

**CITY OF HILLSBORO, OHIO  
ORDINANCE NO. 2025-05**

**AN ORDINANCE EXPANDING A DESIGNATED OUTDOOR REFRESHMENT AREA (DORA)**

**WHEREAS**, Pursuant to the provisions of Ohio Revised Code 4301.82 and City of Hillsboro Ordinance 2023-14, the City of Hillsboro established a designated outdoor refreshment area ("DORA"); and

**WHEREAS**, on February 11, 2025 the Mayor of Hillsboro submitted an application to City Council for approval of an expansion of the existing DORA (the "DORA Application"); and

**WHEREAS**, pursuant to R.C. 4301.82, notice of the filing of the DORA Application was published in a newspaper of general circulation in the City on February 19, 2025 and February 22, 2025; and,

**WHEREAS**, the DORA Application as submitted, to include the premises of the permit holders located at the street addresses on Exhibit "A," meets the requirements of R.C. 4301.82, it being further clarified that the boundary of the DORA includes the premises of the permit holders located at the street addresses listed in Exhibit "A"; and,

**WHEREAS**, approval of the expanded DORA will serve to enhance the experiences of the patrons of the business establishments and the special events within the Hillsboro area.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HILLSBORO  
WITH A MAJORITY OF ALL COUNCIL MEMBERS CONCURRING THAT:**

**SECTION 1:** Council for the City of Hillsboro approves the DORA Application as having met the requirements of R.C. 4301.82, and approves the establishment of a Hillsboro Designated Outdoor Refreshment Area comprised of the area as depicted on "Exhibit A", attached hereto and incorporated herein by reference, 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 R.C. 4301.82.

**SECTION 2:** Council determines that all public notice requirements of R.C. 4301.82 prior to the passage of this Ordinance have been met.

**SECTION 3:** That in order to ensure public health and safety and in accordance with R.C. 4301.82, the number, spacing, and type of signage designating the DORA boundary shall be as set forth on Exhibit "B", attached hereto and incorporated herein by reference.

**SECTION 4:** The DORA encompasses 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. Also included on Exhibit "C" and in accordance with R.C. 4301.82 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.

**SECTION 5:** 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 R.C. 4301.82, including the manner in which the number of personnel needed to carry out the plan shall be determined.

**SECTION 6:** The Sanitation Plan that will help maintain the appearance and public health of the area as described on Exhibit "E", attached hereto and incorporated herein by reference is hereby approved as meeting the requirements of R.C. 4301.82, including the manner in which the number of personnel needed to carry out the plan shall be determined as provided in Exhibit "F."

1st Reading 2-13-2025  
2nd Reading 3-13-2025  
3rd Reading 4-16-2025

**SECTION 7:** As is required by R.C. 4301.82, beer, wine and intoxicating liquor shall only be served in designated cups, which shall be provided by the qualified permit holders Exhibit "G".

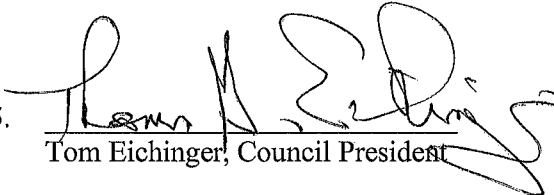
**SECTION 8:** Council shall review the requirements of the DORA, as established herein, compliant with Ohio Revised Code Section 4301.82 (I) (1) to determine whether to continue the DORA under the same or modified terms and conditions or dissolve it according to statutory provisions.

**SECTION 9:** The Clerk of Council is hereby instructed to forward a copy of this Ordinance to the Ohio Division of Liquor Control and to the investigative unit of the Ohio Department of Public Safety, all in accordance with R.C. 4301.82.

**SECTION 10:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 11:** This Ordinance shall take effect and be in full force upon passage by a majority of Council and approval by the Mayor.

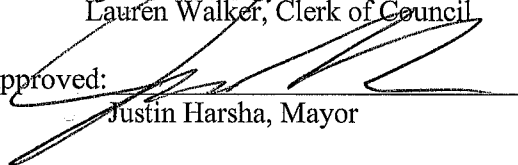
Passed this 16 day of April, 2025.

  
Tom Eichinger, Council President

Attest:

  
Lauren Walker, Clerk of Council

Approved:

  
Justin Harsha, Mayor

Date:

4/17/2025

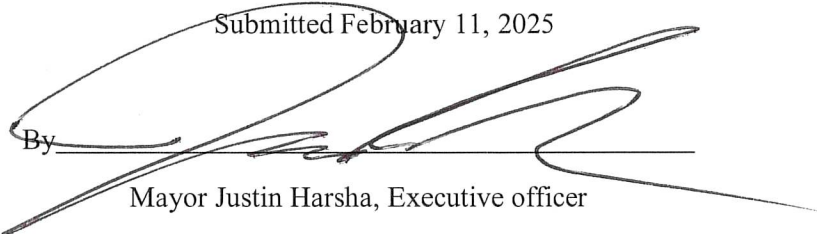
Prepared by the City Law Director.

APPLICATION TO THE CITY OF HILLSBORO  
*for the establishment of a*  
DESIGNATED OUTDOOR REFRESHMENT AREA  
ORC. 4301.82



The Executive officer of the City of Hillsboro, Ohio, Mayor Justin Harsha respectfully submits the following application to the City of Hillsboro legislative authority to expand an existing outdoor refreshment area to include additional property within the municipal corporation , in accordance with O.R.C. 4301.82.

Submitted February 11, 2025

By   
Mayor Justin Harsha, Executive officer

RECEIPT

The undersigned hereby acknowledges receipt of the foregoing Application.



