

4301:1-1-12

**Permits - inspection of permit premises and duty of division before issuing.**

- (A) Examinations and inspections. No class A, B, C, or D permit, except on a renewal, shall be issued by the division until the division has conducted a complete examination, including inspection of the premises, and the division finds that the applicant and the location meet all of the requirements imposed by law and rules.
- (B) In determining whether to grant, refuse, or renew a permit, the division shall consider environmental factors affecting the maintenance of public decency, sobriety, and good order, including the number and location of permit premises in the immediate area. If the division finds that no substantial prejudice to public decency, sobriety, and good order will result, it may issue the permit. For purposes of this rule, however, the division shall presume, in the absence of affirmative evidence to the contrary, that the renewal of a permit or transfer of a permit to a successor in interest at the same location will not prejudice the maintenance of public decency, sobriety, and good order.

Five Year Review (FYR) Dates: 07/20/2015 and 07/20/2020

CERTIFIED ELECTRONICALLY

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Certification

07/20/2015

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Date

Promulgated Under: 119.03  
Statutory Authority: 4301.03  
Rule Amplifies: 4301.10 (A) (6)  
Prior Effective Dates: 1/10/1999, 9/1/1981, 1/4/1954