

February 27, 2025

SERVICE COMMITTEE

March 3, 2025

Council Chambers

Following Finance Committee

Committee and Council Meetings can be viewed by accessing YouTube

AGENDA

1. Consider **Resolution No. 25-11** A RESOLUTION EXPANDING THE EXISTING DESIGNATED OUTDOOR REFRESHMENT AREA FOR DOWNTOWN NEWARK AND ENACTING REGULATIONS WITH REGARD THERETO
2. Consider **Ordinance No. 25-08** AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 134 EAST MAIN STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-186858-00.000, #054-186876-00.000, #054-186864-00.000, #054-186870-00.000, AND #054-195762-00.000 FROM THAT OF MB – MEDIUM INTENSITY BUSINESS ZONING DISTRICT TO DC – DOWNTOWN ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.
3. Consider **Ordinance No. 25-09** AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 330 THORNWOOD DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216702-00.000 FROM THAT OF MFC - MULTI-FAMILY CONDO ZONING DISTRICT TO MFH – MULTI-FAMILY HIGH RISE ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO
4. Consider **Ordinance No. 25-10** AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 360 THORNWOOD DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216624-00.000 FROM THAT OF MFC - MULTI-FAMILY CONDO ZONING DISTRICT TO MFH – MULTI-FAMILY HIGH RISE ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO
5. Other items at the discretion of the Chair

Resolution No. 25-11

BY _____

**A RESOLUTION EXPANDING THE EXISTING DESIGNATED OUTDOOR
REFRESHMENT AREA FOR DOWNTOWN NEWARK AND ENACTING
REGULATIONS WITH REGARD THERETO**

WHEREAS, on September 8, 2020, the Newark City Council adopted Resolution 20-59A, which approved the establishment of a Designated Outdoor Refreshment Area ("DORA") pursuant to Ohio Revised Code ("ORC") Section 4301.82; and

WHEREAS, pursuant to the provisions of the ORC Section 4301.82(D)(2), a municipality with a population of less than fifty thousand is permitted to created up to three (3) designated outdoor refreshment areas ("DORA"); and

WHEREAS, on February 19, 2025, the Office of the Mayor of the City of Newark submitted an application to City Council for approval of an expanded DORA in a specified section of Downtown Newark (the "DORA Application"); and

WHEREAS, pursuant to ORC Section 4301.82(C), notice of the filing off the DORA Application, its availability for public inspection during regular business hours, and the date of a public hearing was published in one newspaper of general circulation in the municipality as provided in ORC Section 4301.82(C); and

WHEREAS, a public hearing on the application was held during which the opportunity for public testimony was made available; and

WHEREAS, ORC Section 4301.82(F)(1) requires the City to establish requirements determined necessary to ensure public heath and safety in the area and ORC Section 4301.82(F)(2) requires notice of this proposed action to be published in a newspaper of general circulation in the municipality; and

WHEREAS, the DORA Application as submitted, including the premises of the permit holders located at the street addresses on Exhibit "A", meets the requirements of ORC Section 4301.82(B)(1)-(5), it being further clarified that the boundary of the DORA includes the premises of the permit holders located at the street addresses listed on Exhibit "A"; and,

WHEREAS, approval of the DORA will serve to enhance the experiences of the patrons on the business establishments and the special events within the Downtown Newark area; and,

WHEREAS, the Resolution was addressed in a regular session of the Service Committee of this Council which voted to forward the same on to full Council for consideration and adoption.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
NEWARK, COUNTY OF LICKING, STATE OF OHIO, THAT:**

SECTION ONE: The DORA Application is hereby approved as having met the requirements of ORC Section 4301.82(B)(1)-(5) and approves the establishment of a

DORA comprised of the area depicted in Exhibit "A", attached hereto and made part hereof, such area to include and encompass the premises of the permit holders located at the street addresses listed on Exhibit "A", as is required to be included pursuant to ORC Section 4301.82(F)(1)(a).

SECTION TWO: That all public notice requirements of ORC Section 4301.82 prior to the passage of this Resolution have been met.

SECTION THREE: That in order to ensure public health and safety and in accordance with ORC Section 4301.82(F)(1)(b), the number, spacing, and type of signage designating the DORA boundary shall be set forth on Exhibit "B", attached hereto and made a part hereof.

SECTION FOUR: The DORA encompasses not fewer than two (2) qualified permit holders, all of which are identified on Exhibit "C", attached hereto and made a part hereof, by business name, address, liquor permit type and liquor permit number. ORC Section 4301.82(D)(2). Also, included on Exhibit "C" and in accordance with ORC Section 4301.82(F)(1)(c) are the hours of operation for the DORA, which will apply to all activity within the DORA, only as may be limited by approval of special event permitting. More, the Mayor and/or Chief of Police may suspend the operation of the DORA in the interest of public safety or for a special event. Any additional regulations, events, and/or amended hours must be approved by the DORA Board and be in accord with the ORC.

SECTION FIVE: The Public Health & Safety Plan as described on Exhibit "D", attached hereto and made a part hereof is hereby approved as meeting the requirements of ORC Section 4301.82(F)(1)(d), including the manner in which the number of personnel needed to carry out the plan shall be determined.

SECTION SIX: The Sanitation Plan that will help maintain the appearance and public health of the area as described on Exhibit "E", attached hereto and made a part hereof, is hereby approved as meeting the requirements of ORC Section 4301.82(F)(1)(e)-(f), including the manner in which the number of personnel needed to carry out the plan shall be determined.

SECTION SEVEN: As is required by ORC Section 4301.82(F)(1)(g), beer and intoxicating liquor shall only be served in plastic containers, which shall be provided by the qualified permit holders and approved by the DORA board.

SECTION EIGHT: That this Council shall review the requirements of the DORA, as established herein, five years from the effective date of this Resolution to determine whether to continue the DORA under the same or modified terms and conditions, or dissolve it pursuant to Section 4301.82(I)(2).

SECTION NINE: The Clerk of Council is hereby instructed to forward a copy of this Resolution to the Ohio Division of Liquor Control and to the investigative unit of the Ohio Department of Public Safety, all in accordance with ORC Section 4301.82(C) and 4301.82(F)(3).

