

RESOLUTION NO. 9-85

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN BROOKS CUMPTON ON THE
6th DAY OF MAY, 1985.

A RESOLUTION OPPOSING THE TRANSFER OF THE
D-5 LIQUOR PERMIT AT THE BITTER END LOUNGE
FROM WARREN J. TOOGOOD ENTERPRISES, INC. TO
FRANK RAY CROUSE.

WHEREAS, the City of Centerville was notified that an
application for the above-mentioned permit from Warren J. Toogood
Enterprises, Inc. to Frank Ray Crouse had been filed with the Ohio
Department of Liquor Control; and

WHEREAS, pursuant to said notice the City caused its police
department to conduct an investigation of the relevant facts in
connection with said proposed transfer; and

WHEREAS, said investigation has revealed that, while one
Frank Ray Crouse is listed as the applicant on the transfer
application, one Daniel Ray Crouse will in fact be either the
owner or the manager of the Bitter End Lounge if said transfer is
approved; and

WHEREAS, said investigation has revealed that said Daniel Ray
Crouse has been convicted of crimes which relate to his fitness to
operate a liquor establishment contrary to §4303.292 (A) (1) (a)
Ohio Revised Code, to wit, a conviction for passing bad checks
over \$150 and a conviction for public indecency; and

WHEREAS, the said Daniel Ray Crouse has operated a liquor
permit business in a manner which has demonstrated a disregard for
the laws and regulations of this State contrary to §4303.292 (A)
(1) (b) Ohio Revised Code, to wit, various findings by the Ohio
Department of Liquor Control in connection with the said Daniel
Ray Crouse's operation of the Clock Lounge, Dayton, Ohio; and

WHEREAS, since the involvement of Daniel Ray Crouse as the
actual proposed owner or manager of the Bitter End Lounge has not
been disclosed on the application for the transfer of the permit,
said application contains a misrepresentation of a material fact
in violation of §4303.292 (A) (1) (c) Ohio Revised Code;

NOW, THEREFORE, the Municipality of Centerville hereby
resolves:

Section 1. That, for the reasons stated above, this
Council hereby opposes the proposed transfer of the D-5 liquor
permit for the Bitter End Lounge, 6382 Far Hills Avenue, First
Floor, Southwest Corner, Centerville, Ohio, from Warren J.
Toogood Enterprises, Inc. to Frank Ray Crouse.

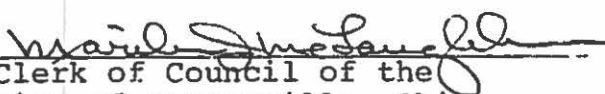
Section 2. A hearing on this objection to be held in
Dayton, Montgomery County, Ohio the county seat where the business
is to be conducted pursuant to §4303.26 Ohio Revised Code is here-
by requested.

Section 3. That the Clerk of Council is hereby directed to
certify a copy of this Resolution to all appropriate authorities.

Passed this 6th day of May, 1985.


Deputy-Mayor, City of Centerville, Ohio

ATTEST:


Clerk of Council of the
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution Number 9-85 passed by the Council of the City of Centerville, Ohio, on the 6th day of May, 1985.

Approved as to form, consistency
with existing ordinances, the
charter & conditions of provisions.

Deputy City Clerk
Robert N. Farquhar
Municipal Attorney

Marilee J. Laugel
Clerk of the Council