



RESOLUTION R-48-2026

A RESOLUTION TO APPROVE THE CONTINUED OPERATION OF A DESIGNATED OUTDOOR REFRESHMENT AREA (DORA) FOR THE NEW ALBANY VILLAGE CENTER

WHEREAS, the City of New Albany established a Designated Outdoor Refreshment Area (“DORA”) via Resolution R-53-2026 adopted on November 16, 2021; and

WHEREAS, pursuant to the provisions of Ohio Revised Code Section 4301.82(I)(1), five (5) years after the date of creation of an outdoor refreshment area and every five (5) years thereafter, the legislative authority of the municipal corporation shall review the operation area and shall either approve the continued operation of the area or dissolve the area; and

WHEREAS, council finds that the DORA has operated in a manner consistent with its intended purposes and has furthered council’s objective of enhancing economic activity and bringing more people together to enjoy the Village Center; and

WHEREAS, the city has provided public notice of its proposed action consistent with O.R.C. 4301.82(I)(1); and

WHEREAS, city council wishes to continue the DORA under the established regulations adopted as part of Resolution R-53-2021 and affirmed herein.

NOW, THEREFORE, BE IT RESOLVED by Council for the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1. Council hereby authorizes the continuance of the Designated Outdoor Refreshment Area for the New Albany Village Center upon the regulations set forth in Exhibit A attached hereto and made a part hereof.

Section 2. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this legislation were adopted in an open meeting of the council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Section 3. Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2026.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared: 10/13/2026

Introduced: 11/03/2026

Revised:

Adopted:

Effective:

**Application to the Council of the City of New Albany, Ohio for the establishment
of a Designated Outdoor Refreshment Area, with specific boundaries, in the
Village Center area.**

Submitted: October 6, 2021

Introduction

The City Manager of New Albany, Ohio respectfully submits the following application to the City Council of New Albany, Ohio to approve and establish a Designated Outdoor Refreshment Area (DORA), pursuant to Ohio Revised Code (ORC) 4301.82. The proposed application meets all the state requirements.

A DORA is an area where the open carry restrictions do not apply at particular hours, and adults are permitted to possess and consume alcohol in public, with certain restrictions. DORAs have already been established in several cities in central Ohio. The purpose of New Albany's DORA would be to promote economic development of the Village Center by creating an exciting destination that will increase the number of customers for local businesses and to support residents' desire for more retail and restaurant opportunities in the community.

