

CHAPTER 705 – DESIGNATED OUTDOOR REFRESHMENT AREA

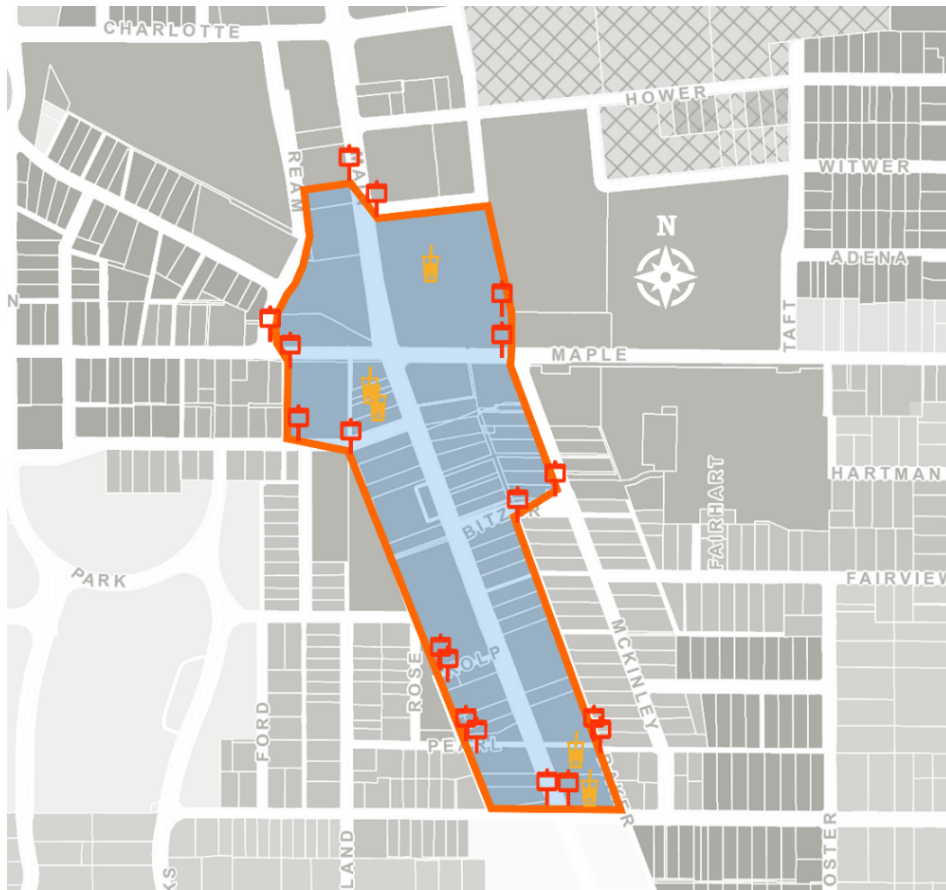
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(Ord. 55-2020 eff. 12/30/2020)

SECTION 705.01 ESTABLISHMENT AND BOUNDARIES

(a) A Designated Outdoor Refreshment Area (DORA) as defined under ORC Section 4301.82 is hereby established in the City of North Canton as depicted in the map below.

(1) Figure 705.01(a)(1) Map of North Canton DORA.



(Ord. 45-2022 eff. 07/28/2022)

(b) The boundaries of the DORA shall be designated by signs denoting the existence, boundaries, and limitations of the DORA to be placed on either side of each roadway leading into or out of the DORA as marked on the Map.

(c) The following addresses shall constitute the boundaries of the DORA as shown on the map.

- (1) N Main St.: The Northern lines of 225 and 210 N Main St.
- (2) W Maple St.: The western lines of 101 N Main St. and Parcel Number 10008695.
- (3) Harmon St. SW: The western lines of Parcel Number 10008695 and Parcel Number 9280772.
- (4) Kolp Pl SW: from the western line of 116 Kolp Pl. SW then perpendicular to the street across Kolp Pl.
- (5) Pearl Pl. SW: The western lines of 627 and 707 S Main St.
- (6) S Main St.: The southern lines of 717 and 720 S Main St.
- (7) Pearl Pl. SE: The eastern lines of 624 and 708 S Main St.
- (8) Bitzer St. SE: From the Eastern line of 400 S Main St. then perpendicular to the street across Bitzer St. SE.
- (9) E. Maple St. From the line between Parcel Numbers 10000419 and 10000417 then perpendicular to the street across E Maple St.

