



VILLAGE OF EVENDALE  
ADOPTED ORDINANCES AND RESOLUTIONS

The following ordinances and resolutions were adopted by the Council of the Village of Evendale on September 12, 2023.

ORD #23-47

AN ORDINANCE AUTHORIZING THE PAYMENT OF AMOUNTS DUE UPON CERTAIN CONTRACTS REQUIRING CERTIFICATION OF AVAILABILITY OF FUNDS AND DECLARING AN EMERGENCY. (Approved Unanimously)

ORD #23 -48

AN ORDINANCE APPROVING AN ADDITIONAL APPROPRIATION IN THE CAPITAL FUND AND DECLARING AN EMERGENCY. (Approved Unanimously)

ORD #23-49

AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE BUILDING DEPARTMENT AND DECLARING AN EMERGENCY. (Approved Unanimously)

ORD. # 23-50

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE SECOND AMENDMENT TO THE CONTRACT FOR OPERATION, MANAGEMENT, AND MAINTENANCE OF THE GORMAN HERITAGE FARM WITH THE GORMAN HERITAGE FARM FOUNDATION. (Approved Unanimously)

ORD #23-51

ORDINANCE MAKING APPOINTMENT TO RECREATION COMMISSION IN VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. (Approved Unanimously)

ORD #23-52

AN ORDINANCE APPROVING A SUBDIVISION PLAT PROVIDING FOR THE DIVISION OF PROPERTY AT 10450 MEDALLION DRIVE, CURRENTLY IDENTIFIED AS PARCEL 611-0030-0236, AND DECLARING AN EMERGENCY

RES #23-03

A RESOLUTION APPROVING THE OHIO DEPARTMENT OF COMMERCE, DIVISION OF LIQUOR CONTROL, ECONOMIC DEVELOPMENT TRANSFER FORM (TREX) APPLICATION FROM COMPASS GROUP USA INC AND DECLARING AN EMERGENCY. (Approved Unanimously)

**VILLAGE OF EVENDALE, OHIO**  
**ORDINANCE #23-47**

**AN ORDINANCE AUTHORIZING THE PAYMENT OF AMOUNTS DUE UPON CERTAIN CONTRACTS REQUIRING CERTIFICATION OF AVAILABILITY OF FUNDS AND DECLARING AN EMERGENCY.**

**WHEREAS,** Ohio Revised Code 5705.41(D)(1) provides that where contracts have not been previously certified for sufficient funds being available, Village Council may authorize the drawing of warrants to pay such contracts upon receipt of a certificate from the fiscal officer stating that there was at the time of the making of such contract or order and at the time of the execution of such certificate, a sufficient sum appropriated for the purpose of such contract and in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances, and

**WHEREAS,** Certain contracts enumerated below are now due and payable for which such a certificate has been provided by the Chief Fiscal and Accounting Officer;

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:**

**SECTION I** The Council of the Village of Evendale hereby approves and authorizes the payment of the following contracts for which the Chief Fiscal and Accounting Officer has provided a certificate that a sufficient sum has been appropriated for the purpose of each contract and is in the treasury or in the process of collection to the credit of the appropriate fund free from any previous encumbrances:

- 1) Ohio Fire Chief's Assn – promotion testing - \$3,980.00
- 2) Atlantic – Vehicle maintenance - \$6,000.00

**SECTION II** This Ordinance is declared to be an emergency by a concurrence of six\_ members of Council, being necessary to preserve the public peace, order, safety, health and welfare of the Village or to provide for the daily operation of a department or office of the Village. The reason for said emergency is the need to approve this ordinance in the time required by the Ohio Revised Code and to ensure prompt payment to vendors. Therefore, this Ordinance shall be effective upon adoption.

