



STATE OF OHIO
LIQUOR CONTROL COMMISSION

77 SOUTH HIGH STREET, 18TH FLOOR
COLUMBUS, OHIO 43215
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JOHN R. KASICH, GOVERNOR
PRYCE, CHAIRMAN

DEBORAH

July 7, 2014

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Ohio Liquor Control Commission, in accordance with Ohio Revised Code § 119 has completed its 5-year review of Administrative Rule 4301:1-1-11: Permits, procedure where quota is filled. The proposed changes, clarifying the procedure for issuing a permit where the quota is filled, are attached hereon. The proposed changes are also available at the following website: www.registerofohio.state.oh.us.

The Commission will conduct the public hearing on the proposed changes at 11:00 am, on Friday, August 15, 2014 at 77 South High Street, 19th floor, Riffe Center, Columbus, Ohio 43215.

At the public hearing, any person affected by the proposed actions may appear and be heard in person, by the person's attorney, or both, and may present the person's position, arguments, or contentions, orally or in writing. If you do have written comments to the above rule and wish to submit them in advance, please draft them in accordance with OAC 4301:1-1-66 and submit them to the Commission at the above address on or before **August 14, 2014**.

4301:1-1-11 Permits, procedure where quota is filled.

When in any county, city, village, or unincorporated area of a township the quota for Class C-1, C-2, D-1, D-2, D-3, D-4, ~~or D-5~~, D-5b, D-5j, D-5l, or D-7 permits has been filled, the division shall notify the applicant for such a permit that such quota is filled. The division shall return the permit fee to the applicant, ~~upon request of the applicant, providing such request includes an authorization to cancel and withdraw the application.~~ and retain the application on file until an opening in the quota is created, unless the applicant indicates it wishes the division to retain the permit fee on file with the application or cancel the application. Upon the cancellation, ~~or~~ or revocation ~~or surrender~~ of any issued permit, or the expiration of any issued permit through the failure of the permit holder to renew pursuant to Revised Code section [4303.271](#) in a location where the quota is filled, then the division shall process applications in the order in which the same were filed with ~~and pending~~ by the division, until the quota is again filled.

R.C. [119.032](#) review dates: 08/27/2008 and 01/30/2013

Promulgated Under: [119.03](#)

Statutory Authority: [4301.03](#)

Rule Amplifies: 4303.29(B)(2)(a), 4303.24, 4303.26

Prior Effective Dates: 7-5-50; 1-10-99; 3-25-04