Lauren Walker, Clerk of Council *(for)*  
The City Council for the City of Hillsboro

Dated:

2/11/2025

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**I. INTRODUCTION AND SUBMITTAL OF APPLICATION**

Section 4301.82 of the Ohio Revised Code (ORC) authorizes municipalities with a population of 50,000 or less to expand an existing outdoor refreshment area to include additional property within the municipal corporation. In order to consider creation of a DORA, the Executive Officer of the municipal corporation must file an application with the legislative authority of the municipal corporation, which meets certain

statutory requirements. Within forty-five days after the date the application is filed, the legislative authority shall publish notice of the application in one newspaper of general circulation in the municipal corporation, as provided in section 7.16 of the Revised Code. Not earlier than thirty but not later than sixty days after the initial publication of notice, the legislative authority shall approve or disapprove the application by either ordinance or resolution, as applicable.

The Executive officer of the City of Hillsboro, Ohio respectfully submits the following application for the expansion of a Designated Outdoor Refreshment Area ("DORA") to the legislative authority, in accordance with O.R.C. 4301.82.

A DORA in Hillsboro would encourage residents and visitors alike to support our businesses uptown and would create new opportunities for community events, all guided by the comprehensive vision for the City of Hillsboro. In 2019, the City Commission endorsed the Imagine Hillsboro comprehensive plan, which highlights reinventing the uptown as a destination. Objective 2 notes the need to "reinvent Uptown as a destination for both residents and visitors." Expansion of the DORA would fulfill the implantation action 4, which states to "investigate Entertainment District designation for the Uptown."

As outlined in this application, the Executive officer, City Commission, Hillsboro Police and Fire Divisions, City Safety and Service Director, and other City departments will work together to ensure the safe, professional implementation and execution of the DORA. The City of Hillsboro will review the DORA after five years have passed, in accordance with O.R.C. 4301.82.

The application includes the following sections:

Section II. A map or survey of the proposed DORA district.

Section III. A statement that the population requirement is met.

Section IV. A statement of the nature and types of establishments that are or will be within the proposed DORA.

Section V. Evidence that the land uses within the proposed DORA are in accord with the Municipal Corporation's master zoning plan or map.

Section VI. Proposed public health and safety requirements.



## SECTION II BOUNDARIES

In accordance with **O.R.C. 4301.82(B)(1)(b)**, the boundaries of the DORA are depicted on the following map and described as follows. A list of the street addresses within the DORA are also attached.

### Designated Outdoor Refreshment Area (DORA)

The proposed boundary is outlined in solid orange lines and encompasses an area of approximately 24 acres. The proposed boundary is defined as follows:

**DORA Legal Description:** (see page 6 and 7)



# STREET ADDRESSES IN THE DORA

| STREET NAME         | RANGE   | EVEN/ODD |
|---------------------|---------|----------|
| West Main Street    | 132-160 | EVEN     |
| West Main Street    | 101-157 | ODD      |
| West Main Street    | 226     | EVEN     |
| East Main Street    | 108-122 | EVEN     |
| East Main Street    | 109-151 | ODD      |
| North High Street   | 100-136 | EVEN     |
| North High Street   | 125-139 | ODD      |
| South High Street   | 100-142 | EVEN     |
| South High Street   | 101-139 | ODD      |
| West Beech Street   | 107     | ODD      |
| West Beech Street   | 235-237 | ODD      |
| South West Street   | 118     | EVEN     |
| Governor Trimble Pl | 126     | EVEN     |
| Governor Trimble Pl | 108     | EVEN     |
| Governor Foraker Pl | 107-119 | ODD      |

**DS2 Architects, Engineers, & Surveyors**  
**Todd A. Cluxton, P.S.**

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107 W. 2<sup>nd</sup> St. -- Maysville, Ky 41056  
O: 888-564-0961 – C: 937-690-9448  
www.ds2architects.com  
JOB No. 23-738  
Approximately 25 ACRES

A tract of land situated in the City of Hillsboro, Liberty Township, Highland County, State of Ohio,

Beginning at the intersection of the east line of Elm Street and south line of Beech Street,

Thence with the south line of Beech Street, in an easterly direction for approximately 544' to the intersection of the west line of an alley and the south line of Beech Street,

Thence with the west line of said alley approximately 412' in a southerly direction to a point in the north line of Main Street,

Thence with the north line of Main Street for approximately 275' in a easterly direction to the intersection of the north line of Main Street and the east line of West Street,

Thence with the east line of West Street for approximately 200' in a northerly direction to the intersection of said line and the south line of an alley,

Thence with the line of said alley for approximately 215' in an easterly direction to the intersection of said line and the east line another alley,

Thence with the east line of that alley approximately 111' in a northerly direction to the intersection of said line and the south line of another alley,

Thence with the line of that alley for approximately 200' in an easterly direction to the intersection of said line and the west line of another alley,

Thence with the west line of the alley for approximately 105' in a northerly direction to the intersection of said line and the south line of Beech Street,

Thence with south line of Beech Street for approximately 520' in an easterly direction to the intersection of said line and the west line of an alley,

Thence with the west line of said alley for approximately 215' in a southerly direction to the intersection of said alley and the south line of an alley,

Thence with the south right of way line of said alley for approximately 160' in a easterly direction to the northwest corner of the 0.23 acre tract conveyed to Doris Edgington,

Thence with the west line of said tract for approximately 200' in a southerly direction to point in the north line of Main Street,



Thence with the north line of Main Street for approximately 270' in an easterly direction to a point in the west line of East Street,

