

## LOCAL LAW NO. 3 OF 2022

### **A Local Law Adopted Pursuant to Cannabis Law §131 Opting Out of Licensing and Establishing On-Site Cannabis Consumption Premises 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 on-site cannabis consumption premises 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 on-site cannabis consumption premises to locate and operate within the area of the town outside of any village within such town.

#### **Section 3. Local Opt-Out for On-Site Cannabis Consumption Premises**

The Town Board of the Town of Wappinger, County of Dutchess, hereby opts-out of allowing on-site cannabis consumption premises 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.