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I N   S E N A T E

April 19, 2012

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Introduced by Sen. LARKIN -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business

AN ACT to amend the alcoholic beverage control law, in relation to a license to sell liquor at retail for consumption on certain premises

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1.     Subdivision 7 of section 64 of the alcoholic beverage  
2 control law is amended by adding a new paragraph (e-4) to read as  
3 follows:  
4     (E-4) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (A) OF THIS SUBDIVI-  
5 SION, THE AUTHORITY MAY ISSUE A RETAIL LICENSE FOR ON-PREMISES CONSUMP-  
6 TION FOR A PREMISES WHICH SHALL BE LOCATED WITHIN TWO HUNDRED FEET OF A  
7 BUILDING OCCUPIED EXCLUSIVELY AS A CHURCH, SYNAGOGUE OR OTHER PLACE OF  
8 WORSHIP, PROVIDED SUCH PREMISES CONSTITUTES A PREMISES FOR THE SALE OF  
9 FOOD OR BEVERAGES AT RETAIL FOR CONSUMPTION ON THE PREMISES LOCATED  
10 WHOLLY WITHIN THE BOUNDARIES OF THE COUNTY OF ULSTER, BOUNDED AND  
11 DESCRIBED AS FOLLOWS:  
12     THOSE THREE BUILDING LOTS SITUATE ON THE NORTHEASTERLY SIDE OF UNION  
13 AVENUE IN THE CITY OF KINGSTON, BETWEEN THOMAS AND CORNELL STREETS,  
14 KNOWN AND DISTINGUISHED UPON A MAP OF THE PROPERTY OF THE ESTATE OF SAID  
15 THOMAS CORNELL MADE BY B.B. CODWISE, CIVIL ENGINEER, BEARING DATE APRIL  
16 11TH, 1888, AS LOT FIVE (5) SIX (6) AND SEVEN (7) UPON SAID MAP, AND  
17 BOUNDED AND DESCRIBED AS FOLLOWS:  
18     BEGINNING AT THE WEST CORNER OF LOT SEVEN WHICH IS ALSO THE CORNER OF  
19 CORNELL STREET, WHERE IT INTERSECTS WITH UNION AVENUE, AND RUNS FROM  
20 THENCE IN THE SOUTHERLY BOUNDS OF CORNELL STREET, N. 48 DEGREES 10' EAST  
21 THE DISTANCE OF ONE HUNDRED AND THIRTY-EIGHT (138) FEET, TO THE SOUTH  
22 BOUNDS OF LOT (8) EIGHT AS LAID DOWN UPON SAID MAP, THENCE ALONG IN THE  
23 SOUTH BOUNDS OF LOT (8) AFORESAID S. 41 DEGREES 50' EAST ALONG THE REAR  
24 OF LOTS SEVEN, SIX AND FIVE (7, 6 & 5) AS AFORESAID THE DISTANCE OF  
25 SEVENTY-TWO (72) FEET TO A LOT OF LAND OWNED BY MAX OPPENHEIMER AND  
26 KNOWN ON SAID MAP AS LOT FOUR (4); THENCE IN THE DIVISION LINE BETWEEN  
27 LOT FOUR AND FIVE AS LAID DOWN UPON SAID MAP, SOUTH 48 DEGREES 10' W.

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

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1 ONE HUNDRED AND TWENTY-TWO (122) FEET, AND FIFTY-FOUR HUNDREDTHS OF A  
2 FOOT (122 54/100 FEET) TO THE NORTHEASTERLY BOUNDS OF SAID UNION AVENUE;  
3 THENCE ALONG IN SAID NORTHEASTERLY BOUNDS OF SAID UNION AVENUE NORTH 53  
4 DEGREES 57' WEST ALONG THE FRONT OF SAID LOTS FIVE, SIX AND SEVEN (5, 6  
5 & 7) THE DISTANCE OF SEVENTY-THREE FEET AND SIXTY-FIVE HUNDREDTHS OF A  
6 FOOT (73 65/100 FEET) TO THE PLACE OF BEGINNING; AND A PART OF SAID  
7 PREMISES BEING A PART OF THE SAME THAT WAS CONVEYED TO THOMAS CORNELL BY  
8 JANSEN HASBROUCK AND WIFE BEARING DATE MARCH 3, 1877 AND RECORDED IN THE  
9 OFFICE OF THE CLERK OF ULSTER COUNTY IN BOOK NO. 204 OF DEEDS AT PAGE  
10 403 MARCH 6TH, 1877, THE BALANCE OF THE PROPERTY HEREINBEFORE DESCRIBED  
11 AND HEREIN INTENDED TO BE CONVEYED WAS CONVEYED TO THOMAS CORNELL BY  
12 JAMES E. OSTRANDER AND WIFE BY DEED BEARING DATE FEBRUARY 8TH, 1869, AND  
13 RECORDED IN ULSTER COUNTY CLERK'S OFFICE IN BOOK 175 OF DEEDS AT PAGE  
14 29, FEBRUARY 6TH, 1872.

15 S 2. This act shall take effect immediately.