Approved September 12, 2023

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

\_\_\_\_\_  
Village Clerk

Approved as to Form:

\_\_\_\_\_  
Village Law Director

1<sup>st</sup> Reading: September 12, 2023

Rules Suspended: September 12, 2023

2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 12, 2023

Emergency Section Agreed to: September 12, 2023

Notice of Publication: September, Cincinnati Court Index

**VILLAGE OF EVENDALE, OHIO**  
**ORDINANCE #23-48**

**AN ORDINANCE APPROVING AN ADDITIONAL  
APPROPRIATION IN THE CAPITAL FUND AND DECLARING  
AN EMERGENCY**

- WHEREAS,** Pursuant to legislation properly adopted by the Council of the Village of Evendale, certain expenditures will take place that need to be appropriately reflected as appropriations; and
- WHEREAS,** Due to the collapse of a pipe below Reading Road, emergency repairs were required for which street maintenance funding was used; and
- WHEREAS,** The street maintenance funding must be replaced prior to start of the street maintenance project; and
- WHEREAS,** Funds are available in the Capital fund; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:

**SECTION I** The following sums are appropriated from the unappropriated Capital Fund (400) to the following line:

400.201.525502 Street Improvements \$64,500.00

**SECTION II** This ordinance is declared to be an emergency by a concurrence of six members of Council, being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale or to provide for the daily operations of a department or office of the Village of Evendale. It is necessary that this measure be put into effect immediately because the public welfare and daily operations of the Village require that line items within special revenue fund budgets not exceed the appropriation amounts approved by Council and it is in the public interest for the streets to be properly maintained in the Village. This ordinance shall be effective upon passage.

Approved September 12, 2023

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

\_\_\_\_\_  
Village Clerk

Approved as to Form:

\_\_\_\_\_  
Village Law Director

1<sup>st</sup> Reading: September 12, 2023  
Rules Suspended: September 12, 2023  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 12, 2023  
Emergency Section Agreed to: September 12, 2023  
Notice of Publication: September, Cincinnati Court Index

**VILLAGE OF EVENDALE, OHIO**  
**ORDINANCE #23-49**

**AN ORDINANCE APPROVING A TRANSFER FROM THE  
CONTINGENCY FUND TO THE BUILDING DEPARTMENT AND  
DECLARING AN EMERGENCY**

**WHEREAS,** Pursuant to legislation properly adopted by the Council of the Village of Evendale, certain expenditures will take place that need to be appropriately reflected as an appropriation; and,

**WHEREAS,** The chairs and the table in the police conference room are in disrepair and not functioning as needed; and

**WHEREAS,** Funding is needed to upgrade the chairs and table in the police conference room to make the work space more usable; and

**WHEREAS,** Funding is available in the contingency line item to supplement the funds necessary; now

BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO ,six members concurring, that:

**SECTION 1:** The following sum is transferred from the General Fund Contingency Fund account:

|                |              |
|----------------|--------------|
| 101.799.579900 | \$ 20,000.00 |
|----------------|--------------|

To the 705 Building Department:

|                                     |              |
|-------------------------------------|--------------|
| 101.705.525211 Capital Improvements | \$ 20,000.00 |
|-------------------------------------|--------------|

**SECTION 2:** These appropriated funds are authorized to be expended for chairs and table in the police conference room.

**SECTION 3:** This ordinance is declared to be an emergency measure by a concurrence of six members of Council, it being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale, or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the public welfare and daily operations of the Village require that line items within Fund budgets not exceed the appropriation amounts approved by Council and it is in the public interest to have usable and well-functioning meeting space in the Village. This ordinance shall be effective upon passage.

Approved September 12, 2023

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

\_\_\_\_\_  
Village Clerk

Approved as to Form:

\_\_\_\_\_  
Village Law Director

1<sup>st</sup> Reading: September 12, 2023

Rules Suspended: September 12, 2023

2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 12, 2023

Emergency Section Agreed to: September 12, 2023

Notice of Publication: September, Cincinnati Court Index

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE # 23-50**

**AN ORDINANCE AUTHORIZING THE MAYOR TO  
EXECUTE THE SECOND AMENDMENT TO THE  
CONTRACT FOR OPERATION, MANAGEMENT, AND  
MAINTENANCE OF THE GORMAN HERITAGE FARM  
WITH THE GORMAN HERITAGE FARM  
FOUNDATION.**

- WHEREAS,** One of the proudest assets of the Village of Evendale is the Gorman Heritage Farm, which offers unique cultural, historical, educational and recreational opportunities to the citizens of Evendale and Greater Cincinnati, and
- WHEREAS,** The Gorman Heritage Farm Foundation, an Ohio not-for-profit corporation (“Foundation”), has long served as the manager and operator of the Gorman Heritage Farm pursuant to an agreement with the Village of Evendale; and
- WHEREAS,** The Foundation has requested two amendments to the existing Contract and Council agrees they are appropriate.

