

ORDINANCE NO. 87-2025

TITLE: APPROVE BALLOT INITIATIVE
SUNDAY ALCOHOL SALES

AN ORDINANCE APPROVING A NOVEMBER 2025 BALLOT INITIATIVE TO PERMIT SUNDAY ALCOHOL SALES IN THE DOWNTOWN COMMUNITY ENTERTAINMENT DISTRICT PER SECTION 4301.01 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Barberton, Ohio (“Council”), through the adoption of Ordinance No. _ 2025, approved an application for the creation of the Downtown Community Entertainment District (the “CED”);

WHEREAS, Council, now desires to submit to the electorate for the CED, a ballot initiative which, if passed, would permit Sunday sales of beer and intoxicating liquor within the CED; and

WHEREAS, pursuant to Ohio Revised Code (“ORC”) Section 4501.356, Council may place such an initiative on the ballot by Ordinance, and Council desires to exercise that right.

NOW, THEREFORE, BY IT ORDAINED BY THE COUNCIL, THAT:

SECTION 1. In accordance with ORC Section 4301.356, this Ordinance, and all other documentation required to be filed by such Section, shall be filed with the applicable Boards of Elections, in the manner so prescribed, so that the questions set forth in Sections 2 and 3 below, or substantially similar questions, may be submitted to the electorate in any election or elections in the year 2025 during which, under applicable law, such questions may be submitted to the requisite electorate for a vote.

SECTION 2. The following question shall be filed with the Summit County, Ohio Board of Elections to be voted on by the requisite electorate in the precincts in which the CED is located:

"Shall the sale of beer and intoxicating liquor be permitted on all days of the week, including Sunday, in the Downtown Barberton Community Entertainment District, a community facility as defined by Section 4301.01 of the Revised Code, that is located in and around Downtown Barberton and which includes the real property in the following area:

Street Name	Range	Even/Odd
1st St NW	117-263	Even/Odd
2nd St NW	213-259	Odd
2nd St NW	57-211	Even/Odd
2nd St SW	12-36	Even/Odd
2nd St SW	37-115	Odd
3rd St NW	50-119	Even/Odd
3rd St NW	120-220	Even
4th St NW	50-131	Even/Odd
4th St SW	1-21	Odd
4th St SW	22-49	Even/Odd
5th St NW	90-111	Even/Odd
5th St SW	1-49	Even/Odd
6th St NW	121-217	Odd
6th St NW	56-119	Even/Odd
7th St NW	58-122	Even/Odd
7th St SW	1-51	Odd
8th St NW	57-123	Odd
N Wooster Rd	1-253	Even/Odd
N Wooster Rd	254-264	Even
Robinson Ave E	0-19	Even/Odd
W Ford Ave	599-659	Odd
W Hopocan Ave	400-478	Even
W Lake Ave	400-487	Even/Odd
W Lake Ave	488-504	Even
W Lake Ave	526-600	Even
W Paige Ave	427-498	Even/Odd
W Park Ave	518-619	Even/Odd
W Park Ave	500-516	Even
W Park Ave	620-686	Even
W Park Ave	443-499	Even/Odd
W Tuscarawas Ave	444-686	Even/Odd
W Wooster Rd	659-685	Odd
W Wooster Rd	453-655	Even/Odd

SECTION 3. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, in order to have legislation approved to meet timeliness, and

provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

WITHDRAWN July 14, 2025

Clerk of Council

President of Council

Approved _____ 2025

Mayor

WITHDRAWN