STATE OF NEW YORK

8795

2025-2026 Regular Sessions

IN ASSEMBLY

June 5, 2025

Introduced by M. of A. WOERNER -- read once and referred to the Committee on Economic Development

AN ACT to amend the alcoholic beverage control law, in relation to an exemption for certain property from the prohibition of alcohol sales within a certain distance of a church

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 3 of section 105 of the alcoholic beverage control law is amended by adding a new paragraph (d) to read as follows:

(d) The provisions of this subdivision shall not apply to premises located wholly within the boundaries of the county of Warren, bounded and described as follows:

ALL THAT CERTAIN LOT OR PARCEL OF LAND situate in the City of Glens Falls, County of Warren, New York, bounded and described as follows: Beginning at the intersection of the southwesterly side of Glen Street with the northwesterly side of South Street and running thence along the southwesterly side of Glen Street north 51 degrees 51 minutes west sixty-five and fifty-two one hundredths feet (65.52) to premises now or formerly owned by Daniel L. Robertson, being the store lot formerly owned by Ruliff Kipp; thence south 38 degrees 9 minutes west along the southeasterly side of said Robertson lot nine and fifty-eight one hundredths feet (9.58) to a point at the southeasterly corner of the foundation of the building on said Robertson property and at the northeasterly corner of the foundation of the building on the premises herein described and continuing on the same course and along the said southeasterly side of said Robertson lot one hundred ten and thirty-nine one-hundredths feet (110.39) (said course being in all one hundred nineteen and ninety-seven one hundredths feet (119.97) to the northeasterly line of the premises formerly owned by Colvin & Parks upon which is constructed the Empire Theatre; thence along said northeasterly line of said Colvin & Parks (now Empire Theatre Lot) south 48 degrees 2 minutes

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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east eighteen and thirty-five one-hundredths feet (18.35) to an angle point in said property line of lands formerly of Colvin & Parks (now Empire Theatre Lot) which point is north 58 degrees 32 minutes west sixty-two and seventy-four one-hundredths feet (62.74) from the northwesterly side of South Street; thence continuing along the northeasterly line of said Colvin & Parks (now Empire Theatre Lot) south 58 degrees 32 minutes east sixty-two and seventy-four one-hundredths feet (62.74) to the northwesterly side of South Street and to a point 12 feet measured along said northwesterly side of South Street from the southeasterly corner of the foundation of the building on said premises herein described (formerly American Hotel and later Hotel Ruliff and now Plaza Hotel); thence along the said northwesterly side of said South Street north 30 degrees 36 minutes east one hundred fourteen and nine-ty-one hundredths feet (114.90) to the point or place of beginning.

"Reserving, however, the right of way between the said Colvin & Parks line and the said Plaza Hotel Building and along the northerly line of said Colvin & Parks property sufficient for teams to pass through and for all pedestrians seeking ingress and egress from said Colvin & Parks land which right of way shall not be obstructed or built over by the owner of the premises herein described, its successors or assigns."

Excepting and reserving from the foregoing, the underground passageway or vault, located in the alley extending westerly from South Street in said City of Glens Falls, beside the building located on the lands now or formerly of Empire Real Estate & Theatre Co., as described in a deed from J.E. Bennett and Nicholas Kakoulis to New York Power and Light Corporation, dated the 13th day of November, 1942 and recorded in the Warren County Clerk's Office on the 16th day of January, 1943 in Book 223 of Deeds at page 535, together with the rights of way and easements therein provided.

§ 2. This act shall take effect immediately.