

Resolution No. 9 2021

**RESOLUTION OBJECTING TO THE RENEWAL OF THE LIQUOR PERMIT #8608477 OF STONIES PUB & GRUB LLC DBA STONIES PUB & GRILL, 5400 CARTHAGE AVENUE, NORWOOD, HAMILTON COUNTY, OHIO 45212, AND DIRECTING THAT A COPY OF THE RESOLUTION BE SENT TO THE STATE OF OHIO DIVISION OF LIQUOR CONTROL, AND REQUESTING A HEARING IN CINCINNATI, OHIO**

**WHEREAS**, by letter dated April 20, 2021, the State of Ohio Division of Liquor Control has notified this Council that permits to sell alcoholic beverages in the City of Norwood will expire on July 1, 2021; and

**WHEREAS**, Ohio Revised Code §4303.271(B) provides this Council with the right to object to the renewal of a permit and to request a hearing in the City of Cincinnati, the county seat of Hamilton County, Ohio; and

**WHEREAS**, Stonies Pub & Grub LLC dba Stonies Pub & Grill, Liquor Permit #8608477, has created, and allowed to continue, numerous problems as it has operated its liquor permit businesses at its liquor permit premises at 5400 Carthage Avenue, 1<sup>st</sup> Floor and Basement (the Liquor Permit premises), in the City of Norwood, Hamilton County, Ohio 45212; and

**WHEREAS**, on November 22, 2020, during normal business hours, occupants of the Liquor Permit premises hindered or obstructed officers of the City of Norwood Police Department from checking the operation of the Liquor Permit premises; the occupants violated ORC 4301.66 by locking the door and otherwise obstructing a search of the premises by City of Norwood police officers; and

**WHEREAS**, the liquor permit holder's operation of the Liquor Permit premises has chronically disturbed the peace and quiet enjoyment by its neighbors of their homes, in violation of City of Norwood Codified Ordinance 509.09(h), disturbing the peace, throughout the approximately two years and nine months of its operations, resulting in much interrupted sleep overnight by nearby residents, and numerous calls by those residents for police service to quiet the liquor premises; and

**WHEREAS**, Shawne Olivia McNair, the managing member of Stonies Pub & Grub LLC dba Stonies Pub & Grill, the Liquor Permit premises, failed to appear pursuant to citations issued to her by City of Norwood Police patrol officers to appear in Norwood Mayor's Court to respond to misdemeanor disturbing the peace charges arising at 12:20 a.m., on April 25, 2021, on May 2, 2021 at 1:51 a.m., and has been cited for another disturbing the peace charge on May 17, 2021 at 11:52 p.m.; and

**WHEREAS**, the problems created by Stonies Pub & Grub LLC dba Stonies Pub & Grill, include the liquor permit holder's complete failure or refusal to pay Ohio real estate taxes, semiannually since having purchased the permit premises on August 17, 2018, an amount totaling at least \$5,235, to date; now therefore,

**BE IT RESOLVED** by the Council of the City of Norwood, State of Ohio, that:

**SECTION 1.** The Council firmly opposes the renewal by Stonies Pub and Grub LLC dba Stonies Pub & Grill of liquor permit #8608477 issued to it by the State of Ohio Department of Liquor Control.

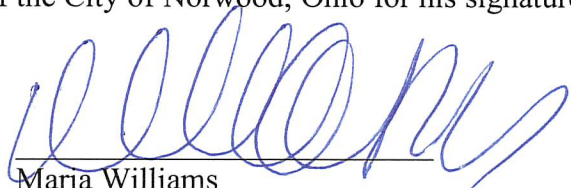
**SECTION 2.** The Council directs that a true copy of this Resolution be sent, forthwith, to the State of Ohio Division of Liquor Control, with a request for a hearing on liquor permit renewal #8608477, to consider grounds for non-renewal of the permit under ORC 4303.292(A), to be held in the City of Cincinnati, the county seat of Hamilton County, Ohio.

PASSED May 28, 2021  
Date

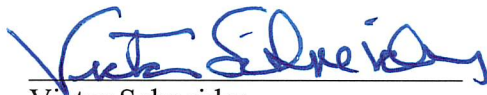
  
Ken Miracle  
President of Council

ATTEST:

Maria Williams, the duly appointed Clerk of Council, attests that this resolution was passed at a regular special meeting of the Norwood City Council on the 28th day of May, 2021, in compliance with the rules of the Norwood City Council and the laws of the State of Ohio. The foregoing resolution was submitted to the Mayor of the City of Norwood, Ohio for his signature on the 28th day of May, 2021.

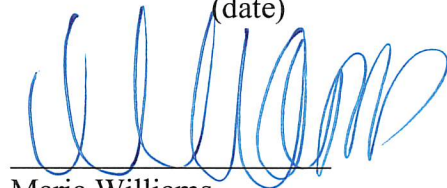
  
Maria Williams  
Clerk of Council

APPROVED May 28, 2021  
Date

  
Victor Schneider  
Mayor

**CERTIFICATION OF PUBLICATION:**

Maria Williams, the duly appointed Clerk of Council, attests that this resolution was published in the Cincinnati Enquirer on June 7, 2021 and June 14, 2021  
(Name of Newspaper) (date) (date)

  
Maria Williams  
Clerk of Council

1<sup>st</sup> Reading 5-25-21  
Date

2<sup>nd</sup> Reading 5-27-21  
Date

3<sup>rd</sup> Reading 5-28-21  
Date

All 3 Readings \_\_\_\_\_  
Date

Tabled \_\_\_\_\_  
Date

Vetoed \_\_\_\_\_