Section TEN: This Resolution shall be effective at the earliest time permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, _____.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

APPROVED AS TO FORM:

TRICIA M. MOORE
DIRECTOR OF LAW

Prepared by the Office of the Director of Law

EXHIBIT "A" PERMIT HOLDERS

Business Name	DBA	Street Address	Permit Class	Permit Number	Parcel ID
Ten North Park LLC	1922 On The Square 1 st Fl & BSMT	10 N Park Pl	D5, D6	8829272	054-203370-00.000
Draft House of Newark LLC	Draft House	15 W Main St 1 st Fl Only	D5	2296715	054-202908-00.000
MJ Sarap Company LLC	Elliot's Woodfired Pizza and Tap	16 W Main St 1 st Fl & Bsmt	D5, D6	6069939	054-201024-00.000
3GSBBG LLC	Moe's Original Bar B Que & Patio	21 W Church St	D5, D6	88713100005	054-203310-00.000
New Golden Wok INC	Golden Wok 1 st Fl rear & 2 nd Fl	22 ½ N Park Pl Rear 1 st & 2 nd Fl	D1, D2, D3	63688790005	054-202092-00.000
Buckeye Winery LLC	Buckeye Winery 1 st & 2 nd Fl & Bsmt & Patios	25 N 3 rd St	A1A, A2, D6, B2A, S1	10733890001	054-201768-00.000
Linnets Flowers on the Square Ltd.	Linnets Flowers on the Square	30 N Park Place	D8, C2	5218929	054-201624-00.000
31 West LLC	31 West & Patio	31 W Church St	D5, D6	8869495	054-203310-00.000
Newark Midland Theatre Association	Midland Theatre	36 N Park Pl	D5, D6	6368815	054-202458-00.000
Five North Third LLC	Mariposa	5 N 3 rd St	D1, D2, D3, D6	2749660	054-201492-00.000
Indus Newark Hotel LLC	Elements Local Bistro	50 N 2 nd St & Patio	D5A, D6	4137180	054-201522-00.000
Babas Grill LLC	Babas Grill	19 S Park Pl	D1	0346741	054-201540-00.000
Block & Cleaver LLC	Block & Cleaver	54 W Main St	C1, C2	0741500	054-202752-00.000
Buckeye Axe Throwing LLC	Buckeye Axe Throwing 2 nd Fl & Mezz Only	46 W Main St	D5, D6-PND	1070401	054-202980-00.000
Christys Pizza LLC	Christys Pizza	15 E Church St	D1, D2	1436485	054-202590.00.000
Franks & Sammies LLC	Tap That Glass	32-34 S 3 rd St.	D1, D2, D3, D6	2889280	054-202434-00.000
Park Place General LLC	Chickies General Store 1 st Fl & BSMT	2 N Park Pl	C1, C2	6694995	054-201834-00.000
Shipp Brothers Brewing LLC	Stein Brewing Co	23 W Church St & Patio	D5A, D6	4137180	054-203310-00.000

Short and Stout Mobile Bar LLC	MNCHS	56 W Main St	D5, D6	8108053	054-202752-00.000
UDF Limited Partnership II	United Dairy Farmers	77 N 4 th St	C1, C2, D6	91335120657	054-259524-00.000
BPOE Lodge0391	Elks	73 N 3 rd St	D4, D6	0898401-39103	054-202614-00.000

EXHIBIT "A" (Continued) PROPOSED BOUNDARY EXPANSION

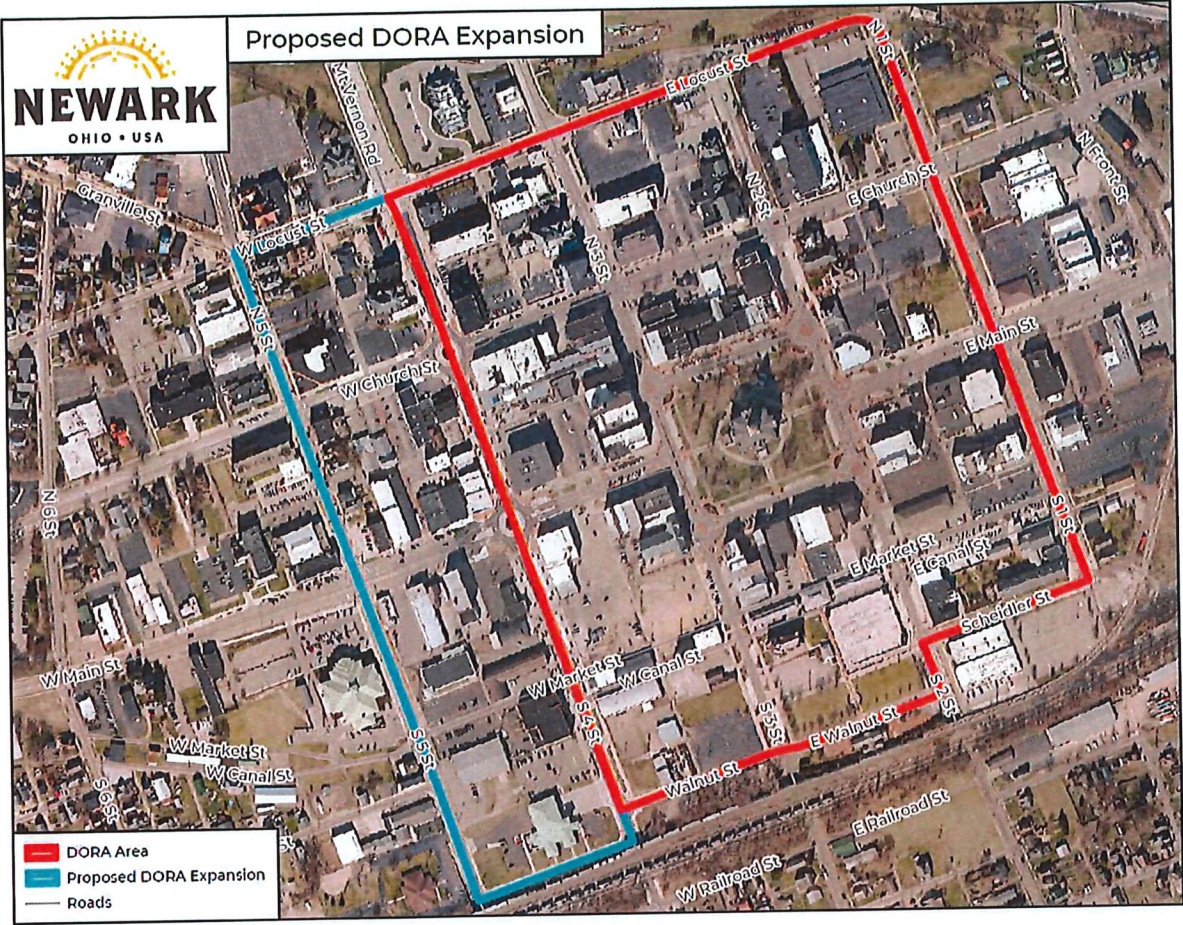


EXHIBIT "B" SIGNAGE PLAN

The following logo will appear on all DORA containers, AND signs:



DOWNTOWN NEWARK
DORA

Sample Boundary Sign:

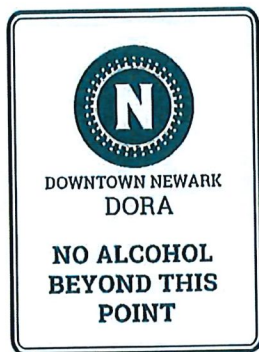


EXHIBIT "C" QUALIFIED PERMIT HOLDERS

Business Name	DBA	Street Address	Permit Class	Permit Number	Parcel ID
Ten North Park LLC	1922 On The Square 1 st Fl & BSMT	10 N Park Pl	D5, D6	8829272	054-203370-00.000
Draft House of Newark LLC	Draft House	15 W Main St 1 st Fl Only	D5	2296715	054-202908-00.000
MJ Sarap Company LLC	Elliots Woodfired Pizza and Tap	16 W Main St 1 st Fl & Bsmt	D5, D6	6069939	054-201024-00.000
3GSBBG LLC	Moes Original Bar B Que & Patio	21 W Church St	D5, D6	88713100005	054-203310-00.000
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Buckeye Winery LLC	Buckeye Winery 1 st & 2 nd Fl & Bsmt & Patios	25 N 3 rd St	A1A, A2,D6, B2A, S1	10733890001	054-201768-00.000
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Five North Third LLC	Mariposa	5 N 3 rd St	D1, D2, D3, D6	2749660	054-201492-00.000
Indus Newark Hotel LLC	Elements Local Bistro	50 N 2 nd St & Patio	D5A, D6	4137180	054-201522-00.000
Babas Grill LLC	Babas Grill	19 S Park Pl	D1	0346741	054-201540-00.000
Block & Cleaver LLC	Block & Cleaver	54 W Main St	C1, C2	0741500	054-202752-00.000
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UDF Limited Partnership II	United Dairy Farmers	77 N 4 th St	C1, C2, D6	91335120657	054-259524-00.000
BPOE Lodge0391	Elks	73 N 3 rd St	D4, D6	0898401-39103	054-202614-00.000

EXHIBIT "C" (Continued)

Hours of Operation: Rules and regulations of the Downtown Newark DORA will be applicable during the following patio hours:

Sunday through Saturday (including approved Holidays) 10:00AM--10:00PM.

The DORA will also be in effect during special events. Organizers of special events must submit an application to the DORA Board to be included.

Any additional REGULATIONS, events and/or amended hours must be approved by the DORA Board AND BE IN ACCORD WITH THE OHIO REVISED CODE.

THE MAYOR AND/OR THE CHIEF OF POLICE MAY SUSPEND THE OPERATION OF THE DORA IN THE INTEREST OF PUBLIC SAFETY OR FOR A SPECIAL EVENT.

Special Events: The City of Newark requires a permit for the use of public right-of-way. As is the City's practice, each event will be reviewed by the City's Departments. Permit requirements may differ between events depending on their size, layout, use of right-of-way, and program. However, each event will be reviewed to ensure that adequate sanitation, signage and public safety requirements are established. The necessity for portable bathrooms, handicap accessibility, pedestrian mobility, police, fire and emergency medical ingress and egress, crowd control, DORA boundary management and trash management (dumpsters, cans, pick-up, etc.) will be addressed. Event organizers may be required to pay for special duty officers or overtime for public service or safety workers if necessary to ensure adequate health, public and safety requirements.

Temporary Permits and the DORA: F-class permit holders which sponsor an event located inside the DORA that desire to sell alcoholic beverages as part of the Downtown Newark DORA may, as provided by state law, apply to the Division of Liquor Control for issuance of an outdoor refreshment area designation. An F permit holder that receives a designation must comply with all laws, rules, and regulations that govern the permit, comply with the public health and safety requirements established for the DORA, and not block ingress or egress to the DORA or any other liquor permit premises located within the area.

EXHIBIT "D" HEALTH AND SAFETY PLAN

In accordance with O.R.C. 4301.82(B)(5), the proposed requirements for the purpose of ensuring public health and safety within the DORA shall include:

Administration: The DORA will be administered by NDP with guidance from the DORA Board. The DORA Board will include the following members:

- City of Newark Safety Director
- City of Newark Service Director
- Mayoral Appointment
- Newark Development Partners Appointment
- Downtown Newark Special Improvement District Appointment

Participation Requirements: Qualifying permit holders that desire to sell alcoholic beverages as part of providing an outdoor dining area in the City of Newark's right of way must comply with the following DORA requirements:

- Outdoor Dining Site Plan: Qualifying permit holders that desire to sell alcoholic beverages as part of providing an outdoor dining area in the City of Newark's right of way (adjacent to the establishment) must obtain a right of way permit and meet the requirements of the Codified Ordinances for right of way use and the DORA. The establishment must submit a site plan with dining table and sign locations. The permit review will ensure that there are adequate pedestrian passageways and that ingress/egress for emergency services is adequate. Failure to comply with the requirements of the permit can result in revocation.
- Signage (See Exhibit B for proposed signage and branding):
 - Boundary Signage: At least two signs must be purchased by each establishment including a stand with wheels for signage mobility. Signs shall be designed by NDP in accordance to Newark's signage and wayfinding plan.
 - Door Signage: Each establishment must place a sticker or sign on the building's frontage signaling participation in the DORA. Stickers and signs shall be designed by NDP in accordance to Newark's signage and wayfinding plan.
- Beverage Containers: Participating establishments must serve beverages in clear plastic cups purchased from NDP. Permissible cups consistent with Newark's signage and wayfinding plan will be purchased and distributed by NDP.

EXHIBIT "E" SANITATION PLAN

Sanitation Plan: Outdoor dining tables are required to be bused by establishment staff after each patron departs. Trash receptacles will be emptied before and after each event with additional receptacles placed within the DORA as needed. Additionally, event organizers may be required to pay for special duty officers or overtime for public service or safety workers if necessary to ensure adequate health, public, and safety requirements.

