

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Village of Amityville

Local Law No. 10 of the year 2023

A local law to amend § 183-95.2 of the Village Code regarding recreational marijuana.

Be it enacted by the Board of Trustees of the Village of Amityville as follows:

Section 1. The Board of Trustees finds that the passage of the Cannabis Law and the adoption of Local Law No. 3 of 2021, which authorized the Village to opt out of allowing retail cannabis dispensaries and on-site cannabis consumption establishments within the Village, which local law was approved by a permissive referendum of the electors of the Village, necessitate an amendment of § 183-95.2 to clarify that no such establishments are permitted in any zoning district within the Village.

Section 2. “183-95.2. Hookah bars and vape shops.

A. Any business whose primary or ancillary purpose is to facilitate the smoking of tobacco, vapors, e-liquids or other substances through a hookah or waterpipe, or an electronic cigarette, commonly referred to as “hookah bars” or “vape shops,” shall be permitted only in the Industrial District as hereinafter provided. Smoking or sale of marijuana, cannabis substitutes and related products are not a permitted use.

B. No premises shall be used as a hookah bar or vape shop, without all applicable licenses, and in strict compliance with applicable governmental regulations.

C. The location of uses permitted in this section within the Industrial District shall be further restricted as follows:

(1) None of such uses shall be permitted within a 300-foot radius of any property used for residential purposes.

(2) None of such uses shall be permitted within a one-half-mile radius of another such use.

(3) None of such uses shall be permitted within a 500-foot radius of any school, church or other place of religious worship, park, playground or playing field.”

Section 3. This local law shall take effect immediately.