

7253

I N S E N A T E

May 2, 2012

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the alcoholic beverage control law, in relation to removing the street level entrance requirement for licenses for selling alcohol at retail for consumption off the premises

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

1 Section 1. Subdivision 2 of section 105 of the alcoholic beverage
2 control law, as amended by chapter 536 of the laws of 1966, is amended
3 to read as follows:
4 2. No premises shall be licensed to sell liquors and/or wines at
5 retail for off premises consumption, unless said premises shall be
6 located in a store[, the principal entrance to which shall be from the
7 street level and] located on a public thoroughfare in premises which may
8 be occupied, operated or conducted for business, trade or industry or on
9 an arcade or sub-surface thoroughfare leading to a railroad terminal.
10 There may be not more than one additional entrance which shall be [from
11 the street level and] located on and giving access to and from a public
12 or private parking lot or parking area having space for not less than
13 five automobiles.
14 S 2. This act shall take effect on the one hundred twentieth day after
15 it shall have become a law. Effective immediately, the addition, amend-
16 ment and/or repeal of any rules or regulations necessary for the imple-
17 mentation of this act on its effective date is authorized to be made on
18 or before such date.

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

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