

## LOCAL LAW NO. 4 OF 2022

### **A Local Law Adopted Pursuant to Cannabis Law §131 Opting Out of Licensing and Establishing Cannabis Retail Dispensaries within the Town of Wappinger outside of any Village.**

Be it enacted by the Town Board of the Town of Wappinger as follows:

#### **Section 1. Legislative Intent**

It is the intent of this Local Law to opt the Town of Wappinger out of hosting Cannabis Retail Dispensaries within its boundaries that would otherwise be allowed under the New York State Marijuana Regulation and Taxation Act.

#### **Section 2. Authority**

This Local Law is adopted pursuant to Cannabis Law § 131, which expressly authorizes towns to opt-out of allowing Cannabis Retail Dispensaries to locate and operate within the area of the town outside of any village within such town.

#### **Section 3. Local Opt-Out for Cannabis Retail Dispensaries**

The Town Board of the Town of Wappinger, County of Dutchess, hereby opts-out of allowing Cannabis Retail Dispensaries from locating and operating within the boundaries of the Town of Wappinger outside of any village within the Town. In accordance with Cannabis Law § 131(1), the Town requests the Cannabis Control Board to prohibit the establishment of on-site consumption premises licensed pursuant to Article Four of the Cannabis Law within the Town outside of any village.

#### **Section 4. Local Law Subject to Permissive Referendum**

Pursuant to Cannabis Law § 131, this Local Law is subject to a referendum on petition pursuant to Municipal Home Rule Law §24 and the procedure for calling for and holding such referendum shall be in accordance with the law.

#### **Section 5. Effective Date**

This Local Law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law §27.