Thence with the west line of East Street for approximately 300' in a southerly direction to a point in the north line of an alley,

Thence with the north line of the alley for approximately 417' to a point in the west line of an alley,

Thence with the line of said alley for approximately 200' in a southerly direction to a point in the north line of Walnut Street,

Thence with the north line of Walnut Street for approximately 495' in a westerly direction to intersection of said line and the east line of an alley,

Thence with the east line of said alley for approximately 218' in a northerly direction to a point in the north line of an alley,

Thence with the north line of said alley for approximately 432' in an easterly direction to the intersection of said line and the east line of West Street,

Thence with the east right of way line for approximately 198' in a northerly direction to the intersection of said line and the south line of Main Street,

Thence with the south right of way line of Main Street for approximately 820' in a westerly direction to the intersection of said line and the east line of Elm Street,

Thence with the east line of Elm Street for approximately 524' to the Place of Beginning, containing approximately 25 acres.

This description was prepared on 1/31/2025 by Todd Cluxton, P.S., REG No. 8355.



  
TODD A. CLUXTON, P.S. 8355

### **SECTION III POPULATION REQUIREMENT STATEMENT**

In accordance with the **ORC 4301.82(B)(3)**, the proposed outdoor refreshment area is within a municipal corporation with a population of fifty thousand or less. This proposal is to establish one (1) "DORA" within the municipal corporation with a minimum of two qualified permit holders which have been identified. The Municipal Corporation population according to the federal decennial census is 6,481.

## SECTION IV NATURE AND TYPES OF ESTABLISHMENTS

In accordance with the **ORC 4301.82(B)(2)**, the nature and types of establishments located within the DORA area are as follows:

The DORA encompasses the Historic District and a community greenspace area that will be home to a future amphitheater and currently is used for community events. The types of establishments located within in the DORA are primarily businesses in the retail, dining or service sectors. The two establishments are qualified permit holders as defined by **ORC 4301.82(A)(1)** and are located at 126 Governor Trimble Pl and 135 N High Street.

|                  |                          |                            |
|------------------|--------------------------|----------------------------|
| 25-36-001-058.00 | 100 N HIGH               | BANK                       |
| 25-36-001-058.00 | 106 N HIGH               | BANK                       |
| 25-36-001-058.00 | 108 N HIGH               | BANK                       |
| 25-36-001-055.00 | 110 N HIGH               | BUSINESS                   |
| 25-36-001-054.00 | 112 N HIGH               | BUSINESS                   |
| 25-36-001-053.00 | 114 N HIGH               | RETAIL                     |
| 25-36-001-052.00 | 116 N HIGH               | RETAIL                     |
| 25-36-001-052.01 | 120 N HIGH               | BUSINESS                   |
| 25-36-001-051.00 | 122 N HIGH               | VACANT BUILDING            |
| 25-36-001-050.00 | 124 N HIGH               | PARK                       |
| 25-36-001-049.00 | 126 N HIGH               | RETAIL                     |
| 25-36-001-048.00 | 128 N HIGH               | BUSINESS                   |
| 25-36-001-047.00 | 130 N HIGH               | CITY HALL                  |
| 25-36-001-046.00 | 130 N HIGH               | CITY HALL                  |
| 25-36-001-045.00 | 134 N HIGH               | RETAIL                     |
| 25-36-001-045.00 | 136 N HIGH               | BUSINESS                   |
| 25-35-001-068.00 | 125 N HIGH               | BUSINESS                   |
| 25-35-001-069.00 | 127 N HIGH               | BUSINESS                   |
| 25-35-001-071.00 | 135 N HIGH               | FOOD/DRINK/BUSINESS/OFFICE |
| 25-35-001-072.00 | 137 N HIGH               | BUSINESS                   |
| 25-35-001-073.02 | 139 N HIGH               | HEALTH/BEAUTY              |
| 25-35-001-073.00 | 107 W BEECH              | RESIDENTIAL                |
| 25-26-001-023.00 | 235 W BEECH              | STORAGE                    |
| 25-26-001-022.00 | 237 W BEECH              | STORAGE                    |
| 25-35-001-067.00 | 108 GOVERNOR TRIMBLE PL  | COMMUNITY SPACE            |
| 25-35-001-066.00 | 108 GOVERNOR TRIMBLE PL  | RETAIL/OFFICE/BUSINESS     |
| 25-35-001-060.00 | 126 GOVERNOR TRIMPLE PL  | FOOD/DRINK                 |
| 25-35-001-061.00 | 126 GOVERNOR TRIMPLE PL  | FOOD/DRINK                 |
| 25-35-001-062.00 | 126 GOVERNOR TRIMPLE PL  | FOOD/DRINK                 |
| 25-35-001-063.00 | 126 GOVERNOR TRIMPLE PL  | FOOD/DRINK                 |
| 25-35-001-064.00 | 126 GOVERNOR TRIMPLE PL  | FOOD/DRINK                 |
| 25-35-001-065.00 | 120 GOVERNOR TRIMBPLE PL | PARKING LOT                |
| 25-35-001-055.00 | 107 GOVERNOR FORAKER PL  | BUSINESS                   |
| 25-35-001-056.00 | 111 GOVERNOR FORAKER PL  | BUSINESS                   |

