

PROPOSED LOCAL LAW K of 2021

A LOCAL LAW Amending the Code of the Village of Hastings-on-Hudson by Adding a New Chapter 108 Opting Out of On-Site Cannabis Consumption Establishments Within the Village of Hastings-on-Hudson

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

SECTION 1: The Code of the Village of Hastings-on-Hudson is hereby amended to enact a new Chapter 108 to read as follows:

Chapter 108. Cannabis On-site Consumption Opt-out

§ 108-1 Legislative Intent

It is the intent of this local law that the Village of Hastings-on-Hudson opt out of having on-site cannabis consumption establishments licensed to operate or established within the Village of Hastings-on-Hudson.

§ 108-2 Authority

This local law is adopted pursuant to New York Cannabis Law § 131, which expressly authorizes villages to opt-out of allowing on-site cannabis consumption establishments to be licensed or established within their boundaries.

§ 108-3 Local Cannabis On-Site Consumption Opt-Out

- A. The Board of Trustees of the Village of Hastings-on-Hudson, County of Westchester, hereby opts-out of having on-site cannabis consumption establishments licensed or established within the boundaries of the Village of Hastings-on-Hudson, Westchester County, New York.
- B. Pursuant to the New York Cannabis Law § 131, the Village of Hastings-on-Hudson hereby requests the Cannabis Control Board to prohibit the establishment of on-site consumption licenses contained in Article Four of the New York State Cannabis Law (Chapter 7-A of the Consolidated Laws) within the jurisdiction of the Village of Hastings-of-Hudson, Westchester County, New York.

SECTION 2: SEVERABILITY

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

SECTION 3: EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State. Pursuant to New York State Cannabis Law § 131, this local law is subject to a permissive referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition or a referendum has been conducted approving this local law.