**NOW THEREFORE,**

**BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:**

- SECTION I** The Mayor is hereby authorized and directed to execute the “Second Amendment to the Contract for Operation, Management and Maintenance of the Gorman Heritage Farm” substantially in the form attached hereto and incorporated by reference herein.
- SECTION II** This ordinance shall be effective at the earliest date allowed by law.

Approved September 12, 2023

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

\_\_\_\_\_  
Village Clerk  
Approved as to Form:

\_\_\_\_\_  
Village Law Director  
1<sup>st</sup> Reading: September 12, 2023  
Rules Suspended: September 12, 2023  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 12, 2023  
Emergency Section Agreed to: September 12, 2023  
Notice of Publication: September, Cincinnati Court Index

**Attachment to Ord. # 23-50**

**SECOND AMENDMENT TO THE CONTRACT  
FOR OPERATION, MANAGEMENT AND MAINTENANCE OF THE  
GORMAN HERITAGE FARM**

The Village of Evendale (hereinafter, “Evendale”) an Ohio Charter Municipal Corporation, whose mailing address is 10500 Reading Road, Cincinnati, Ohio 45241 and the Gorman Heritage Farm Foundation (hereinafter, the “Foundation”) an Ohio charitable not-for-profit corporation whose mailing address is 10052 Reading Road, Cincinnati, Ohio 45241, pursuant to Village of Evendale Ordinance #15-39, hereby agree to the following amendment to the Contract for Operation, Management and Maintenance of the Gorman Heritage Farm (“Contract”) entered into July 24, 2015, as amended on March 6, 2020 via the “First Amendment to the Contract for Operation, Management and Maintenance of the Gorman Heritage Farm,” between the parties:

1. Section 3.1 shall be amended to read:

Evendale shall contribute \$390,000 per year to the Foundation in quarterly installments, on or before the 10<sup>th</sup> day of the month of January, April, July, and October with the first installment in January of each calendar year.

2. Section 3.2 shall be amended to read:

Evendale shall create a capital improvement fund for the Farm and appropriate \$25,000.00 annually for capital improvements and repairs to the Farm land, buildings, and equipment. The Foundation, in September of each year, shall present the proposed use of the capital improvement fund to the Mayor so the use of the fund can be considered for inclusion in the annual appropriation ordinance and budget adopted by the Council of Evendale. Should the entire amount of Gorman Farm capital improvement fund not be used in any year, the balance shall be reappropriated to the Gorman Farm Capital Improvement Fund in the ensuing year.

All other effective provisions of the Contract shall remain as stated.

In witness whereof, the Foundation and the Village of Evendale have caused this second amendment to the Contract to be executed on this 12th of September, 2023, to become effective on January 1, 2024.

THE VILLAGE OF EVENDALE

By: \_\_\_\_\_  
Richard Finan, Mayor

Attest: \_\_\_\_\_  
Clerk

THE GORMAN HERITAGE FARM  
FOUNDATION

By: \_\_\_\_\_  
Christopher P. Patterson  
President Heritage Farm Foundation

**CERTIFICATION OF FISCAL OFFICER**

I hereby certify that sufficient funds have been appropriated or are in the process of collection to pay all sums due under this Contract Amendment.

\_\_\_\_\_  
Chief Fiscal Officer

Approved as to form:

\_\_\_\_\_  
Evendale Village Law Director

**SECOND AMENDMENT TO THE CONTRACT  
FOR OPERATION, MANAGEMENT AND MAINTENANCE OF THE  
GORMAN HERITAGE FARM**

The Village of Evendale (hereinafter, "Evendale") an Ohio Charter Municipal Corporation, whose mailing address is 10500 Reading Road, Cincinnati, Ohio 45241 and the Gorman Heritage Farm Foundation (hereinafter, the "Foundation") an Ohio charitable not-for-profit corporation whose mailing address is 10052 Reading Road, Cincinnati, Ohio 45241, pursuant to Village of Evendale Ordinance #\_\_\_\_, hereby agree to the following amendment to the Contract for Operation, Management and Maintenance of the Gorman Heritage Farm ("Contract") entered into July 24, 2015, as amended on March 6, 2020 via the "First Amendment to the Contract for Operation, Management and Maintenance of the Gorman Heritage Farm," between the parties:

1. Section 3.1 shall be amended to read:

Evendale shall contribute \$390,000 per year to the Foundation in quarterly installments, on or before the 10<sup>th</sup> day of the month of January, April, July, and October with the first installment in January of each calendar year.