|                  |                         |                      |
|------------------|-------------------------|----------------------|
| 25-35-001-057.00 | 119 GOVERNOR FORAKER PL | COUNTY COMMISSIONERS |
| 25-35-001-058.00 | 119 GOVERNOR FORAKER PL | COUNTY COMMISSIONERS |
| 25-36-001-044.00 | 100 S HIGH              | BUSINESS/OFFICE      |
| 25-36-001-044.01 | 100 S HIGH              | BUSINESS/OFFICE      |
| 25-36-001-001.00 | 100 S HIGH              | BUSINESS/OFFICE      |
| 25-36-001-002.00 | 104 S HIGH              | BUSINESS/OFFICE      |
| 25-36-001-003.00 | 106 S HIGH              | BUSINESS             |
| 25-36-001-004.00 | 108 S HIGH              | RETAIL               |
| 25-36-001-005.00 | 110 S HIGH              | RETAIL               |
| 25-36-001-006.00 | 116 S HIGH              | RETAIL               |
| 25-36-001-007.00 | 122 S HIGH              | FOOD/DRINK           |
| 25-36-001-008.00 | 124 S HIGH              | RETAIL               |
| 25-36-001-010.00 | 126 S HIGH              | RETAIL               |
| 25-36-001-011.00 | 128 S HIGH              | BUSINESS             |
| 25-36-001-013.00 | 130 S HIGH              | RETAIL               |
| 25-36-001-014.00 | 132 S HIGH              | RETAIL               |
| 25-36-001-015.00 | 134 S HIGH              | VACANT RETAIL        |
| 25-36-001-016.00 | 136 S HIGH              | RETAIL               |
| 25-36-001-017.00 | 138 S HIGH              | BUSINESS             |
| 25-36-001-018.00 | 142 S HIGH              | RETAIL               |
| 25-35-001-017.00 | 131 S HIGH              | BANK                 |
| 25-35-001-015.00 | 139 S HIGH              | BANK                 |
| 25-35-001-016.00 | 139 S HIGH              | BANK                 |
| 25-35-001-018.00 | 127 S HIGH              | BUSINESS             |
| 25-35-001-022.00 | 109 S HIGH              | RETAIL               |
| 25-35-001-020.00 | 123 S HIGH              | MERLE NORMAN         |
| 25-35-001-019.00 | 125 S HIGH              | SALON                |
| 25-35-001-021.00 | NO ADDRESS ASSIGNED     | PARKING              |
| 25-35-001-022.00 | 111 S HIGH              | RETAIL               |
| 25-35-001-022.00 | 115 S HIGH              | RETAIL               |
| 25-35-001-022.00 | 117 S HIGH              | RETAIL               |
| 25-35-001-022.00 | 119 S HIGH              | HEALTH               |
| 25-35-001-023.00 | 101 W MAIN              | BANK                 |
| 25-35-001-025.00 | 107 W MAIN              | RETAIL               |
| 25-35-001-025.00 | 109 W MAIN              | RETAIL               |
| 25-35-001-026.00 | 111 W MAIN              | FOOD/DRINK           |
| 25-35-001-026.00 | 115 W MAIN              | FOOD/DRINK           |
| 25-35-001-026.00 | 117 W MAIN              | FOOD/DRINK           |
| 25-35-001-026.00 | 119 W MAIN              | FOOD/DRINK           |
| 25-35-001-030.00 | 121 W MAIN              | RETAIL               |
| 25-35-001-030.00 | 123 W MAIN              | BUSINESS/OFFICE      |
| 25-35-001-031.00 | 125 W MAIN              | VACANT               |
| 25-35-001-031.00 | 127 W MAIN              | VACANT               |



|                  |            |                  |
|------------------|------------|------------------|
| 25-35-001-031.00 | 129 W MAIN | VACANT           |
| 25-35-001-033.00 | 131 W MAIN | VACANT           |
| 25-35-001-033.00 | 133 W MAIN | VACANT           |
| 25-35-001-035.00 | 137 W MAIN | VACANT LOT       |
| 25-35-001-036.00 | 141 W MAIN | RESIDENTIAL      |
| 25-35-001-037.00 | 143 W MAIN | HEALTH/BEAUTY    |
| 25-35-001-038.00 | 145 W MAIN | HEALTH/BEAUTY    |
| 25-35-001-041.00 | 157 W MAIN | FOOD/DRINK       |
| 25-35-001-054.00 | 132 W MAIN | FOOD/DRINK       |
| 25-35-001-053.00 | 134 W MAIN | BUSINESS         |
| 25-35-001-052.00 | 136 W MAIN | VACANT           |
| 25-35-001-051.00 | 140 W MAIN | VACANT           |
| 25-35-001-049.00 | 144 W MAIN | FOOD/DRINK       |
| 25-35-001-048.00 | 146 W MAIN | RETAIL           |
| 25-35-001-047.00 | 148 W MAIN | RETAIL           |
| 25-35-001-046.00 | 150 W MAIN | RETAIL           |
| 25-35-001-045.00 | 154 W MAIN | RETAIL           |
| 25-35-001-044.01 | 158 W MAIN | BUSINESS         |
| 25-35-001-044.00 | 160 W MAIN | RETAIL           |
| 25-36-001-059.00 | 108 E MAIN | BANK             |
| 25-36-001-060.00 | 110 E MAIN | BUSINESS         |
| 25-36-001-061.00 | 112 E MAIN | VACANT           |
| 25-36-001-062.00 | 114 E MAIN | VACANT RETAIL    |
| 25-36-001-063.00 | 116 E MAIN | VACANT RETAIL    |
| 25-36-001-064.00 | 118 E MAIN | VACANT RETAIL    |
| 25-36-001-065.00 | 122 E MAIN | GAS STATION      |
| 25-36-001-066.00 | 122 E MAIN | GAS STATION      |
| 25-36-001-043.00 | 109 E MAIN | PARKING LOT      |
| 25-36-001-042.00 | 111 E MAIN | VACANT LOT       |
| 25-36-001-041.00 | 113 E MAIN | BUSINESS         |
| 25-36-001-040.00 | 115 E MAIN | VACANT LOT       |
| 25-36-001-039.00 | 117 E MAIN | COMMISSIONERS    |
| 25-36-001-039.00 | 121 E MAIN | VACANT           |
| 25-36-001-037.00 | 127 E MAIN | PARKING          |
| 25-36-001-036.00 | 137 E MAIN | BUSINESS         |
| 25-36-001-035.00 | 139 E MAIN | RESIDENTIAL      |
| 25-36-001-034.00 | 143 E MAIN | RESIDENTIAL      |
| 25-36-001-033.00 | 149 E MAIN | HISTORIC SOCIETY |
| 25-36-001-032.00 | 151 E MAIN | HISTORIC SOCIETY |
| 25-35-001-042.00 | 118 S WEST | RESIDENTIAL      |

