

8012--B

2013-2014 Regular Sessions

I N A S S E M B L Y

June 14, 2013

Introduced by M. of A. GOTTFRIED, QUART, LENTOL -- read once and referred to the Committee on Economic Development -- recommitted to the Committee on Economic Development in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the alcoholic beverage control law, in relation to manufacturers of alcohol and retail interest and licenses

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

1 Section 1. Section 106 of the alcoholic beverage control law is
2 amended by adding a new subdivision 13-a to read as follows:
3 13-A. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION THIRTEEN OF THIS
4 SECTION OR ANY OTHER PROVISION OF LAW TO THE CONTRARY, THE STATE LIQUOR
5 AUTHORITY MAY ISSUE A LICENSE OR LICENSES UNDER SECTION EIGHTY-ONE-A OF
6 THIS CHAPTER TO THE OWNER AND/OR OPERATOR OF THE PARCEL DESCRIBED IN
7 THIS PARAGRAPH. THE LEGAL DESCRIPTION FOR THE PARCEL SO IDENTIFIED AS
8 THE SITE ARE AS FOLLOWS:
9 ANY SUCH PREMISES OR BUSINESS CONSTITUTING A RETAIL BAKERY AND RESTAU-
10 RANT AS DEFINED IN THIS CHAPTER CONTAINED WHOLLY WITHIN THE BOUNDARIES
11 OF THE COUNTY OF NEW YORK, BEGINNING AT THE CORNER FORMED BY THE INTER-
12 SECTION OF THE WESTERLY SIDE OF 3RD AVENUE AND THE NORTHERLY SIDE OF
13 EAST 74TH STREET; RUNNING THENCE NORTHERLY ALONG THE WESTERLY SIDE OF
14 3RD AVENUE, 76 FEET 8 INCHES; THENCE WESTERLY PARALLEL WITH EAST 74TH
15 STREET, 100 FEET; THENCE SOUTHERLY PARALLEL WITH 3RD AVENUE, 76 FEET 8
16 INCHES TO THE NORTHERLY SIDE OF EAST 74TH STREET; AND THENCE EASTERLY
17 ALONG THE NORTHERLY SIDE OF EAST 74TH STREET, 100 FEET TO THE CORNER
18 FORMED BY THE INTERSECTION OF THE NORTHERLY SIDE OF EAST 74TH STREET AND
19 THE WESTERLY SIDE OF 3RD AVENUE, TO THE POINT OR PLACE OF BEGINNING.

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

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1 AND, BEGINNING AT A POINT ON THE SOUTHERLY SIDE OF 40TH STREET,
2 DISTANT 147 FEET 6 INCHES WESTERLY FROM THE CORNER FORMED BY THE INTER-
3 SECTION OF THE WESTERLY SIDE OF 5TH AVENUE WITH THE SOUTHERLY SIDE OF
4 40TH STREET; AND, RUNNING THENCE SOUTHERLY AND PARALLEL TO 5TH AVENUE
5 AND PART OF THE DISTANCE THROUGH A PARTY WALL, 98 FEET 9 INCHES; THENCE
6 WESTERLY PARALLEL WITH 40TH STREET, 62 FEET 6 INCHES; THENCE NORTHERLY
7 AGAIN PARALLEL WITH 5TH AVENUE AND PART OF THE DISTANCE THROUGH ANOTHER
8 PARTY WALL 98 FEET 9 INCHES TO THE SOUTHERLY SIDE OF 40TH STREET; THENCE
9 EASTERLY ALONG THE SOUTHERLY SIDE OF 40TH STREET 62 FEET 6 INCHES TO THE
10 POINT OR PLACE OF BEGINNING.