APPLICATION TO THE NEWARK CITY COUNCIL

– *for expansion of the* –

DOWNTOWN NEWARK DESIGNATED OUTDOOR REFRESHMENT AREA

O.R.C. 4301.82



The Office of the Mayor of the City of Newark, Ohio, respectfully submits the following application to the Newark City Council to approve the requested expansion of the Downtown Newark Designated Outdoor Refreshment Area, in accordance with O.R.C. 4301.82.

Submitted February 19, 2025

By  _____
Jeff Hall, Mayor

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I. INTRODUCTION AND SUBMITTAL OF APPLICATION

On September 8, 2020, the Newark City Council adopted Resolution 20-59A which approved the Designated Outdoor Refreshment Application submitted by the Mayor of the City of Newark on July 27, 2020, and established the Downtown Newark Designated Outdoor Refreshment Area (“DORA”) in accordance with ORC 4301.82.

Due to the success of the Downtown Newark DORA and the continued revitalization of the Downtown Area, the Mayor of the City of Newark, by recommendation of the DORA Board, submits this application to expand the current area of the DORA to 5th Street as well as modify portions of the Public Health and Safety Plan as authorized under ORC 4301.82(F)(1)(g).

For the purposes of expanding and modifying the DORA, Newark’s population is measured by the most recent regular federal decennial census (2020), which is 49,934 permitting three (3) DORA within the municipality not to exceed three hundred twenty contiguous acres. ORC 4301.82(D)(2); ORC 4301.82(B)(1)(b). In order to consider the expansion of a DORA, the executive officer of a municipal corporation (City of Newark Mayor) must file an application with the legislative authority of the municipality (Newark City Council) which meets certain statutory requirements. City Council shall publish public notice of the application in one newspaper of general circulation in the municipal corporation or township or as provided in section 7.16, ensuring the notice states that the application is on file in the office of the clerk of the municipal corporation or township and is available for inspection by the public during regular business hours. Not earlier than 30 days, but not later than 60 days, after the initial publication of the notice, the City Council may approve or disapprove of the application by ordinance or resolution. Upon approval of the application by Council, the territory described in the application constitutes an outdoor refreshment area. City Council shall then provide to the division of liquor control and the investigative unit of the department of public safety notice of the approval of the application and a description of the area specified in the application.

The proposed Downtown Newark DORA would continue to be administered by the NDP and the DORA Board in conjunction with City of Newark staff and the City of Newark City Council, as described within this application.

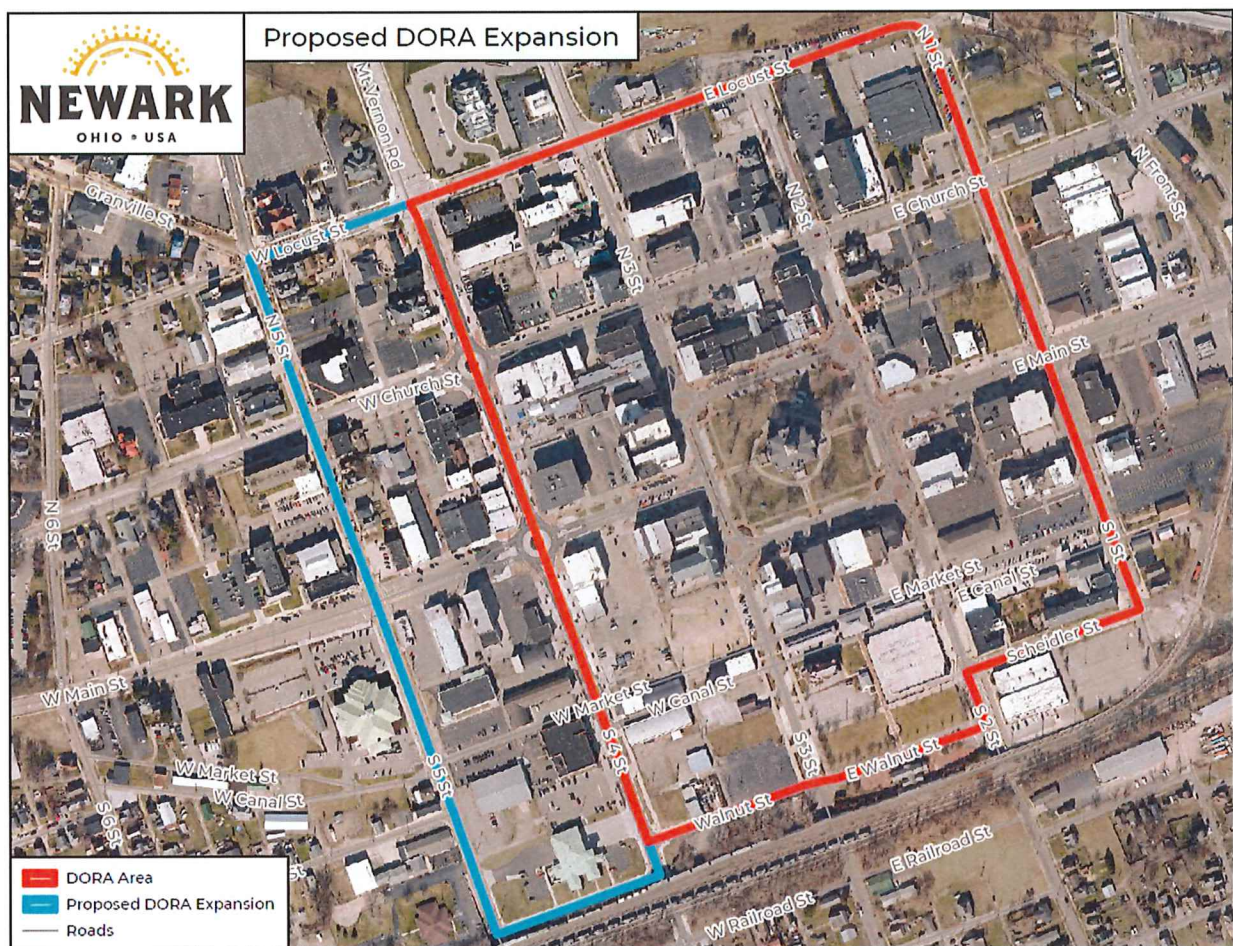
In summary, this application includes the following:

- Resolution 20-59A establishing the Downtown Newark DORA,
- Expansion of the DORA in Downtown Newark bounded by the territory described in Section II Proposed Boundary,
- Description of the nature and types of establishments within the proposed DORA,
- Relevant land use and zoning regulations,
- And proposed modifications to the existing public health and safety requirements.