(Ord. 65-2022 eff. 12/15/2022)

SECTION 705.02 DEFINITIONS

For the purposes of this Chapter “Qualified Permit Holder” shall have the same meaning as defined in ORC 4301.82(A) or its successor provisions.

SECTION 705.03 DORA REGULATIONS

(a) Within the established DORA a person may have in the person’s possession one (1) open container of beer, wine, or other intoxicating liquor at an outdoor location within the DORA provided the open container of beer, wine, or intoxicating liquor was purchased from a qualified permit holder to which both of the following apply:

- (1) The permit holder’s premises are located within the DORA; and
- (2) The permit held by the permit holder has been issued an outdoor refreshment area designation by the Ohio Division of Liquor Control.

(b) Within the DORA no person shall do any of the following:

- (1) Enter the premises of an establishment of a qualified permit holder within the DORA while possessing an open container of beer, wine, or other intoxicating liquor acquired elsewhere;
- (2) Possess an open container of beer, wine, or intoxicating liquor while being in or on a motor vehicle within the DORA, unless the possession is otherwise authorized under Divisions (D) or (E) of ORC Section 4301.62;
- (3) Remove any open container of beer, wine, or intoxicating liquor from within the DORA, as established by this ordinance.

(c) Within the DORA beer, wine, and intoxicating liquor shall only be served and consumed in official DORA Cups which shall be specially designated non-glass containers, produced and provided by the City or the City's Agent.

- (1) The Official DORA Cup shall be distinctly marked with a clear DORA logo.
- (2) The City or its agent may charge such fees as are necessary to reimburse the costs of producing the cups and additional fees of up to 100% of the cost of producing the cups with proceeds from such additional fees to go exclusively towards the offsetting of costs incurred by the City for the administration of the DORA.

(Ord. 65-2022 eff. 12/15/2022)

SECTION 705.04 HOURS OF OPERATION

(a) The hours of operation of the DORA will be Sunday through Saturday from 12:00 PM to 11:00 PM daily and such other special dates and times as may be designated by the Mayor.

(Ord. 45-2022 eff. 07/28/2022)

(b) City Council reserves the right to temporarily suspend all DORA operations, by a vote of Council, for a period not to exceed seven (7) days in order to accommodate the permitting of special events that may occur within the boundaries of the DORA. Organizations desiring to hold an alcohol-free special event within the DORA must complete and submit a special events application to the Department of Administration not less than 90 days before the date of the event. (Ord. 65-2022 eff. 12/15/2022)

SECTION 705.05 SAFETY AND SANITATION PLANS

(a) The City of North Canton DORA Safety and Sanitation Plans are hereby approved as kept on file by the Department of Administration.

(b) The Director of Administration is authorized to amend the North Canton DORA Safety or Sanitation Plans provided notice of such changes is given to City Council at least fourteen (14) days prior to such changes taking effect.

SECTION 705.06 REVIEW AND AMENDMENT

(a) Beginning in 2025, and every fifth year thereafter City Council shall review the operation of the DORA and, by ordinance, either approve the continued operation of the area or dissolve the DORA. Notice of such proposed action shall be published in a newspaper of general circulation once a week for two consecutive weeks prior to its adoption by Council.

(b) That City Council may, at any time, by ordinance, dissolve all or part of the DORA provided that notice of such proposed action is published in a newspaper of general circulation once a week for two consecutive weeks prior to its adoption by Council.

SECTION 705.07 PENALTY

Whosoever violates the provisions of Section 705.03 or Section 705.04 shall be guilty of a minor misdemeanor.