## SECTION V LAND USE AND ZONING

In accordance with **ORC 4301.82(B)(4)**, the uses of land within the proposed DORA are zoned Business C and Business & Historic G, and are in accord with Hillsboro's master zoning plan:

Blue - Business and Residential "D"  
Orange - Historic and Business "G"





## SECTION VI PUBLIC HEALTH AND SAFETY

In accordance with **ORC 4301.82(B)(5)**, the proposed requirements for the purpose of ensuring public health and safety are;

Public Safety: The public safety plan outlined here will help maintain the safety of citizens utilizing the proposed DORA located within the City of Hillsboro.

Existing officers will execute routine patrols in the proposed DORA areas in accordance with existing schedules and shifts. The Safety and Service Director, Mayor and Chief of Police shall meet monthly (or more often if necessary) for six (6) months to discuss the ongoing security and safety needs created by the DORA. Adjustments, supplementations, and updates to patrolling and other services can be adjusted as needed based on these discussions. City of Hillsboro Council shall be informed of any concerns, changes, or adjustments to public safety services at the first occurring regularly scheduled Council meeting following the proposed adjustments.

The Mayor, Safety and Service Director and Chief of Police shall meet and review this safety plan as needed in order to accommodate any special events that may be taking place within the City of Hillsboro that may impact the operation of the DORA at a specified time and date.

### Public Health:

The City of Hillsboro will take steps to ensure that the proposed DORA location will remain free of refuse and other materials that may detract from the appearance and public health within the area. Currently, there are 26 (twenty-six) trash receptacles within the proposed DORA boundary. These receptacles will continue to be serviced by the city on a regular schedule. The Mayor (or their designee) with the assistance of the Superintendent of Public Works Department may adjust the pickup and disposal schedule to meet additional needs or allocate for the placement of additional receptacles as necessary.

If additional receptacles are determined to be required for a special event, the event sponsor shall be responsible to provide and service these additional receptacles.

Any local establishment that has been approved for outdoor dining is responsible to service the trash receptacles that are within their permitted areas at all times, including during permitted DORA days and times.

The Mayor of Hillsboro with input from the Safety & Service Director, Chief of Police and Superintendent of the Public Works has deemed this plan outline as sufficient to maintain public health and safety within the proposed DORA boundaries. These activities can be executed with existing staff and resources currently possessed by the City of Hillsboro.

Additional Rules & Requirements:

- A. A person may have in their possession an opened container of beer, wine, or intoxicating liquor at an outdoor location within the DORA if the opened 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 is located within the DORA; and
  - 2. The permit held by the permit holder has an outdoor refreshment area designation.
- B. No person shall do any of the following:
  - 1. Enter the premises of a non-liquor serving establishment within the DORA with an open container of beer, wine, or intoxicating liquor without the owner's permission.
  - 2. Enter the premises of a liquor serving establishment with an open container of beer, wine, or intoxicating liquor purchased from a separate establishment.
  - 3. Reenter the premises of a liquor serving establishment with an open container of beer, wine, or intoxicating liquor purchased from the same establishment.
  - 4. Refill or reuse a purchased plastic container.
  - 5. Any person's failure to comply with the rules and regulations laid out in the application shall be granted one (1) warning, to be recorded by the acting officer. and upon the second infraction shall be guilty of a misdemeanor equivalent to an open carry violation.
    - a. This rule is applicable for two (2) years. After the two-year period, the warnings shall be forgone and immediate legal action shall be taken.
- C. Each permit holder participating in the DORA will carry a specialized DORA cup.
  - 1. All beer, wine, and intoxicating liquor shall only be served and consumed within the DORA in specifically designated cups obtained from participating vendors.
  - 2. The DORA cup will be clearly marked with the DORA logo. No other container shall be permitted.
  - 3. Each participating permit holder will track the amount of DORA cups used and be able to provide sales reports to the City Administration Office if requested.
  - 4. The City of Hillsboro will provide vendor information to the permit holder to purchase the designated cups.

D. Events:

The City of Hillsboro requires that each event/parade using City property receive a permit application from the City. As is the City's practice, each event/parade application will be reviewed. 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 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.

E. Outdoor Dining in Right of Way:

Qualifying permit holders that desire to sell alcoholic beverages as part of providing an outdoor dining area in the City of Hillsboro's right of way (adjacent to establishment), must obtain a site plan application along with sanitation plan, physical layout of the tables, chairs, and other facilities to among other things comply with ADA requirements. The site plan review will ensure that there are adequate pedestrian passageways and that ingress / egress for emergency services is adequate. Site plan applications will be reviewed by city planning commission and other necessary departments to ensure all requirements are being met. Failure to comply with the requirements of the site plan approval can result revocation.