2. Section 3.2 shall be amended to read:

Evendale shall create a capital improvement fund for the Farm and appropriate \$25,000.00 annually for capital improvements and repairs to the Farm land, buildings, and equipment. The Foundation, in September of each year, shall present the proposed use of the capital improvement fund to the Mayor so the use of the fund can be considered for inclusion in the annual appropriation ordinance and budget adopted by the Council of Evendale. Should the entire amount of Gorman Farm capital improvement fund not be used in any year, the balance shall be reappropriated to the Gorman Farm Capital Improvement Fund in the ensuing year.

All other effective provisions of the Contract shall remain as stated.

In witness whereof, the Foundation and the Village of Evendale have caused this First Amendment to the Contract to be executed on this \_\_\_\_\_ of \_\_\_\_\_, 2023, to become effective on January 1, 2024..

THE VILLAGE OF EVENDALE

By: \_\_\_\_\_  
Richard Finan, Mayor

Attest: \_\_\_\_\_

THE GORMAN HERITAGE FARM  
FOUNDATION

By: \_\_\_\_\_  
Christopher P. Patterson  
President Heritage Farm Foundation



Clerk

**CERTIFICATION OF FISCAL OFFICER**

I hereby certify that sufficient funds have been appropriated or are in the process of collection to pay all sums due under this Contract Amendment.

\_\_\_\_\_  
Chief Fiscal Officer

Approved as to form:

\_\_\_\_\_  
Evendale Village Law Director

**VILLAGE OF EVENDALE  
ORDINANCE #23-51**

**ORDINANCE MAKING APPOINTMENT TO  
RECREATION COMMISSION IN VILLAGE OF EVENDALE  
AND DECLARING AN EMERGENCY**

**WHEREAS,** there is a vacancy on the Recreation Commission within the Village of Evendale; and,

**WHEREAS,** the Mayor has recommended Kalee Knight as the Phi Lambda Pi Teen Representative to serve on this commission.

**BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO** six members concurring that:

**SECTION 1:** The following individual is appointed to fill the vacancy on the commission for the term set out opposite her name:

| <b><u>Recreation Commission</u></b> | <b><u>Term Ends</u></b> |
|-------------------------------------|-------------------------|
| Kalee Knight                        | 12/31/2025              |

**SECTION 2:** This ordinance is declared to be an emergency by a concurrence of six members of Council, being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the daily operation of the Recreation Commission requires full membership to properly operate. This ordinance shall be effective upon passage.

Approved September 12, 2023

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

\_\_\_\_\_  
Village Clerk  
Approved as to Form:

\_\_\_\_\_  
Village Law Director  
1<sup>st</sup> Reading: September 12, 2023  
Rules Suspended: September 12, 2023  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 12, 2023  
Emergency Section Agreed to: September 12, 2023  
Notice of Publication: September, Cincinnati Court Index

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE 23-52**

**AN ORDINANCE APPROVING A SUBDIVISION PLAT PROVIDING FOR THE  
DIVISION OF PROPERTY AT 10450 MEDALLION DRIVE,  
CURRENTLY IDENTIFIED AS PARCEL 611-0030-0236,  
AND DECLARING AN EMERGENCY**

**WHEREAS,** Kissel Family Investments, LLC., the owner of property identified as 10450 Medallion Drive, has applied for a subdivision of the property currently identified as Parcel 611-0030-0236 to split and combine it with other parcels in the Village of Evendale as described on Exhibit A attached hereto and incorporated by reference herein; and

**WHEREAS,** the Planning Commission considered the matter at its meeting on August 15, 2023 and recommended the subdivision be approved pursuant to the provisions of Evendale Code of Ordinances, Chapter 1222, Subdivision Regulations; now therefore

**BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO,** and six members concurring that:

**SECTION 1:** The subdivision plat attached hereto as Exhibit A, incorporated by reference herein, is hereby approved by the Council of the Village of Evendale pursuant to Evendale Code of Ordinances Section 1222.02.