11 AND BEGINNING AT THE CORNER FORMED BY THE INTERSECTION OF THE NORTHER-
12 LY SIDE OF 21ST STREET WITH THE EASTERLY SIDE OF 5TH AVENUE; RUNNING
13 THENCE NORTHERLY ALONG THE SAID EASTERLY SIDE OF 5TH AVENUE, 62 FEET 3
14 1/2 INCHES; THENCE EASTERLY ALONG A LINE WHICH FORMS AN ANGLE ON ITS
15 SOUTHERLY SIDE WITH THE SAID EASTERLY SIDE OF 5TH AVENUE OF 88 DEGREES,
16 30 MINUTES, 81 FEET 1/2 INCH; THENCE SOUTHERLY ALONG A LINE WHICH FORMS
17 AN ANGLE 90 DEGREES, 5 MINUTES AND 30 SECONDS ON ITS WESTERLY SIDE WITH
18 THE LAST MENTIONED COURSE 15 FEET 2 INCHES TO THE SOUTHERLY FACE OF THE
19 SOUTHERLY WALL OF THE ONE STORY BRICK BUILDING ON THE PREMISES ADJOURN-
20 ING THE PREMISES HEREBY DESCRIBED ON THE NORTH; THENCE EASTERLY ALONG
21 THE SOUTHERLY FACE OF THE SOUTHERLY WALL OF SAID BUILDING, 10 FEET 1 1/2
22 INCHES TO THE END THEREOF; THENCE NORTHERLY ALONG THE EASTERLY FACE OF
23 SAID WALL, 1/2 INCH TO THE CENTRE LINE OF A PARTY WALL STANDING PARTLY
24 ON THE PREMISES HEREBY DESCRIBED AND PARTLY ON THE PREMISES ADJOURNING
25 ON THE NORTH; THENCE EASTERLY THROUGH THE CENTRE OF SAID PARTY WALL, 23
26 FEET 5 1/2 INCHES TO AN ANGLE IN SAID WALL; THENCE NORTHEASTERLY STILL
27 ALONG THE CENTRE OF SAID PARTY WALL, 24 FEET 1/2 OF AN INCH TO ANOTHER
28 ANGLE IN SAID WALL; THENCE NORTHEASTERLY STILL ALONG SAID CENTRE LINE OF
29 SAID PARTY WALL, 33 FEET 11 7/8 INCHES TO THE WESTERLY SIDE OF BROADWAY;
30 THENCE SOUTHERLY ALONG THE WESTERLY SIDE OF BROADWAY, 65 FEET 4 INCHES
31 TO THE CORNER FORMED BY THE INTERSECTION OF SAID WESTERLY SIDE OF BROAD-
32 WAY WITH THE NORTHERLY SIDE OF 21ST STREET; AND THENCE WESTERLY ALONG
33 THE SAID NORTHERLY SIDE OF 21ST STREET, 195 FEET TO THE POINT OR PLACE
34 OF BEGINNING.

35 AND, BEGINNING AT A POINT ON THE SOUTHERLY SIDE OF CENTRAL PARK SOUTH,
36 FORMERLY KNOWN AS 59TH STREET, IN THE SAID BOROUGH AND CITY, DISTANT 450
37 FEET WESTERLY FROM THE CORNER FORMED BY THE INTERSECTION OF THE WESTERLY
38 SIDE OF SEVENTH AVENUE WITH THE SAID SOUTHERLY SIDE OF CENTRAL PARK
39 SOUTH; RUNNING THENCE SOUTHERLY, PARALLEL WITH SEVENTH AVENUE 200 FEET
40 10 INCHES TO THE NORTHERLY SIDE OF WEST 58TH STREET; THENCE WESTERLY
41 ALONG THE NORTHERLY SIDE OF WEST 58TH STREET, 145 FEET TO THE EASTERLY
42 SIDE OF BROADWAY; THENCE NORTHWESTERLY ALONG THE EASTERLY SIDE OF BROAD-
43 WAY 165 FEET 9 1/2 INCHES TO ITS INTERSECTION WITH THE EASTERLY SIDE OF
44 GRAND OR COLUMBUS CIRCLE; THENCE NORTHERLY ALONG THE EASTERLY SIDE OF
45 GRAND OR COLUMBUS CIRCLE, 50 FEET 3 INCHES TO THE SOUTHERLY SIDE OF
46 CENTRAL PARK SOUTH; THENCE EASTERLY ALONG THE SOUTHERLY SIDE OF CENTRAL
47 PARK SOUTH, 189 FEET 10 1/2 INCHES TO THE POINT OR PLACE OF BEGINNING.