F. Program Intent and Vendor Interest:

The DORA program is a program of the City of Hillsboro and will be operated by the City of Hillsboro until further notice. A managing organization can be appointed to administer aspects of this program on behalf of the City of Hillsboro upon approval by the City Council. Should this arrangement be sought, a separate agreement detailing duties and responsibilities will be generated.

For vendors within the DORA boundary wishing to be a DORA vendor, a brief statement of intent and interest is requested. Any and all vendors holding appropriate class A or D liquor licenses as outlined above are welcome to participate in the program. Once the state issues the ORA designation the qualified permit holder can begin to participate. Communication about supplies, signage, and other supporting DORA materials will be circulated to the vendor(s) who have indicated an interest in participating.

G. Compliance:

Failure or non-compliance of permit holders to uphold the regulations and rules laid out in this application can result in failure to renew the DORA permit or force the city to revoke the permit holders place in the DORA

In accordance with **R.C. 4301.82(F)(1)**, at the time of the creation of an outdoor refreshment area, the legislative authority of a municipal corporation shall establish requirements as determined necessary to ensure public health and safety within the area. As outlined in **R.C. 4301.82(F)(1)** the requirements shall include:

- (a) The specific boundaries of the area, including street addresses; EXHIBIT A
- (b) The number, spacing, and type of signage designating the area; EXHIBIT B
- (c) The hours of operation for the area; EXHIBIT C
- (d) The number of personnel needed to ensure public safety in the area; EXHIBIT D
- (e) A sanitation plan that will help maintain the appearance and public health of the area; EXHIBIT E
- (f) The number of personnel needed to execute the sanitation plan; EXHIBIT F
- (g) A requirement that beer and intoxicating liquor be served solely in plastic bottles or other non-glass containers in the area; EXHIBIT G

EXHIBIT A  
BOUNDARIES

In accordance with **ORC 4301.82 (F)(1)(a)**, a depiction of the specific boundaries of the area, including and encompassing the premises of the permit holders as indicated in the box below:

|                |   |                   |   |                      |   |
|----------------|---|-------------------|---|----------------------|---|
| FOE AERIE 1161 |  | HILLSBORO ORPHEUM |  | PATRIOT PUBLIC HOUSE |  |
|----------------|---|-------------------|---|----------------------|---|



## EXHIBIT A

The description of the DORA by street addresses is expressed as follows:

On North High Street

- From 100 N High to 139 N High Street (includes odd and even addresses)

On South High Street

- From 100 S High to 139 S High Street (includes odd and even addresses)

On West Main Street

- From 101 W Main to 160 W Main Street (includes odd and even addresses)

On East Main Street

- From 108 E Main to 122 E Main (includes even addresses)

On East Main Street

- From 109 E Main to 151 E Main (includes odd addresses)

On West Main Street

- 226 W Main Street

On West Beech Street

- From 235 W Beech to 237 W Beech

On West Beech Street

- 107 W Beech Street

On South West Street

- 118 South West Street

On Governor Trimble Pl.

- 126 and 108 Governor Trimble Pl

On Governor Foraker Pl.

- From 107-119 Governor Foraker Pl (includes odd addresses)

Said description contains approximately 24 acres,

I hereby certify at the area of land located within the Hillsboro Designated Outdoor Refreshment Area to be approximately 24 acres in size.



TODD A. CLUXTON, P.S. 8355



# EXHIBIT A

The parcels of real property located within the DORA are as follows:

| Parcel ID        | Address                       | Permit No. | Class                     | Qualified Permit Holder          | DBA                  |
|------------------|-------------------------------|------------|---------------------------|----------------------------------|----------------------|
| 25-36-001-058.00 | 100 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-058.00 | 106 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-058.00 | 108 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-055.00 | 110 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-054.00 | 112 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-053.00 | 114 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-052.00 | 116 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-052.01 | 120 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-051.00 | 122 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-050.00 | 124 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-049.00 | 126 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-048.00 | 128 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-047.00 | 130 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-046.00 | 130 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-045.00 | 134 N HIGH                    |            |                           |                                  |                      |
| 25-36-001-045.00 | 136 N HIGH                    |            |                           |                                  |                      |
| 25-35-001-068.00 | 125 N HIGH                    |            |                           |                                  |                      |
| 25-35-001-069.00 | 127 N HIGH                    |            |                           |                                  |                      |
| 25-35-001-071.00 | 135 N HIGH                    | 3854085    | D1,<br>D2,<br>D3,<br>D3A, | HILLSBORO<br>EVENT<br>CENTER LLC | HILLSBORO<br>ORPHEUM |
| 25-35-001-072.00 | 137 N HIGH                    |            |                           |                                  |                      |
| 25-35-001-073.02 | 139 N HIGH                    |            |                           |                                  |                      |
| 25-35-001-073.00 | 107 W BEECH                   |            |                           |                                  |                      |
| 25-26-001-023.00 | 235 W BEECH                   |            |                           |                                  |                      |
| 25-26-001-022.00 | 237 W BEECH                   |            |                           |                                  |                      |
| 25-35-001-067.00 | 108<br>GOVERNOR<br>TRIMBLE PL |            |                           |                                  |                      |

