

3560

2013-2014 Regular Sessions

I N S E N A T E

February 5, 2013

Introduced by Sens. ADAMS, MONTGOMERY -- 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
providing an exemption for a retail liquor license

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-5) to read as
3 follows:
4 (E-5) 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 SCHOOL, PROVIDED SUCH PREMISES
8 CONSTITUTE A PREMISES FOR THE SALE OF FOOD OR BEVERAGES AT RETAIL FOR
9 CONSUMPTION ON THE PREMISES LOCATED WHOLLY WITHIN THE BOUNDARIES OF THE
10 BOROUGH OF BROOKLYN IN THE COUNTY OF KINGS AND THE CITY OF NEW YORK,
11 BOUNDED AND DESCRIBED AS FOLLOWS:
12 BEGINNING AT A POINT ON THE WESTERLY SIDE OF WASHINGTON AVENUE DISTANT
13 636.45 FEET SOUTHERLY FROM THE INTERSECTION OF THE SOUTHERLY SIDE OF
14 EASTERN PARKWAY AND WESTERLY SIDE OF WASHINGTON AVENUE, SAID POINT BEING
15 THE POINT OF BEGINNING; RUNNING THENCE SOUTHERLY ALONG THE WESTERLY SIDE
16 OF WASHINGTON AVENUE, A DISTANCE OF 345.43 FEET; THENCE WESTERLY ALONG
17 THE LINE FORMING AN INTERIOR ANGLE WITH THE PREVIOUS COURSE OF 90
18 DEGREES 00 MINUTES 00 SECONDS, A DISTANCE OF 122.68 FEET; THENCE NORTH-
19 ERLY ALONG THE LINE FORMING AN INTERIOR ANGLE WITH THE PREVIOUS COURSE
20 OF 58 DEGREES 50 MINUTES 53 SECONDS, A DISTANCE OF 123.94 FEET; THENCE
21 NORTHERLY ALONG THE LINE FORMING AN EXTERIOR ANGLE WITH THE PREVIOUS
22 COURSE OF 159 DEGREES 18 MINUTES 33 SECONDS, A DISTANCE OF 36.59 FEET;
23 THENCE NORTHERLY ALONG THE LINE FORMING AN EXTERIOR ANGLE WITH THE
24 PREVIOUS COURSE OF 169 DEGREES 36 MINUTES 23 SECONDS, A DISTANCE OF

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

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1 26.26 FEET; THENCE WESTERLY ALONG THE LINE FORMING AN EXTERIOR ANGLE
2 WITH THE PREVIOUS COURSE OF 123 DEGREES 49 MINUTES 33 SECONDS, A
3 DISTANCE OF 58.57 FEET; THENCE SOUTHWESTERLY ALONG THE LINE FORMING AN
4 EXTERIOR ANGLE WITH THE PREVIOUS COURSE OF 129 DEGREES 53 MINUTES 13
5 SECONDS, A DISTANCE OF 108.38 FEET; THENCE WESTERLY, A DISTANCE OF 84.05
6 FEET ALONG A CURVE TO THE RIGHT, WHICH HAS A RADIUS OF 192.59 FEET, AND
7 HAVING A CENTRAL ANGLE OF 25°00'14"; THENCE WESTERLY, A DISTANCE OF
8 58.94 FEET ALONG A CURVE TO THE RIGHT, WHICH HAS A RADIUS OF 181.42
9 FEET, AND HAVING A CENTRAL ANGLE OF 18°36'54". THENCE WESTERLY, A
10 DISTANCE OF 354.56 FEET; THENCE NORTHERLY ALONG THE LINE FORMING AN
11 INTERIOR ANGLE WITH THE PREVIOUS COURSE OF 90 DEGREES 14 MINUTES 09
12 SECONDS, A DISTANCE OF 114.49 FEET; THENCE EASTERLY ALONG THE LINE FORM-
13 ING AN EXTERIOR ANGLE WITH THE PREVIOUS COURSE OF 286 DEGREES 53 MINUTES
14 22 SECONDS, A DISTANCE OF 7.54 FEET; THENCE EASTERLY ALONG THE LINE
15 FORMING AN INTERIOR ANGLE WITH THE PREVIOUS COURSE OF 195 DEGREES 07
16 MINUTES 53 SECONDS, A DISTANCE OF 159.88 FEET; THENCE EASTERLY ALONG THE
17 LINE FORMING AN INTERIOR ANGLE WITH THE PREVIOUS COURSE OF 193 DEGREES
18 52 MINUTES 57 SECONDS, A DISTANCE OF 161.51 FEET; THENCE WESTERLY ALONG
19 THE LINE FORMING AN INTERIOR ANGLE WITH THE PREVIOUS COURSE OF 257
20 DEGREES 31 MINUTES 43 SECONDS, A DISTANCE OF 116.17 FEET; THENCE
21 NORTHEASTERLY, A DISTANCE OF 7.07 FEET ALONG A NON-TANGENT CURVE TO THE
22 RIGHT, HAVING A RADIUS OF 4.50 FEET, A CENTRAL ANGLE OF 89°59'10" AND A
23 CHORD OF 6.36 FEET, WHICH CHORD MAKES AN INTERIOR ANGLE WITH THE PREVI-
24 OUS COURSE OF 135 DEGREES 01 MINUTES 12 SECONDS; THENCE EASTERLY ALONG
25 THE LINE FORMING AN INTERIOR ANGLE WITH THE CHORD OF THE ABOVE-REFER-
26 ENCED CURVE OF 135 DEGREES 01 MINUTES 17 SECONDS, A DISTANCE OF 135.59
27 FEET; THENCE EASTERLY, A DISTANCE OF 81.93 FEET ALONG A NON-TANGENT
28 CURVE TO THE LEFT, HAVING A RADIUS OF 272.93 FEET, A CENTRAL ANGLE OF
29 17°11'59" AND A CHORD OF 81.63 FEET, WHICH CHORD MAKES AN INTERIOR ANGLE
30 WITH THE PREVIOUS COURSE OF 186 DEGREES 52 MINUTES 37 SECONDS; THENCE
31 EASTERLY ALONG THE LINE FORMING AN INTERIOR ANGLE WITH THE CHORD OF THE
32 ABOVE-REFERENCED CURVE OF 192 DEGREES 21 MINUTES 11 SECONDS, A DISTANCE
33 OF 38.24 FEET; THENCE EASTERLY ALONG THE LINE FORMING AN INTERIOR ANGLE
34 WITH THE PREVIOUS COURSE OF 183 DEGREES 09 MINUTES 51 SECONDS, A
35 DISTANCE OF 21.53 FEET TO THE POINT OF BEGINNING.

36 S 2. This act shall take effect immediately.