**SECTION 2:** This ordinance is hereby declared to be an emergency measure by concurrence of six members of Council, being necessary to preserve the health, safety and general welfare of the Village of Evendale or to provide for the daily operation of the Department or Office of Evendale. The reason for said emergency is the need to reflect the separate legal ownership of the property specified by the sale-leaseback agreement at the earliest possible time. Said transaction will promote future economic development in the area. Therefore, this Ordinance shall be effective immediately.

Approved September 12, 2023

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

\_\_\_\_\_  
Village Clerk  
Approved as to Form:

\_\_\_\_\_  
Village Law Director  
1<sup>st</sup> Reading: September 12, 2023  
Rules Suspended: September 12, 2023  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 12, 2023  
Emergency Section Agreed to: September 12, 2023  
Notice of Publication: September, Cincinnati Court Index

**VILLAGE OF EVENDALE, OHIO  
RESOLUTION #23-03**

**A RESOLUTION APPROVING THE OHIO DEPARTMENT OF  
COMMERCE, DIVISION OF LIQUOR CONTROL, ECONOMIC  
DEVELOPMENT TRANSFER FORM (TREX) APPLICATION  
FROM COMPASS GROUP USA INC AND DECLARING AN  
EMERGENCY**

**WHEREAS**, the Village of Evendale recently received a State of Ohio, Department of Commerce, Division of Liquor Control Economic Development Transfer Form (TREX) application from Compass Group USA Inc. (see attached) for the purpose of transferring a D-1, D-2, D-3 and D-6 liquor license from Fairborn, Ohio to GE Aerospace located at 1 Neumann Way, Evendale, Ohio 45241 as part of a food/beverage vendor change at the subject business; and,

**WHEREAS**, according to the application, the TREX transfer would result in a \$1,774,852 investment at GE Aerospace and would create 30 jobs; and,

**WHEREAS**, prior to the Division of Liquor Control giving considering the subject application, the legislative authority of the local municipal jurisdiction in which the liquor licenses are to be transferred, must first approve the application; and,

**WHEREAS**, According to Section G of the Application, a Mayor is an authorized agent who can execute the TREX Form on behalf of the municipality after approval by the legislative authority; now,

**BE IT THEREFORE RESOLVED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring that:**

**SECTION 1.** The Village of Evendale Council approves the attached Ohio Department of Commerce, Division of Liquor Control Economic Development Transfer Form (TREX) application submitted by Compass Group USA as it relates to a change in the food/beverage vendor at GE Aerospace located at 1 Neumann Way in Evendale.

**SECTION 2.** Mayor Richard Finan is hereby authorized by The Village of Evendale Council to execute the attached TREX Form.

**SECTION 3.** This Resolution is hereby declared to be an emergency by concurrence of six members of Council, being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect so the Ohio Division of Liquor Control may process the TREX Form, immediately following Village approval, to promptly enable an economic development project associated with GE Aerospace. This Resolution shall be effective upon passage.

Approved: September 12, 2023

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Village Clerk

Approved as to Form:

\_\_\_\_\_  
Village Law Director

1st Reading: September 12, 2023

Emergency Section Agreed to: September 12, 2023 Notice of  
publication: Cincinnati Court Index, September, 2023



**Department  
of Commerce**

Division of Liquor Control

| Division Use Only |         |
|-------------------|---------|
| Check#:           | Permit# |
| # of Checks:      |         |
| Check Amt:        |         |

## ECONOMIC DEVELOPMENT TRANSFER FORM (TREX)

[Ohio Revised Code 4303.29rB.U2 Hb.](#)

### **READ BEFORE YOU START THIS APPLICATION**

Certain permits in Ohio are subject to a quota based upon a formula that factors in the total population of the city, village, or township where the permit will be issued and a ratio, specific to particular permit classes, as set forth in Ohio law (Learn more in our [Quota Resource Guide](#)). When transferring a specific quota permit (i.e., D-1, D-2, etc.) that will move locations to a NEW city, village, or township from where it is currently issued, there must be available spots in that new quota before the Division can process the transfer. If, for a particular quota permit class, there are **NO** spots available in the new quota, then the applicant has a few choices as discussed in our [Trex Resource Guide](#). This form covers the specific permit classes that can be TREX'd under the Ohio law provision noted at the top of this application. A few things to understand before proceeding with the TREX option are that:

- The Division can **ONLY** process the TREX transfer application if the city, village, or township where the permit will transfer to APPROVES the transfer as an economic development project. The city, village, or township can document its approval by signing our form below in Section E.
- ONLY after we receive this completed form with the transfer application will the Division Superintendent review it for processing.
- The city, village, or township, despite approving the TREX transfer can still object to the issuance of your permit at the applied for location and the applicant must still be WET ([Review our Local Option Election Guide](#) for more information) for the requested sales at that address and meet all other rules and regulations before the permit(s) can be issued at that new location.

For this form to be deemed complete, you must fully and legibly complete this application, including:

- Answering all required questions ("\*" indicates a required field);
- Submitting this application with your Transfer Application; **and**
- Securing signatures from the appropriate local government officials listed below.

|   |  |
|---|--|
| <b>SECTION A - Issued Permit Holder Information (i.e. Seller)</b> 3640 COL GLENN HWY & PATIOS<br>Fairborn, Ohio 45435 |  |
| * This section <b>MUST</b> be completed.  |  |
| * Issued Permit Holder's Business Name as on File with the Division:<br><b>COMPASS GROUP USA INC</b>                  | * Issued Permit Holder#:<br><b>16679280040</b> |

**SECTION B - New Business Owner's Information (i.e., Buyer)** NIA-Seller **REMAINS** the owner and is **ONLY** moving locations.

\* **ONLY** fill out this section if the **ownership and location** is changing.

\* Business Entity Or Sole Proprietor Name ("Applicant") (**MUST** match name listed on transfer application);

**COMPASS GROUP USA INC**

|  |                                |                                  |
|--|--------------------------------|----------------------------------|
| <b>Section C - New Permit Premises Address Information</b> |                                |                                  |
| * This section <b>MUST</b> be completed.                   |                                |                                  |
| * New Permit Premises Address:<br><b>1 Neumann Way</b>     |                                |                                  |
| * New Township (if outside city limits):<br><b>n/a</b>     | * New City:<br><b>Evendale</b> | * New County:<br><b>Hamilton</b> |

**SECTION D - Transferred Permits subject to TREX**

\* *This section identifies the permit classes that are being transferred into a **NEW** city, village, or township, consistent with the Transfer Application, that **REQUIRE** TREX sign-off from the local government official that signed below.*

\* Select the Permit Type(s) being transferred that need to be TREX'd:

D C-1      D C-2      III D-1      III D-2      III D-3      D D-5      **\*D-6\***

\* Note - there may be other permit types, like a C-2X, D-3A, or O-6, that are also part of your transfer that are not listed above. Your complete transfer listing needs to be identified on your transfer application (DLC 4120) that you must send with this signed TREX form.

Remember this form is **ONLY** for those permit classes that are subject to the quota and would require TREX sign-off because there are no permits available for the given class in the NEW locality when the transfer is filed. For example, you can be transferring a D-1, O-2, D-3 permit from City A to City B. In City B, there are D-1 and D-3 permits available, but no D-2 permits. In this situation, the only permit class that would **REQUIRE** TREX sign-off is the D-2.

**Section E - Information that MAY be Used to Determine if the Transfer is an Economic Development Project**

[R.C. 4303.29\(B\)\(2\)\(b\)\(iii\)](#) lists several factors the local legislative authority {City, Village or Township} can use when determining if it should approve this transfer as an Economic Development Project. While the law provides broad discretion to the legislative authority when making this decision, **SOME** factors that may be useful to the legislative authority in making its decision, include the:

- Total amount invested in this project: \$ **1,774,852**
- Total number of jobs that will be created by this project: **30**
- Existing or estimated Tax Revenue generated by this project:
  - ▶ Ohio Unemployment Tax      \$ **See below**
  - ▶ Property Tax      \$ **0**
  - ▶ Sales Tax      **\$300,000** \_\_\_\_\_
  - ▶ State Withholding Tax      **\$653,390** {includes unemployment}
  - ▶ Other: \_\_\_\_\_

You may also be asked to provide a projected earnings statement {brand new business}, or a profit and loss statement {existing business}, or a copy of building plans/drawings outlining any construction plans.