48 AND, BEGINNING AT THE CORNER FORMED BY THE INTERSECTION OF THE SOUTH-
49 ERLY SIDE OF 10TH STREET WITH THE WESTERLY SIDE OF BROADWAY; RUNNING
50 THENCE WESTERLY ALONG THE SAID SOUTHERLY SIDE OF 10TH STREET, 125 FEET 5
51 INCHES TO THE DIVISION LINE BETWEEN LOTS 222 AND 223 ON SAID MAP; THENCE
52 SOUTHERLY ALONG SAID DIVISION LINE AT RIGHT ANGLES TO SAID SOUTHERLY
53 SIDE OF EAST 10TH STREET, 92 FEET 3-1/2 INCHES TO THE DIVISION LINE
54 BETWEEN LOTS 222 AND 191 ON SAID MAP; THENCE WESTERLY AT RIGHT ANGLES TO
55 THE LAST COURSE AND ALONG THE DIVISION LINE BETWEEN LOTS 220, 221 AND
56 222 ON SAID MAP ON THE NORTH AND LOTS 191, 192 AND 193 ON SAID MAP ON

1 THE SOUTH, 61 FEET 1 INCH TO THE DIVISION LINE BETWEEN LOTS 193 AND 194
2 ON SAID MAP; THENCE SOUTHERLY ALONG SAID LAST MENTIONED DIVISION LINE AT
3 RIGHT ANGLES TO THE LAST COURSE, 92 FEET 3 INCHES TO THE NORTHERLY SIDE
4 OF EAST 9TH STREET;

5 ALL THAT CERTAIN PLOT, PIECE OF PARCEL OF LAND SITUATE, LYING AN BEING
6 IN THE BOROUGH OF MANHATTAN, COUNTY, CITY AND STATE OF NEW YORK, BOUNDED
7 AND DESCRIBED AS FOLLOWS:

8 BEGINNING AT THE CORNER FORMED BY THE INTERSECTION OF THE NORTHERLY SIDE
9 OF ASTOR PLACE AND THE EASTERLY SIDE OF BROADWAY; RUNNING THENCE NORTH-
10 ERLY ALONG THE EASTERLY SIDE OF BROADWAY, 133 FEET 1/2 OF AN INCH TO THE
11 CORNER FORMED BY THE INTERSECTION OF EASTERLY SIDE OF BROADWAY AND THE
12 SOUTHERLY SIDE OF EAST 8TH STREET;

13 THENCE EASTERLY ALONG THE SOUTHERLY SIDE OF EAST 8TH STREET, 116 FEET
14 81/4 INCHES;

15 THENCE SOUTHERLY ON A LINE FORMING AN ANGLE OF 97 DEGREES 51 MINUTES 40
16 SECONDS WITH THE SOUTHERLY SIDE OF EAST 8TH STREET, 98 FEET 7 INCHES TO
17 THE NORTHERLY SIDE OF ASTOR PLACE;

18 THENCE WESTERLY ALONG THE NORTHERLY SIDE OF ASTOR PLACE, 143 FEET 91/2
19 INCHES TO THE CORNER FORMED BY THE INTERSECTION OF THE NORTHERLY SIDE OF
20 ASTOR PLACES AND THE EASTERLY SIDE OF BROADWAY, AT THE POINT OR PLACE OF
21 BEGINNING.

22 S 2. This act shall take effect immediately.