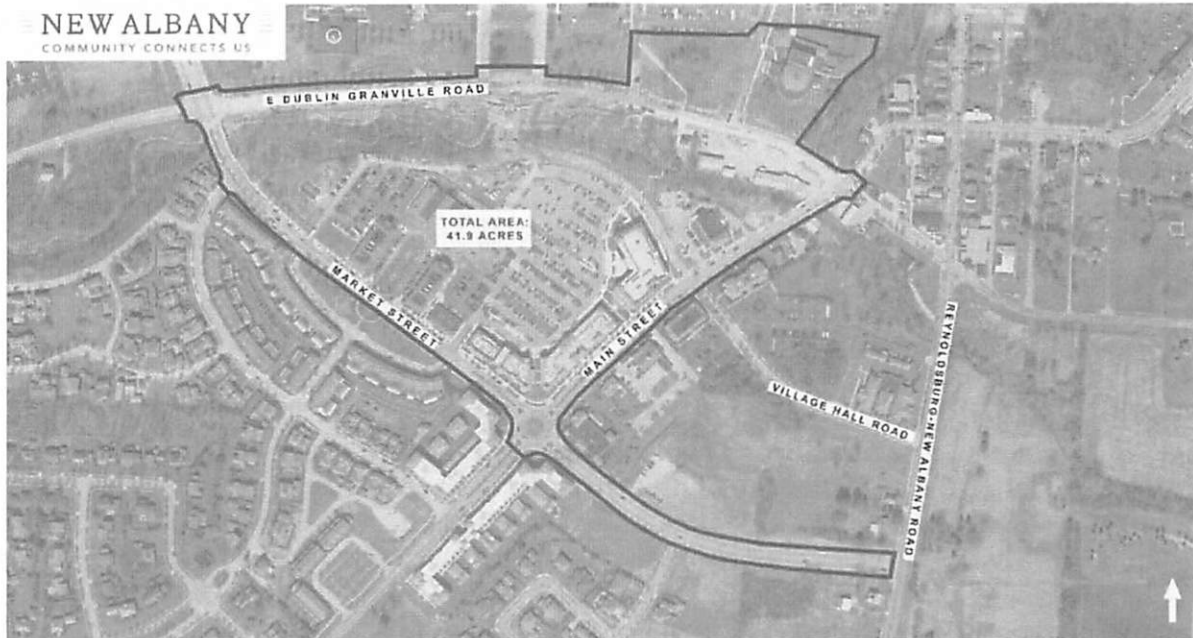
Section 1 – Boundaries

Pursuant to ORC 4301.82(B)(1)(a) and F(1)(a), the boundaries of the DORA are depicted on the map on the next page. The specific boundaries of the DORA, including street addresses are shown below. This proposed DORA is approximately 41.9 acres, and the limit for a DORA boundary in a city with less than 35,000 residents is one hundred and fifty contiguous acres.

Street Name	Range	Even/Odd
W. Granville St	100-170	Even
W. Granville St	65-501	Odd
E. Dublin Granville Rd	6401-6601	Odd
W. Main St	60-250	Even
Market St	120-310	Even

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DORA Boundaries Map



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Section 2 – Nature and Types of Establishments Located within the Proposed DORA

Pursuant to ORC 4301.82(B)(2), the nature and types of establishments located within the DORA are as follows:

The DORA encompasses portions of the New Albany Village Center, including portions of the Market Square Development, Rose Run Park and the City's Arts District. Within the DORA, the majority of the buildings have retail and restaurants on their first floor. The floors above are primarily comprised of office space. The McCoy Performing Arts Center and the Hinson Amphitheater are performing arts spaces located with the boundary. There is also undeveloped land within the DORA boundary that is expected to be developed with a mix of uses. There are no residential uses within the DORA boundary.

Examples of the establishments located in the DORA:

Name	Type	Address
Starbucks	Restaurant	220 Market St
Whit's Frozen Custard	Restaurant	220 Market St, Suite B,
Rusty Bucket	Restaurant	180 Market St, Suite A
Mellow Mushroom	Restaurant	260 Market St, Suite A
Fox in the Snow	Restaurant	160 W Main St, Suite G
Hudson 29	Restaurant	260 Market St, Suite D
BrewDog	Restaurant	97 E Dublin Granville Rd
Tailfeathers Boutique & Three French Hens	Retail	220 Market St, Suite E
Hayley Gallery	Retail – Art	260 Market St, Suite B
PetPeople	Retail	160 W Main St, Suite C
Columbus OBGYN	Health Services	160 W Main St, Suite 220
Philip Heit Center for Healthy New Albany	Health Services, Health/Fitness Facility	150 W Main St
Columbus Metropolitan Library: New Albany Branch	Institutional	200 Market St

Section 3 – Qualified Permit Holders

Pursuant to ORC 4301.82(B)(3), the DORA will encompass not fewer than four qualified permit holders as defined by ORC 4301.82(A), which are identified in the chart below. As new establishments receive a permit in the DORA area, they will be added.

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Permit Number	Permit Name	DBA	Address
09124150030	BrewDog	Restaurant	97 E Dublin Granville Rd
11924580015	Rusty Bucket	Restaurant	180 Market St, Suite A
98757080020	Mellow Mushroom	Restaurant	260 Market St, Suite A
12046700145	Hudson 29	Restaurant	260 Market St, Suite D

Section 4 – Master Zoning Plan for Area

Pursuant to ORC 4301.82(B)(4), the uses of land within the DORA are in accord with the master zoning map of the City of New Albany and the parcels are zoned as follows:

- UC (Urban Center), I-PUD (Infill Planned Development) and C-PUD (Comprehensive Planned Development).

Eating and drinking establishments that serve alcohol are permitted uses in all the above zoning districts except in the UC Park and UC Campus Subdistricts. The proposed DORA is located within an area of the city that supports mixed uses such as entertainment, performing arts, dining, retail, office, residential and parkland and will serve to complement the uses within this area.

Section 5 – Proposed Requirement for the Purpose of Ensuring Public Health and Safety

Section 5.1 – Safety Plan

Pursuant to ORC 4301.82(B)(5) and (F)(1)(d), a Safety Plan has been developed to ensure public safety within the DORA. The New Albany Police Department is committed to working with the community and the businesses within the DORA to preserve and maintain the safety and security of all who visit and work within. The New Albany Police Department has multiple resources which can be utilized to maintain public safety within the DORA.