II. PROPOSED BOUNDARY

The current boundary of the DORA is depicted in the map below by the red line and described as bounded by Locust Street to the north, 1st Street to the east, 4th Street to the west, and Walnut Street to the south to 2nd Street then Scheidler Street to S 1st Street. Said description contains approximately 66 acres.

The proposed expansion of the boundary of the DORA in accordance with O.R.C. 4301.82(B)(1)(b) is depicted in the map and described as bounded by Locust Street to the north, 1st Street to the east, 5th Street to the west, Walnut street to the south to 4th Street then Walnut Street to Scheidler Street to S. 1st Street. Said description is approximately .14 square miles.



III. NATURE OF ESTABLISHMENTS

In accordance with O.R.C. 4301.82(B)(2), the nature and types of establishments that will be located within the DORA are described below.

The proposed boundary encompasses the downtown core surrounding the Licking County Courthouse. The types of establishments located within the DORA are primarily businesses in the retail, dining or services sectors, as well as some government and non-profit establishments. Within the DORA, the majority of buildings are mixed-use with retail and restaurants on the first floor and a mix of office space and apartments on the upper floors. Examples include:

Establishment Name	Address
Retail	
Cornell Clothing Co.	24 N Park Place
Linnets Flowers on the Square Ltd.	30 N Park Place
Glamour Boutique	32 N 3 rd Street
Apple Crate Antiques	19 W Church Street
GG Motors	79 N 2 nd Street
Canal Market District	36 E Canal Street
Pugh's Designer Jewelers	12 W Main Street
Dining	
Mariposa Mexican	5 N 3 rd Street
Elliot's Wood Fired Kitchen & Tap	16 W Main Street
Buckeye Winery	25 N 3 rd Street
Daisy's Diner	3 W Church Street
Moe's Original Bar B Que	21 W Church Street
Christy's Pizza	15 E Church Street
Shipp Brothers Brewing Restaurant and Tap Room	23 W Church Street
River Road Coffeehouse	26 N Park Place
Chickie's General Store	2 N Park Place
Baba's Grill	19 S Park Place
Draft House	15 W Main Street
Franks & Sammies	34 S 3 rd Street
1922 On The Square	10 N Park Place
Golden Wok	22 ½ N Park Place
Elements Local Bistro	50 N 2 nd Street
MNCHS Kitchen	56 W Main Street
Services	
Park National Bank	50 N 3 rd Street
TrueCore Federal Credit Union	18 N 2 nd Street
Earthwork Recording Studio	1 S 3 rd Street
Licking County Board of Realtors	57 N 3 rd Street
Century 21 Frank Frye Real Estate	65 E Church Street

NEWORK Space	14 N Park Place
Government	

United States Postal Service	70 E Church Street
Newark City Building	40 W Main Street
Other	
The Midland Theatre	36 N Park Place
DoubleTree by Hilton Hotel	50 N 2 nd Street
The Works	55 S 1 st Street
Thirty-One West	31 W Church Street
Trinity Episcopal Church	76 E Main Street
Elks Lodge	73 N 3 rd Street

IV. QUALIFYING PERMIT HOLDERS

In accordance with O.R.C. 4301.82(B)(3), the DORA will encompass not fewer than four qualified permit holders.

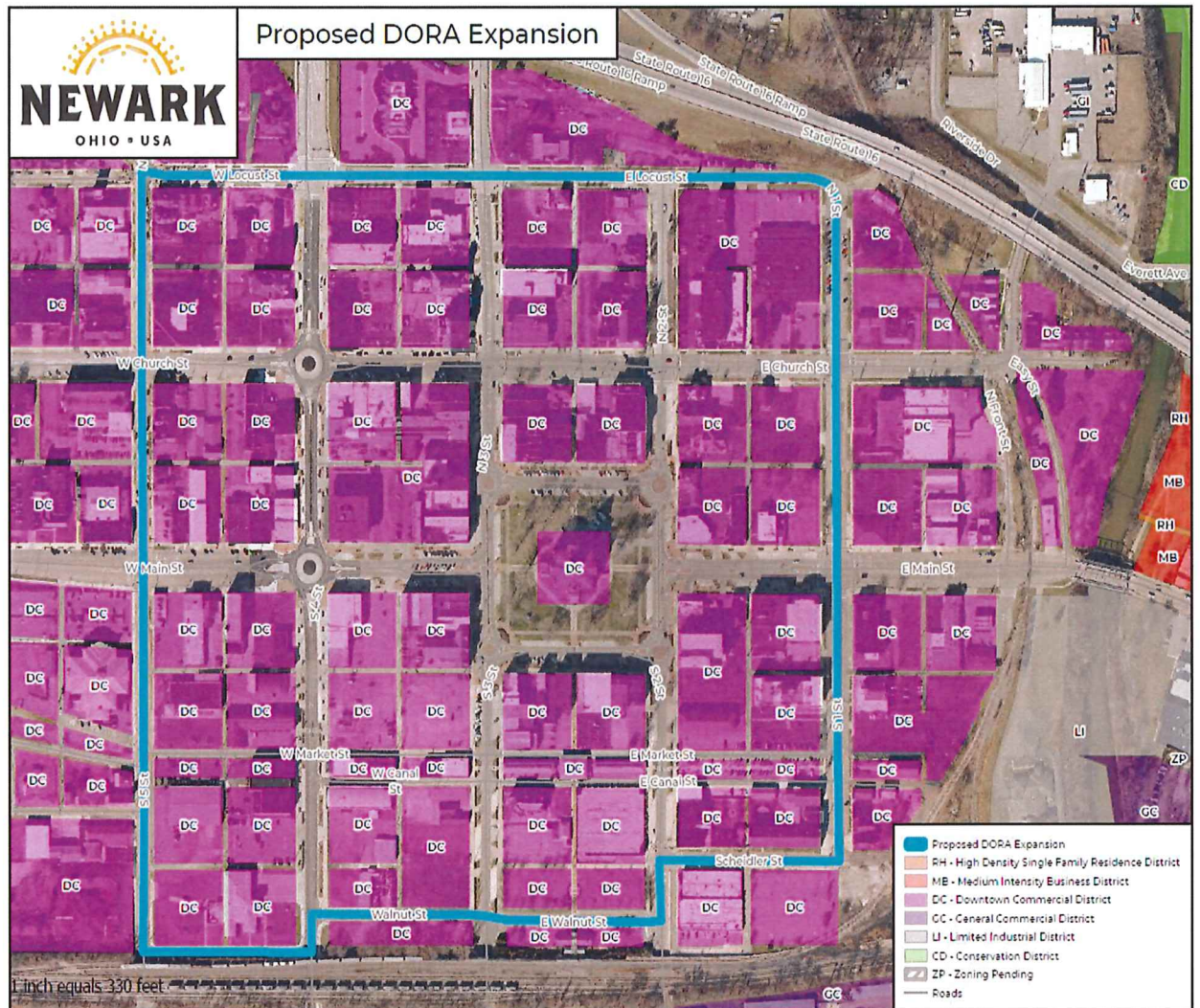
The City of Newark has identified (22) qualified permit holders that will likely be included in the DORA:

Business Name	DBA	Street Address	Permit Class	Permit Number	Parcel ID
Ten North Park LLC	1922 On The Square 1 st Fl & BSMT	10 N Park Pl	D5, D6	8829272	054-203370-00.000
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Park Place General LLC	Chickies General Store 1 st Fl & BSMT	2 N Park Pl	C1, C2	6694995	054-201834-00.000
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BPOE Lodge0391	Elks	73 N 3 rd St	D4, D6	0898401-39103	054-202614-00.000

V. LAND USE & ZONING

In accordance with O.R.C. 4301.82(B)(4), the parcels within the proposed expansion of the Downtown Newark DORA are zoned DC (Downtown Commercial District) and are in accord with Newark's master zoning plan.



VI. PUBLIC HEALTH & SAFETY

In accordance with O.R.C. 4301.82(B)(5), the proposed requirements for the purpose of ensuring public health and safety within the DORA shall include:

Administration: The DORA will be administered by NDP with guidance from the DORA Board. The DORA Board will include the following members:

- City of Newark Safety Director
- City of Newark Service Director
- Mayoral Appointment
- Newark Development Partners Appointment
- Downtown Newark Special Improvement District Appointment

Participation Requirements: Qualifying permit holders that desire to sell alcoholic beverages as part of providing an outdoor dining area in the City of Newark's right of way must comply with the following DORA requirements:

- Outdoor Dining Site Plan: Qualifying permit holders that desire to sell alcoholic beverages as part of providing an outdoor dining area in the City of Newark's right of way (adjacent to the establishment) must obtain a right of way permit and meet the requirements of the Codified Ordinances for right of way use and the DORA. The establishment must submit a site plan with dining table and sign locations. The permit review will ensure that there are adequate pedestrian passageways and that ingress/egress for emergency services is adequate. Failure to comply with the requirements of the permit can result in revocation.
- Signage (See Exhibit A for proposed signage and branding):
 - Boundary Signage: At least two signs must be purchased by each establishment including a stand with wheels for signage mobility. Signs shall be designed by NDP in accordance to Newark's signage and wayfinding plan.
 - Door Signage: Each establishment must place a sticker or sign on the building's frontage signaling participation in the DORA. Stickers and signs shall be designed by NDP in accordance to Newark's signage and wayfinding plan.
- Beverage Containers: Participating establishments must serve beverages in clear, plastic cups purchased from NDP. Permissible cups and color assigned labels consistent with Newark's signage and wayfinding plan will be purchased and distributed by NDP APPROVED BY THE DORA BOARD
- Wristbands: Single-day wear wristbands consistent with Newark's signage and wayfinding plan would be distributed by Newark Development Partners to participating establishments. Each establishment must obtain wristbands from NDP to be sold to DORA patrons for \$1. One wristband must be purchased by each participating patron per day of use during special events or when otherwise required by the DORA Board. The revenue received from the sale of wristbands

~~will be applied to operational costs of the Downtown Newark DORA. (See Exhibit A for proposed signage and branding).~~

Sanitation Plan: Outdoor dining tables are required to be bused by establishment staff after each patron departs. Trash receptacles will be emptied before and after each event with additional receptacles placed within the DORA as needed. Additionally, event organizers may be required to pay for special duty officers or overtime for public service or safety workers if necessary to ensure adequate health, public, and safety requirements.

Hours of Operation: Rules and regulations of the Downtown Newark DORA will be applicable during the following patio hours:

~~Sunday: 10:00 AM—10:00 PM~~

~~Monday—Thursday: 11:00—10:00 AM—10:00 PM~~

~~Friday: 11:00 AM—11:00 PM~~

~~Saturday and Approved Holidays: 10:00AM—11:00PM~~

Sunday through Saturday (including approved Holidays) 10:00AM--10:00PM.

The DORA will also be in effect during special events. Organizers of special events must submit an application to the DORA Board to be included.

Any additional REGULATIONS, events and/or amended hours must be approved by the DORA Board AND BE IN ACCORD WITH THE OHIO REVISED CODE.

THE MAYOR AND/OR THE CHIEF OF POLICE MAY SUSPEND THE OPERATION OF THE DORA IN THE INTEREST OF PUBLIC SAFETY OR FOR A SPECIAL EVENT.

Special Events: The City of Newark requires a permit for the use of public right-of-way. As is the City's practice, each event will be reviewed by the City's Departments. Permit requirements may differ between events depending on their size, layout, use of right-of-way, and program. However, each event will be reviewed to ensure that adequate sanitation, signage and public safety requirements are established. The necessity for portable bathrooms, handicap accessibility, pedestrian mobility, police, fire and emergency medical ingress and egress, crowd control, DORA boundary management and trash management (dumpsters, cans, pick-up, etc.) will be addressed. Event organizers may be required to pay for special duty officers or overtime for public service or safety workers if necessary to ensure adequate health, public and safety requirements.

Temporary Permits and the DORA: F-class permit holders which sponsor an event located inside the DORA that desire to sell alcoholic beverages as part of the Downtown Newark DORA may, as provided by state law, apply to the Division of Liquor Control for issuance of an outdoor refreshment area designation. An F permit holder that receives a designation must comply with all laws, rules, and regulations that govern the permit, comply with the public health and safety requirements established for the DORA, and not block ingress or egress to the DORA or any other liquor permit premises located within

the area.