---

**Section F -Applicant Signature**

\* This section **MUST** be signed by either the applicant in:

- ▶ *Section A if the seller **REMAINS** the owner of the permit and is **ONLY** moving the permit address to a **NEW** city, village, or township from where it is currently issued; **OR***
  - ▶ *Section B if the ownership of the permit is changing **AND** the new permit address will be in a **NEW** city, village, or township from where the permit is currently issued.*
- 

By signing below, I certify and understand that:

- I have authority to execute this document;
- The information provided is true, correct, and complete to the best of my knowledge and belief;
- Failing to complete this form, consistent with the above listed instructions, will result in this form and/or transfer application being returned to me, unprocessed, until a corrected, complete application is received by the Division;
- During the review of this form and/or my transfer application, further documentation may be needed, and I agree to comply timely and understand that failure to comply could delay the processing of my application;
- Even if the city, township, or village approves my TREX transfer application, the Division **MUST** still notify the applicable legislative authority about your transfer application and that legislative authority has the right to object to the issuance of the permit even for those permit classes that it approved as part of this TREX process; **AND**
- If this TREX form is required, the Division **CANNOT** process the transfer application until it is submitted with this completed (in its entirety) and signed form.

---

(Signature of Individual, Partner, Officer, Managing Member, or 5% or more Shareholder or Member)

Jennifer McConnell

(Please Print Name)

EVP & Secretary

(Title)

8/28/2023

(Date)

2400 Yorkmont Road, Charlotte, NC 28217

(704) 578-1054

---

(Street Address, City, State, Zip Code)

(Telephone with Area Code)

---

## SECTION G - NEW City, Village, or Township Signature

- This section MUST be completed by the City, Village or Township in which this Economic Development Project (TRES) will be located. Legislative officials who can sign this section are, as applicable, the/a:
  - Mayor,
  - City Council Member,
  - Law Director,
  - Clerk of Council,
  - Township Fiscal Officer,
  - County or Township Trustee Board Member; or
  - Other legislative office holder not specified with the authority to act on behalf of the applicable jurisdiction where the permit will be located.

### **THE APPLICANT MUST PROVIDE AN EXECUTED COPY OF THIS FORM WITH ITS TRANSFER APPLICATION.**

The City, Village or Township of Evendale has considered the above-named applicant's TRES application consistent with the factors outlined in R.C. 4303.29(B)(2)(b) and hereby agrees and accepts that this transfer will be an economic development project within its jurisdiction.

By signing this form, I, the city, village, or township official listed below, acknowledges and understands that:

- I have the authority on behalf of my local government to sign this form;
- My signature, on behalf of my jurisdiction, means the Division can continue to process the applicant's transfer application for the applicable TRES'd permit classes;
- The city, village, or township will still be notified about the potential issuance of this permit and that it retains the right to object to this transfer for any and all permit classes applied for by the applicant;
- Once the applied for permit classes are transferred to the applicant within the city's, village's, or township's jurisdiction, the permit can then be transferred to other owners at the same location or to other locations within the city, village, or township by either the current or future owners subject to notice and hearing provisions under R.C. 4303.26;
- The TRES process ONLY contemplates the Division's ability to start processing the applicant's transfer application for the affected permit classes, the applicant MUST still meet any rules and regulations before the permit can be issued and the new location must also be wet for the type of permit classes that the applicant seeks to operate at the new location; and
- It is within the city, village, or township's sole discretion, consistent with Ohio law, to decide whether to approve the applicant's TRES application as an economic development project.

\_\_\_\_\_  
(Signature of Local Official specified above)

\_\_\_\_\_  
(Please Print Name)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Government Email Address)

\_\_\_\_\_  
(Telephone with Area Code)

Applicant MUST submit the transfer application, this TRES form, and any other required forms to:

Ohio Department of Commerce - Division of Liquor Control  
c/o Licensing New & Transfer Section  
6606 Tussing Road  
Reynoldsburg, OH 43068-9005

For Questions call (614) 644-3155

Or email [fileinquiry@com.ohio.gov](mailto:fileinquiry@com.ohio.gov)

Office Hours: 8:00 a.m. - 5:00 p.m. EST