|                  |                               |             |    |                                |                             |
|------------------|-------------------------------|-------------|----|--------------------------------|-----------------------------|
| 25-35-001-066.00 | 108<br>GOVERNOR<br>TRIMBLE PL |             |    |                                |                             |
| 25-35-001-060.00 | 126<br>GOVERNOR<br>TRIMPLE PL | 27940111161 | D4 | FOE AERIE<br>1161<br>HILLSBORO | FOE AERIE 1161<br>HILLSBORO |
| 25-35-001-061.00 | 126<br>GOVERNOR<br>TRIMPLE PL | 27940111161 | D4 | FOE AERIE<br>1161<br>HILLSBORO | FOE AERIE 1161<br>HILLSBORO |
| 25-35-001-062.00 | 126<br>GOVERNOR<br>TRIMPLE PL | 27940111161 | D4 | FOE AERIE<br>1161<br>HILLSBORO | FOE AERIE 1161<br>HILLSBORO |
| 25-35-001-063.00 | 126<br>GOVERNOR<br>TRIMPLE PL | 27940111161 | D4 | FOE AERIE<br>1161<br>HILLSBORO | FOE AERIE 1161<br>HILLSBORO |
| 25-35-001-064.00 | 126<br>GOVERNOR<br>TRIMPLE PL | 27940111161 | D4 | FOE AERIE<br>1161<br>HILLSBORO | FOE AERIE 1161<br>HILLSBORO |
| 25-35-001-065.00 | 120<br>GOVERNOR<br>TRIMBLE PL |             |    |                                |                             |
| 25-35-001-055.00 | 107<br>GOVERNOR<br>FORAKER PL |             |    |                                |                             |
| 25-35-001-056.00 | 111<br>GOVERNOR<br>FORAKER PL |             |    |                                |                             |
| 25-35-001-057.00 | 119<br>GOVERNOR<br>FORAKER PL |             |    |                                |                             |
| 25-35-001-058.00 | 119<br>GOVERNOR<br>FORAKER PL |             |    |                                |                             |
| 25-36-001-044.00 | 100 S HIGH                    |             |    |                                |                             |
| 25-36-001-044.01 | 100 S HIGH                    |             |    |                                |                             |
| 25-36-001-001.00 | 100 S HIGH                    |             |    |                                |                             |
| 25-36-001-002.00 | 104 S HIGH                    |             |    |                                |                             |
| 25-36-001-003.00 | 106 S HIGH                    |             |    |                                |                             |
| 25-36-001-004.00 | 108 S HIGH                    |             |    |                                |                             |
| 25-36-001-005.00 | 110 S HIGH                    |             |    |                                |                             |
| 25-36-001-006.00 | 116 S HIGH                    |             |    |                                |                             |
| 25-36-001-007.00 | 122 S HIGH                    |             |    |                                |                             |
| 25-36-001-008.00 | 124 S HIGH                    |             |    |                                |                             |
| 25-36-001-010.00 | 126 S HIGH                    |             |    |                                |                             |
| 25-36-001-011.00 | 128 S HIGH                    |             |    |                                |                             |
| 25-36-001-013.00 | 130 S HIGH                    |             |    |                                |                             |
| 25-36-001-014.00 | 132 S HIGH                    |             |    |                                |                             |

|                  |                        |  |  |  |  |
|------------------|------------------------|--|--|--|--|
| 25-36-001-015.00 | 134 S HIGH             |  |  |  |  |
| 25-36-001-016.00 | 136 S HIGH             |  |  |  |  |
| 25-36-001-017.00 | 138 S HIGH             |  |  |  |  |
| 25-36-001-018.00 | 142 S HIGH             |  |  |  |  |
| 25-35-001-017.00 | 131 S HIGH             |  |  |  |  |
| 25-35-001-015.00 | 139 S HIGH             |  |  |  |  |
| 25-35-001-016.00 | 139 S HIGH             |  |  |  |  |
| 25-35-001-018.00 | 127 S HIGH             |  |  |  |  |
| 25-35-001-022.00 | 109 S HIGH             |  |  |  |  |
| 25-35-001-020.00 | 123 S HIGH             |  |  |  |  |
| 25-35-001-019.00 | 125 S HIGH             |  |  |  |  |
| 25-35-001-021.00 | NO ADDRESS<br>ASSIGNED |  |  |  |  |
| 25-35-001-022.00 | 111 S HIGH             |  |  |  |  |
| 25-35-001-022.00 | 115 S HIGH             |  |  |  |  |
| 25-35-001-022.00 | 117 S HIGH             |  |  |  |  |
| 25-35-001-022.00 | 119 S HIGH             |  |  |  |  |
| 25-35-001-023.00 | 101 W MAIN             |  |  |  |  |
| 25-35-001-025.00 | 107 W MAIN             |  |  |  |  |
| 25-35-001-025.00 | 109 W MAIN             |  |  |  |  |
| 25-35-001-026.00 | 111 W MAIN             |  |  |  |  |
| 25-35-001-026.00 | 115 W MAIN             |  |  |  |  |
| 25-35-001-026.00 | 117 W MAIN             |  |  |  |  |
| 25-35-001-026.00 | 119 W MAIN             |  |  |  |  |
| 25-35-001-030.00 | 121 W MAIN             |  |  |  |  |
| 25-35-001-030.00 | 123 W MAIN             |  |  |  |  |
| 25-35-001-031.00 | 125 W MAIN             |  |  |  |  |
| 25-35-001-031.00 | 127 W MAIN             |  |  |  |  |
| 25-35-001-031.00 | 129 W MAIN             |  |  |  |  |
| 25-35-001-033.00 | 131 W MAIN             |  |  |  |  |
| 25-35-001-033.00 | 133 W MAIN             |  |  |  |  |
| 25-35-001-035.00 | 137 W MAIN             |  |  |  |  |
| 25-35-001-036.00 | 141 W MAIN             |  |  |  |  |
| 25-35-001-037.00 | 143 W MAIN             |  |  |  |  |
| 25-35-001-038.00 | 145 W MAIN             |  |  |  |  |
| 25-35-001-041.00 | 157 W MAIN             |  |  |  |  |
| 25-35-001-054.00 | 132 W MAIN             |  |  |  |  |
| 25-35-001-053.00 | 134 W MAIN             |  |  |  |  |
| 25-35-001-052.00 | 136 W MAIN             |  |  |  |  |
| 25-35-001-051.00 | 140 W MAIN             |  |  |  |  |
| 25-35-001-049.00 | 144 W MAIN             |  |  |  |  |
| 25-35-001-048.00 | 146 W MAIN             |  |  |  |  |