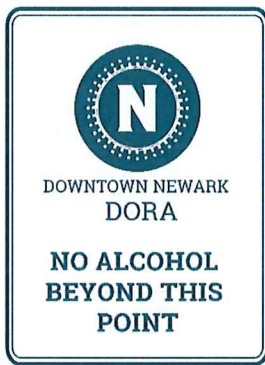
EXHIBIT A

The following logo will appear on all DORA containers, AND signs, stickers, and wristbands:



DOWNTOWN NEWARK
DORA

Sample Boundary Sign:



ORDINANCE NO. 25-08

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 134 EAST MAIN STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-186858-00.000, #054-186876-00.000, #054-186864-00.000, #054-186870-00.000, AND #054-195762-00.000 FROM THAT OF MB – MEDIUM INTENSITY BUSINESS ZONING DISTRICT TO DC – DOWNTOWN ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from MB – MEDIUM INTENSITY BUSINESS ZONING DISTRICT TO DC – DOWNTOWN ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

SEE EXHIBIT “A” FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 20____.

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

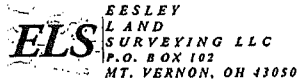
DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED:  _____
Director of Law

DESCRIPTION APPROVED: _____
Brian Morehead, Engineer

Prepared by the Office of the Director of Law



Email: Eric @EasleyLandSurveying.com
August 2, 2024

PRE-APPROVAL	
LICKING COUNTY ENGINEER	
APPROVED <input checked="" type="checkbox"/>	CONDITIONAL <input type="checkbox"/>
APPROVED BY: [Signature]	
DATE: 08/09/2024	

Phone: 740-501-0190
Job No. 24-0204

Surveyor's Description ~ 1.530 Acres in all

All of PID 054-186858-00.000 ~ All of Lots 3063 & 3064 & Vacated Alley – 0.314 Ac.
All of PID 054-186876-00.000 ~ All of Lots 3065 & 3066 – 0.246 Ac.
All of PID 054-186864-00.000 ~ Part of Lot 3130 - 0.173 Acres
All of PID 054-186870-00.000 ~ Part of Lots 3131 & 3132 - 0.451 Ac.
All of PID 054-195762-00.000 ~ Part of Lots 3127 & 3129 – 0.346 Ac.

The parcel herein described is known as being the same lands conveyed to RJR LLC as described in Instrument No. 201902040002095 and is situated in and all of Lots 3063, 3064, 3065 3066, All of the vacated alley (Ord. No. 5202 dated 03/19/40) and Part of Lots 3127, 3129, 3130, 3131 and 3132 in the Grable, Clifton & Linafelter Addition (Plat Book 3 Page 113) to the City of Newark in the U.S Military Lands of Licking, County, Ohio and is better described as follows:

Beginning for a reference at a set 5/8" iron pin at the Southeast Corner of Lot 3066 in Grable, Clifton & Linafelter Addition (Plat Book 3 Page 113) to the City of Newark on the north line of East Main Street (Varying R/W);

Thence, with the south line of Lots 3066, 3065 & 3064 and the north line of East Main Street, **South 88 degree 08 minutes 16 seconds West, 120.00 feet** to a set 2" Magnetic Nail at the Southwest Corner of Lot 3064;

Thence, with the south line of Lot 3063, **North 73 degrees 53 minutes 04 seconds West, 45.41 feet** to the southwest corner of Lot 3063;

Thence, with the west line of the Grable, Clifton and Linafelter Addition, **North 4 degree 12 minutes 20 seconds East**, passing a set 5/8" iron pin at 120.90 feet on the northwest corner of Lot 3063, a total distance of **371.33 feet** to a set 5/8" iron pin at the Northwest Corner of Lot 3127;

Thence, with the north line of Lot 3127 and the south line of Joe Curry (Instr. No. 202003120006056), **South 85 degrees 47 minutes 40 seconds East, 188.00 feet** to a set 5/8" iron pin;

Thence, with the west line of George James Alexzander Bryan & Laquayla L. Megginson (Instr. No. 202102280003269), Christiane Properties LLC (Instr. No. 201906110011405), Jason W. & Sherry K. Campbell (Instr. No. 201804300008325), Steven & Patricia Trout (O.R. 427 Pg. 202) & Brooke Sousa Capital LLC (Instr. No. 202204220010064), **South 4 degrees 12 minutes 20 seconds West**, passing an existing 5/8" iron pin at 120.00 feet, a total distance of **214.35 feet** to a set 5/8" iron pin on the south line of Lot 3132, the same being the north line of an alley (16' R/W);

Thence, with the south line of Lot 3132 and the north line of the said alley, **South 88 degrees 08 minutes 16 seconds West, 24.38 feet** to a set 5/8" iron pin;

Thence, with the west line of Lot 3067 extended and the west line of East Mound Community Dev. Corp. (O.R. 608 Pg. 869), **South 4 degrees 12 minutes 20 seconds West**, passing an existing 3" iron pipe at 12.73 feet, a total distance of **151.09 feet** to the **Point of Beginning**.

Documentation
APPROVED For Zoning Purposes
1 By [Signature]
Div. of Engineering
City of Newark, Ohio
2 AUG 05

Containing 1.530 Acres, of which, 0.173 acres are in Lot 3127, 0.173 acres are in Lot 3129, 0.173 acres are in Lot 3130, 0.173 acres are in Lot 3131, 0.278 acres are in Lot 3132, 0.130 acres in Lot 3063, 0.123 acres are in Lot 3064, 0.123 acres are in Lot 3065, 0.123 acres are in Lot 3066, 0.061 acres are in the vacated alley (Ord. No. 5202 dated 3/19/40) and being subject to all legal roads, easements, and restrictions of record.

"Bearings are based on the Ohio State Plane Coordinate System, Ohio South Zone, NAD83 (CORS), as established using GPS Observations processed against the Ohio CORS network, with the east line of North Avenue as bearing North 4 degree 12 minutes 20 seconds East, and are used to denote angles only.

All iron pins set are 5/8" x 30" rebar with a 2" aluminum ID cap stamped "Paul J. Boeshart - S-6512".

I, Paul J. Boeshart, with Eesley Land Surveying, hereby certify that the above description represents a true and correct survey and all measurements were made under my direct supervision in accordance with Chapter 4733-37 of the Ohio Administration Code in August, 2024.



