

Local Law Filing

(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.

County City Town Village
(Select one.)

of Greenport

Local Law No. 1 of the year 2022

A local law Creating Chapter 59 - Cannabis Opt-Out of the Greenport Village Code opting out of the
(Insert Title)
licensure and establishment of a Retail Dispensary License and/or an on-site consumption
license in the Village of Greenport, pursuant to § 131 of the New York State
Cannabis Law

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Greenport as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, in accordance with the applicable provisions of law.

(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2022 of the ~~County)(City)(Town)~~ (Village) of Greenport Village of Greenport Board of Trustees was duly passed by the _____ on November 29 2021, and was (approved) (not approved) (repassed after disapproval) by the Mayor of the Village of Greenport on January 3 2022. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of January 3 2022, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

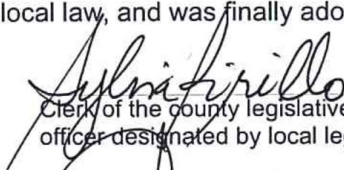
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 4____ above.



Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body
Date: January 4, 2022

(Seal)

LOCAL LAW NO. 1 OF THE YEAR 2022
OF THE INCORPORATED VILLAGE OF GREENPORT
A LOCAL LAW CREATING CHAPTER 59; CANNABIS OPT OUT
OF THE GREENPORT VILLAGE CODE OPTING OUT OF THE
LICENSURE AND ESTABLISHMENT OF A RETAIL DISPENSARY
LICENSE AND/OR AN ON-SITE CONSUMPTION LICENSE
IN THE VILAGE OF GREENPORT
PURSUANT TO §131 OF THE NEW YORK STATE CANNABIS LAW

- Section 1.0 Enactment, Effective Date, Purpose and Intent and Findings.
- Section 1.1. Title
- Section 1.2. Enactment.
- Section 1.3. Effective Date.
- Section 1.4. Purpose and Intent of Local Law.
- Section 1.5. Findings
- Section 2.0 General Provisions
- Section 2.1. Creation of Chapter 59 of the Greenport Village Code
- Section 3.0 Severability
- Section 3.1 Severability

Section 1.0 Enactment, Effective Date, Purpose and Intent and Findings.

1.1. Title

This Local Law shall be entitled, "A Local Law Creating Chapter 59; Cannabis Opt-Out of the Greenport Village Code Opting Out of the Licensure and Establishment of a Retail Dispensary License and/or an On-Site Consumption License in the Village of Greenport".

1.2 Enactment; Subject to Permissive Referendum.

Pursuant to Municipal Home Rule Law, including without limitation Sections 10 and 20 thereof, the Board of Trustees of Village of Greenport, County of Suffolk and State of New York ("Board of Trustees"), hereby enacts this Local Law subject to permissive referendum governed by section twenty-four of the Municipal Home Rule Law, requesting the Cannabis Control Board to prohibit the establishment of such retail dispensary licenses and/or on-site consumption licenses contained in article four of the Cannabis Law within the Village of Greenport.

1.3. Effective Date. This Local Law shall take effect thirty days after the adoption of the local law or on the authorization pursuant to a permissive referendum governed by section twenty-four of the Municipal Home Rule Law in the event that a permissive referendum is conducted, and thereafter on the filing of this Local Law with the Secretary of State of the State of New York.

1.4. Purpose and Intent of this Local Law.

The purpose and intent of the Local Law is for the Village of Greenport to opt-out of the establishment and licensing of retail dispensary licenses and/or on-site consumption licenses contained in Article Four of the Cannabis Law pursuant to Section 131 of the New York State Cannabis Law.

1.5 Findings.

The Board of Trustees after a review of available information and due deliberation hereby finds that it is in the health and welfare and best interests of the residents and property owners and of the quality of life, safety and well-being of the residents of the Village, and the orderly development of the Village of Greenport that the Village of Greenport opts-out of the establishment and licensing of retail dispensary licenses and/or on-site consumption licenses contained in Article Four of the Cannabis Law pursuant to Section 131 of the Cannabis Law.

2.0 General Provisions

2.1 Creation of Chapter 59; Cannabis Opt-Out of the Greenport Village Code

Chapter 59; Cannabis Opt-Out of the Greenport Village Code is hereby created to read as follows:

"§ 59-1 The Village of Greenport hereby elects to opt-out of the provisions of the Cannabis Law allowing the establishment and licensing of allowing retail cannabis dispensaries and/or cannabis on-site consumption establishments within the Village of Greenport and requests the Cannabis Control Board to prohibit the establishment of such retail dispensary licenses and/or on-site consumption licenses contained in article four of the Cannabis Law within the Village of Greenport.

§ 59-2 Upon the adoption of this Chapter by the adoption of a local law subject to permissive referendum the Cannabis Control Board shall not issue a retail dispensary license and/or an on-site consumption license contained in Article Four of the Cannabis Law within the Village of Greenport."

3.0 Severability

3.1 Severability

The provisions of this Local Law are declared to be severable, and if any section, sentence, clause or phrase of this article shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this Local Law, but they shall remain in effect, it being the legislative intent that this Local Law shall stand, notwithstanding the invalidity of any part.