The Public Safety Plan includes:

- Uniformed officers will patrol the DORA as part of their regular patrol responsibilities.
- The department will ensure extra police patrols to include cruiser, foot, and bike officers during the DORA's hours of operation.

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- In the event of an above average number of people within the area, the on-duty supervisor or officer in charge will assign an officer(s) to be stationed within the DORA.
- The chief of police or his/her designee may assign additional officers or request mutual aid to provide law enforcement services to the DORA during scheduled special events.
- The city may require special event organizers to provide additional security by hiring off-duty police officers, reimbursing the city for overtime, or hiring private security to be present during the event.
- During the first six months of the DORA, the chief of police and the department's command staff will review the Safety Plan monthly during its regularly scheduled staff meeting. If needed, the Safety Plan will be modified.

The chief of police has determined that the Safety Plan referenced above is sufficient to maintain public safety within the DORA and can be implemented with the existing personnel of the New Albany Police Department.

Section 5.1.1 – Additional Rules and Requirements

Pursuant to ORC § 4301.82(B)(5), and in conjunction with other rules, standards and requirements set forth in this application, additional rules and requirements for the purpose of ensuring public safety and health within the DORA are as follows:

- A person may have possession of an open container of beer, wine, or intoxicating liquor outdoors within the DORA if such alcoholic beverage was purchased from a qualified permit holder to which both of the following apply:
 - The permit holder's premises is located within the DORA; and
 - The permit holders permit has an outdoor refreshment area designation.
- No Person shall do any of the following:
 - Enter the premises of an establishment of a qualified permit holder within the DORA
 - while possessing an open container of beer, wine, or intoxicating liquor acquired elsewhere, or

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- 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 division (D) or (E) of ORC § 4301.62.

Section 5.1.2 – Sanitation Plan

Pursuant to ORC § 4301.82 (B)(5), (F)(1)(e), and (F)(1)(f), a Sanitation Plan has been developed that will help maintain the appearance and public health of the area within the DORA.

There are currently sufficient permanent trash receptacles located within the proposed DORA. The trash receptacles will be serviced by the city or its designee on a regular schedule. City staff will monitor the receptacles and coordinate additional collections, if needed.

Trash receptacles may be moved, and additional trash receptacles may be added within the DORA at the discretion of the city manager or designee. Upon approval of the city manager or designee, additional receptacles may be added by the city or any permit holder, and the servicing of such receptacles shall remain the responsibility of the installing entity.

Temporary receptacles will be placed at various locations throughout the DORA during special events depending on the size of the event and the attendance expected. The purchase, installation, maintenance and removal of temporary trash receptacles will be the responsibility of the event organizers.

Additionally, each participating establishment will be required to provide and maintain adequate trash receptacles at the entryways of their respective businesses and/or patio areas.

The city manager or designee shall evaluate the need and frequency of street sweeping and the servicing of trash receptacles, and, if needed or advisable, implement changes or modifications to the Sanitation Plan during the existence of the DORA.

The city manager has determined that the Sanitation Plan described herein is sufficient to help maintain the appearance and public health within the DORA. This Sanitation Plan can be carried out utilizing existing city personnel.

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Section 6 – Additional Information

Section 6.1 – Signage

Pursuant to ORC § 4301.82 (F)(1)(b), there will be approximately 40 signs designating the DORA boundaries. The signs will be mounted and located at all street intersections along the DORA boundaries.

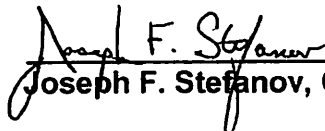
Section 6.2 – Hours of Operation & Events

Pursuant to ORC § 4301.82 (F)(1)(c), the hours of operation for the DORA will be:

- Thursday–Saturday 5 p.m. – 10 p.m., unless otherwise approved by the city manager or designee.
- These hours/days can be changed by City Council at any time.

The city requires that each Community Event held within the DORA receives a permit through the office of the city manager. Permit requirements may differ between events depending on their size, layout, use of public 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 of portable restrooms, ADA accessibility, pedestrian mobility, public safety access, crowd control, DORA boundary management, and trash management will be addressed. Should an event include the sale of alcohol within the DORA Boundaries, such requests will require Council approval and require an F class license from the Ohio Department of Liquor control.

Submitted by:



Joseph F. Stefanov, City Manager

Oct 6, 2021

Date