Paul J. Boeshart, Professional Land Surveyor
Registration No. S-6512

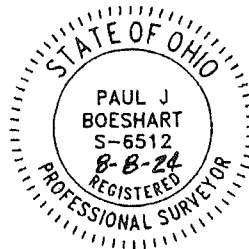


EXHIBIT A

Situated in the State of Ohio, County of Licking, City of Newark and being Lots Numbered 3063, 3064, 3065, 3066, and the entire vacated alley lying to the north of said Lots and the portions of Lots 3132, 3131, 3130, 3129, 3127, 3123 and 3121 which lie westerly of the east line of a fifteen foot right-of-way, these portions being about 188 feet in depth, east to west in the Grable, Clifton and Linafelter Addition as recorded in Plat Book 3 at Plat 113, Plat Records.

Being all of that portion of the alley north of lots 3063 to 3066 to south line of lot 3132 being 16' feet in width. Said alley being vacated by the City of Newark - Ordinance No. 5202, passed on March 19, 1940.



02121190503113001000



02121190503113008000



02121190503113002000



02121190503113028000



02121190503113004000



02121190503113028100



02121190503113005000



02121190503113028200



02121190503113006000



02121190503113029000



02121190503113007000



02121190503113030000

ORDINANCE NO. 25-09

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 330 THORNWOOD DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216702-00.000 FROM THAT OF MFC – MULTI-FAMILY CONDO ZONING DISTRICT TO MFH – MULTI-FAMILY HIGH RISE ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from MFC – MULTI-FAMILY CONDO ZONING DISTRICT TO MFH – MULTI-FAMILY HIGH RISE ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

SEE EXHIBIT “A” FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 20____.

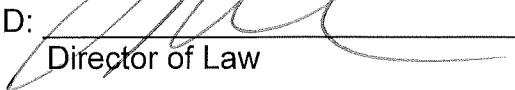
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: 
Director of Law

DESCRIPTION APPROVED: _____
Brian Morehead, Engineer

Prepared by the Office of the Director of Law

PC-25-16

PRE-APPROVAL	
LICKING COUNTY ENGINEER	
APPROVED	CONDITIONAL
<input type="checkbox"/>	<input checked="" type="checkbox"/> BS
APPROVED BY:	
DATE:	12/27/24

EXHIBIT A

9.186 acres
Thornwood Dr Newark, OH 43055
Parcel No. 054-216702-00.000

** Poor Exception*

Situated in the State of Ohio, County of Licking, City of Newark, being part of Quarter Township 3, Township 2 North, Range 12 West, United States Military Lands, being 9.186 acres conveyed to Carman Wee in Official Record Volume 452, Page 574 and being more particularly described as follows:

Commencing at an Iron pin set at the centerline intersection of Reddington Road (Township Road 131) with Thornwood Drive (Township Road 134);

Thence North 89 degrees 40' 09" East, with the centerline of Reddington Road, a distance of 491.44 feet to a railroad spike, set in the westerly line of premises conveyed to Thomas J. Evans Foundation by Official Record Volume 809, Page 1018 (formerly T & C.O. Railroad);

Thence, South 47 degrees 22' 33" East, with the westerly line of said Evans tract, a distance of 841.40 feet to an Iron pin set in the easterly line of a 18.25 acre tract (Parcel One) conveyed to Hans S. Wee by Official Record Volume 694, Page 361 at the northerly corner of a 0.205 acre tract (Parcel Two) conveyed to Hans S. Wee by Official Record Volume 694, page 361;

Thence, South 01 degrees 55' 55" West, with the easterly line of said 18.25 acre tract and the westerly line of said 0.205 acre tract, and the westerly line of a 6.236 acre tract conveyed to Carman Wee by Official Record Volume 452, Page 572, (passing over a 1/2" rebar at 93.53 feet) a total distance of 293.83 feet, to an Iron pin set at the southeasterly corner of said 18.25 acre tract and the northeasterly corner of said 9.186 acre tract, and being the True Place of Beginning of the tract herein to be described;

Thence, from said True Place of Beginning, South 01 degrees 55' 55" West, with the westerly line of said 6.236 acre tract and the easterly line of said 9.186 acre tract, a distance of 349.53 feet to a 1/2" rebar found at the southwesterly corner of said 9.186 acre tract and being in the northerly line of a 10.00 acre tract conveyed to Roy A. Vaughn & Dorothy M. Vaughn by Instrument Number 20008180026402;

Thence, North 86 degrees 49' 40" West, with the northerly line of said 10.00 acre tract and the southerly line of said 9.186 acre tract a distance of 431.12 feet to an Iron pin set at the northwesterly corner of said 10.00 acre tract, at the northwesterly corner of a 9.56 acre tract conveyed to Mary L. Smith by Instrument Number 199912290052185;

Thence, North 85 degrees 51' 26" West, with the northerly line of said 9.56 acre tract and the southerly line of said 9.186 acre tract (passing over an Iron pin set at 685.32 feet), a total distance of 710.33 feet to an Iron pin found in the centerline of Thornwood Drive (County Road 134), at the southwesterly corner of said 9.186 acre tract and the northwesterly corner of said 9.56 acre tract;

Thence, North 03 degrees 24' 14" East, with the centerline of said Thornwood Drive a distance of 350.01 feet to an Iron pin found at the northwesterly corner of said 9.186 acre tract and being the southwesterly corner of said 18.25 acre tract;

Thence, South 86 degrees 11' 27" East, with the southerly line of said 18.25 acre tract and the northerly line of said 9.186 acre tract (passing over an Iron pin set at 25.12 feet), a total distance of 1132.44 feet to The True Place of Beginning.

Containing 9.186 acres of land, more or less.

Subject, however, to all easements, restrictions and rights-of-way of record, if any.

LESS AND EXCEPTING THEREFROM THE 3.862 Acres platted on Plat for The Overlook Subdivision of record as Instrument No. 202309230017425, Recorder's Office, Licking County, Ohio.

DESIGNATION
APPROVED FOR ZONING PURPOSES
By *[Signature]*
Div. of Engineering
City of Newark, Ohio

ORDINANCE NO. 25-10

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 360 THORNWOOD DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216624-00.000 FROM THAT OF MFC – MULTI-FAMILY CONDO ZONING DISTRICT TO MFH – MULTI-FAMILY HIGH RISE ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from MFC – MULTI-FAMILY CONDO ZONING DISTRICT TO MFH – MULTI-FAMILY HIGH RISE ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

SEE EXHIBIT “A” FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 20____.

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
Director of Law

DESCRIPTION APPROVED: _____
Brian Morehead, Engineer

Prepared by the Office of the Director of Law

DOCA 10714
APPROVED For Zoning
By Bur M. M. PARADES
Div. of Engineering
City of Newark, Ohio