|                  |            |  |  |  |  |
|------------------|------------|--|--|--|--|
| 25-35-001-047.00 | 148 W MAIN |  |  |  |  |
| 25-35-001-046.00 | 150 W MAIN |  |  |  |  |
| 25-35-001-045.00 | 154 W MAIN |  |  |  |  |
| 25-35-001-044.01 | 158 W MAIN |  |  |  |  |
| 25-35-001-044.00 | 160 W MAIN |  |  |  |  |
| 25-36-001-059.00 | 108 E MAIN |  |  |  |  |
| 25-36-001-060.00 | 110 E MAIN |  |  |  |  |
| 25-36-001-061.00 | 112 E MAIN |  |  |  |  |
| 25-36-001-062.00 | 114 E MAIN |  |  |  |  |
| 25-36-001-063.00 | 116 E MAIN |  |  |  |  |
| 25-36-001-064.00 | 118 E MAIN |  |  |  |  |
| 25-36-001-065.00 | 122 E MAIN |  |  |  |  |
| 25-36-001-066.00 | 122 E MAIN |  |  |  |  |
| 25-36-001-043.00 | 109 E MAIN |  |  |  |  |
| 25-36-001-042.00 | 111 E MAIN |  |  |  |  |
| 25-36-001-041.00 | 113 E MAIN |  |  |  |  |
| 25-36-001-040.00 | 115 E MAIN |  |  |  |  |
| 25-36-001-039.00 | 117 E MAIN |  |  |  |  |
| 25-36-001-039.00 | 121 E MAIN |  |  |  |  |
| 25-36-001-037.00 | 127 E MAIN |  |  |  |  |
| 25-36-001-036.00 | 137 E MAIN |  |  |  |  |
| 25-36-001-035.00 | 139 E MAIN |  |  |  |  |
| 25-36-001-034.00 | 143 E MAIN |  |  |  |  |
| 25-36-001-033.00 | 149 E MAIN |  |  |  |  |
| 25-36-001-032.00 | 151 E MAIN |  |  |  |  |
| 25-35-001-042.00 | 118 S WEST |  |  |  |  |

## EXHIBIT B

### SIGNAGE

In accordance with **ORC 4301.82 (F)(1)(b)**, the number, spacing, and type of signage designating the area are:

Signage will be placed at the boundary extents of the proposed DORA, indicating to patrons where DORA beverages may be consumed. An example of the signage is illustrated below:



Sign locations indicated on the map below are a mix of new sign locations and existing municipal sign locations. Additional signage or adjustment of sign placement can be adjusted as needed or deemed necessary by public officials.





## EXHIBIT C

### HOURS OF OPERATION

In accordance with **ORC 4301.82 (F)(1)(c)**, the hours of operation for the area are:

It is proposed that the DORA be active in the areas outlined below, seven days a week. The hours of operation will align with the operating hours of approved DORA establishments. This can be revisited and revised by action of the municipal corporation.





## EXHIBIT D

### PUBLIC SAFETY

In accordance with **ORC 4301.82 (F)(1)(d)**, the number of personnel needed to ensure public safety in the area are:

The existing staff of the City of Hillsboro Police Department are adequate to maintain public safety with the proposed DORA boundaries.

EXHIBIT E  
SANITATION PLAN

In accordance with **ORC 4301.82 (F)(1)(e)**, the sanitation plan that will help maintain the appearance and public health of the area shall include:

The City of Hillsboro will take steps to ensure that the proposed DORA location will remain free of refuse and other materials that may detract from the appearance and public health within the area. Receptacles will continue to be serviced by the city on a regular schedule. The Mayor (or their designee) with the assistance of the Superintendent of Public Works Department may adjust the pickup and disposal schedule to meet additional needs or allocate for the placement of additional receptacles as necessary.

If additional receptacles are determined to be required for a special event, the event sponsor shall be responsible to provide and service these additional receptacles.

Any local establishment that has been approved for outdoor dining is responsible to service the trash receptacles that are within their permitted areas at all times, including during permitted DORA days and times.

The Mayor of Hillsboro with input from the Safety & Service Director, Chief of Police and Superintendent of the Public Works has deemed this plan outline as sufficient to maintain public health within the proposed DORA boundaries.

## EXHIBIT F

### SANITATION PERSONNEL

In accordance with **ORC 4301.82 (F)(1)(f)**, the number of personnel needed to execute the sanitation plan is as follows:

The activities within the sanitation plan can be executed with existing staff and resources currently possessed by the City of Hillsboro within the proposed DORA boundaries.

**EXHIBIT G**  
**OFFICIAL CUP**

In accordance with **ORC 4301.82 (F)(1)(g)**, beer, wine, and intoxicating liquor shall only be consumed within the DORA as outlined below:

Beer, wine, and intoxicating liquor shall be served solely in specifically designated cups obtained from participating vendors. The DORA cup will be clearly marked with the DORA logo. No other container shall be permitted. The City of Hillsboro will provide vendor information to the permit holder to purchase the designated cups.

An example of the cup is illustrated below:

