approved.



Land Use and Zoning

The area surrounding the DORA is B-3 Central Business District. Provisions of B-3 Central Business District are in Section 150.30 of the City's Codified Ordinances:

§ 150.30 B-3 CENTRAL BUSINESS.

(A) Purpose. This district encompasses the functional center of the city. It provides for commercial, governmental, and institutional activities serving the entire community. To encourage convenient access to Central Business District activities, multiple-family structures are also allowed within this district.

(B) Permitted uses. A building or lot within the B-3 District may be used only for the following purposes:

- (1) All uses allowed within the B-2 District with the exception of:
 - (a) Drive-in theaters or drive-in restaurants; and
 - (b) Animal hospitals or clinics.
- (2) Printing and publishing plants;
- (3) Commercial, business, or technical schools;
- (4) Multiple-family structures provided that any structure also containing nonresidential uses provide a separate passageway from the building entrance and parking areas to dwelling units;
- (5) Warehouses;
- (6) Wholesale sales; and
- (7) Churches, auditoriums, libraries, public and institutional uses.

(C) Conditional use. Mortuaries subject to the same conditions set forth in the B-1 District.

(D) Prohibited uses. Notwithstanding any other provision herein, no ground floor area of structures located within the B-3 District shall be used for residential purposes, as all residential uses shall be restricted to the second floor and above in this District.

(1980 Code, § 150.30) (Ord. 3200, passed 1-6-1975; Am. Ord. 3397, passed 2-17-1976; Am. Ord. 5016, passed 6-5-1989; Am. Ord. 8217, passed 1-7-2013)

Zoning Map of Area



Liquor Establishments

Section 4301.82(D)(2) states that a DORA must include at least two qualified permit holders. At least six businesses have applied and received a DORA designation and are utilizing it currently. At the time of this application, the following businesses have committed to retaining their DORA designation or adding it. Note that adding DORA designations to a liquor license does not require that this DORA application be resubmitted as long as the business is within the approved DORA footprint and receives approval from the State of Ohio.

Establishment Name	Address	Permit Type	Permit Number	Permit Name
Bar 149	149-153 N. Main	D5, D6	6443117, 644311700003	North Main Entertainment, Inc.
Becketts	146 N. Main	D5, D6	5408395	Madd Jake Ventures LLC
City Tap and The Attic	110 N. Main	D1, D2, D3, D3A, D6	3469518 346951800003	HP Corporation, Inc.
Doc's Big City Saloon	145 N. Main	D5I, D6	1830910	Cross the Street Ventures LLC
Juniper Brewing Company	145 S. Main	A1A, A1C	4447050	Juniper Brewing Co, LLC
Mr. Spots	206 N. Main	D5	51777220001	LEX LOCI Corp.
Myla Marcus Winery	133 S. Main	A2, B2A, S1	6274050	Myla Marcus Winery Limited
Clay Pot/Naslada	182 S. Main	D1, D2, D3	0893878	Boyko S. Mitov LTD
SamB's Restaurant	163 S. Main	D5I, D6	2693955	Ferrell Enterprises, Inc.
Stones Throw Tavern & Grill	176 E. Wooster and Patio	D5, D6	7097247	Prospect Entertainment, Inc.
Trotter's Tavern	119 N. Main	D5, D6	4179328	JJ Influences LLC

Hours of Operation

The DORA shall be in effect all year with the exception of the Friday-Sunday of the weekend after Labor Day during the Black Swamp Arts Festival (dates listed below).

Hours of operation shall be:

Monday—Thursday: 4:00 pm – 10:00 pm*

Friday—Sunday: 11:00am – 10:00 pm*

*Note that the last sales shall occur no later than 9:30 pm and all cups must be disposed of by 10:00 pm.

Annual DORA suspension dates:

September 9-11, 2022

September 8-10, 2023

September 6-8, 2024

September 5-7, 2025

September 11-13, 2026

Public Safety Plan

The City of Bowling Green Police Division commits to the continued patrol and monitoring of Bowling Green's Downtown and the DORA as often as possible during times of DORA operation. The patrol of the area shall be tailored to be adequate and sufficient for public safety. The Police Division has adequate staffing to engage in random patrols within the downtown area at any given time.

This security plan will be reviewed on an ongoing basis. It may be updated with the coordination and approval of the Municipal Administrator and the City Council with assistance and recommendations of the Chief of Police.

If it is determined by the municipal administrator that additional security is needed in the designated DORA area, the City reserves the right to suspend operation of the DORA until the situation is resolved. Suspension of the DORA under this provision will be communicated to the community and participating vendors via press release and social media notifications.

Sanitation

Trash Receptacles

The City of Bowling Green has numerous trash receptacles placed throughout the DORA located on both sides of North and South Main Streets. Currently, refuse is collected every Monday and Friday morning by Public Works employees.

Public Works will monitor the use of the receptacles during the DORA operation and may adjust frequency of collection during regular operation hours, if necessary. Should collection be needed outside of normal operating hours, Downtown Bowling Green SID will work in cooperation with the City of Bowling Green on collection.

Establishments in the DORA that have liquor permits to serve alcohol on their premises shall maintain a trash receptacle of adequate size near the main entrance of the facility.

Street Sweeping

The City of Bowling Green Public Works Department operates street cleaning equipment and will continue to sweep North and South Main Streets in the DORA.

Rules for Bowling Green DORA

ORC 4301.62(C)(7)(a)

A person may have in a person's possession an opened container of beer, wine or intoxicating liquor at an outdoor location within an outdoor refreshment area created under section 4301.82 of the Revised Code if the opened container of beer or intoxicating liquor was purchased from an A-1, A-1-A, A-1c, A-2, A-2f, D class, or F class permit holder to which both of the following apply:

- (i) The permit holder's premises is located within the outdoor refreshment area.
- (ii) The permit held by the permit holder has an outdoor refreshment area designation.

ORC 4301.62(C)(7)(b)

Outdoor Refreshment Area participants may NOT:

- (i) Enter the premises of an establishment within an outdoor refreshment area while possessing an opened container of beer or intoxicating liquor acquired elsewhere.
- (ii) Possess an opened container of beer or intoxicated liquor while being in or on a motor vehicle within an outdoor refreshment area except as permitted for commercial quadricycles regulated elsewhere by municipal code.

Regulations specific to the Bowling Green Designated Refreshment Area:

1. All beer, wine, or intoxicating liquor must be contained in the official cup of the DORA
2. Only one (1) Official cup will be permitted at a time per DORA participant.

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3. All DORA beverages must be served in a new, unused Official cup.
 4. Used Official Cups must be disposed of before entering any establishment that serves alcohol in the DORA.
 5. Private property owners reserve the right to prohibit the consumption of alcohol on their property. Adequate signage shall be placed and clearly displayed at owner's expense in order for this rule to be enforced.
 6. Assumption of good behavior by DORA participants. DORA participants are expected to follow all the rules of the DORA and maintain a decorum of good behavior, free of public drunkenness, property destruction, or any action that disrupts the enjoyment of another participant or disrupts any establishment, property owner, resident, visitor, passerby or patron within the DORA.
 7. All other laws and ordinances of the City of Bowling Green shall be followed.

Regulations specific DORA Alcohol Establishment Owners/Operators

The Alcohol Establishment owners/operators shall coordinate purchases of the Official DORA cups with the Bowling Green Downtown SID.