S T A T E O F N E W Y O R K

4098

2013-2014 Regular Sessions

I N S E N A T E

March 8, 2013

Introduced by Sen. DeFRANCISCO -- 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:

Section 1. Subdivision 7 of section 64 of the alcoholic beverage control law is amended by adding a new paragraph (e-5) to read as follows:

(E-5) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (A) OF THIS SUBDIVISION, THE AUTHORITY MAY ISSUE A RETAIL LICENSE FOR ON-PREMISES CONSUMPTION FOR A PREMISES WHICH SHALL BE LOCATED WITHIN TWO HUNDRED FEET OF A BUILDING OCCUPIED EXCLUSIVELY AS A CHURCH, SYNAGOGUE OR OTHER PLACE OF WORSHIP, PROVIDED SUCH PREMISES CONSTITUTES A PREMISES FOR THE SALE OF FOOD OR BEVERAGES AT RETAIL FOR CONSUMPTION ON THE PREMISES LOCATED WHOLLY WITHIN THE BOUNDARIES OF THE COUNTY OF ONONDAGA, BOUNDED AND DESCRIBED AS FOLLOWS:

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF SYRACUSE, COUNTY OF ONONDAGA AND STATE OF NEW YORK BEING PART OF FARM LOT NUMBER 284 OF THE LATE TOWN OF GEDDES AND KNOWN AND DISTINGUISHED AS LOT NUMBER 6 ACCORDING TO A MAP FILED IN THE ONONDAGA COUNTY CLERK'S OFFICE BY KASSON FRAZER; SAID LOT NUMBER 6 BEING 66 FEET IN FRONT ON PARK AVENUE (FORMERLY FRAZER STREET) SAME WIDTH IN REAR AND 140 FEET DEEP.

ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF SYRACUSE, COUNTY OF ONONDAGA AND STATE OF NEW YORK, AND BEING PART OF FARM LOT NO. TWO HUNDRED AND EIGHTY-FOUR (284) AND ALSO PART OF LOT NO. FOUR (4) OF BLOCK FIVE (5) OF THE FRAZER TRACT ACCORDING TO A MAP OF SAID TRACT FILED IN ONONDAGA COUNTY CLERKS' OFFICE SEPTEMBER 12, 1867 AND BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTH LINE OF PARK AVENUE WITH THE WEST LINE OF NORTH GEDDES STREET; RUNNING THENCE WESTERLY ALONG THE SOUTH LINE OF PARK AVENUE SEVENTY-TWO (72) FEET; THENCE SOUTHERLY PARALLEL WITH NORTH GEDDES STREET FORTY-TWO (42) FEET; THENCE EASTERLY PARALLEL WITH PARK AVENUE SEVENTY-TWO (72) FEET TO

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

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THE WEST LINE OF NORTH GEDDES STREET; THENCE NORTHERLY ALONG THE WEST LINE OF NORTH GEDDES STREET FORTY-TWO (42) FEET TO THE PLACE OF BEGINNING, AND

ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF SYRACUSE, COUNTY OF ONONDAGA AND STATE OF NEW YORK AND BEING KNOWN AND DESCRIBED AS PART OF LOT FOUR (4) IN BLOCK (5) OF THE FRAZER TRACT, SO CALLED, ACCORDING TO A MAP THEREOF RECORDED DECEMBER 31, 1868, IN BOOK 173, PAGE 458, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, BEGINNING IN THE WESTERLY LINE OF NORTH GEDDES ST., AT A POINT 42 FT. SOUTH OF THE INTERSECTION OF SAID WESTERLY LINE OF NORTH GEDDES ST., WITH THE SOUTHERLY LINE OF PARK AVE., THENCE WESTERLY PARALLEL WITH THE SOUTHERLY LINE OF PARK AVE., 72 FT. TO THE EASTERLY LINE OF LANDS HERETOFORE CONVEYED TO SECOND PARTIES BY FIRST PARTY; THENCE SOUTHERLY ON SAID EASTERLY LINE OF SAID LANDS FORMERLY CONVEYED TO SECOND PARTIES, 28 FT. TO THE SOUTHERLY LINE OF SAID LOT 4; THENCE EASTERLY ON SAID SOUTHERLY LINE OF SAID LOT 4, AND PARALLEL WITH THE SOUTHERLY LINE OF PARK AVE., 72 FT. TO THE WESTERLY LINE OF NORTH GEDDES ST., THENCE NORTHERLY ON THE WESTERLY LINE OF NORTH GEDDES ST., 28 FT. TO THE PLACE OF BEGINNING. ALSO,

ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF SYRACUSE, COUNTY OF ONONDAGA, STATE OF NEW YORK (FORMERLY TOWN OF GEDDES) AND BEING KNOWN AS PART OF LOCS NOS. FOUR (4) AND FIVE (5) IN FARM LOT 284, ACCORDING TO A MAP OF THE FRAZER TRACT, FILED IN THE ONONDAGA COUNTY CLERK'S OFFICE SEPTEMBER 12TH, 1867; BEGINNING AT A POINT IN THE SOUTH LINE OF PARK AVENUE, ONE HUNDRED AND THIRTY-TWO (132) FEET WEST OF NORTH GEDDES STREET AND AT THE WEST LINE OF LOT NO. FOUR (4); THENCE SOUTH AND PARALLEL WITH NORTH GEDDES STREET, ONE HUNDRED AND SEVEN (107) FEET; THENCE EAST AND PARALLEL WITH PARK AVENUE, THIRTY-THREE (33) FEET; THENCE NORTH AND PARALLEL WITH NORTH GEDDES STREET, THIRTY-SEVEN (37) FEET; THENCE EAST AND PARALLEL WITH PARK AVENUE, TWENTY-SEVEN (27) FEET; THENCE NORTH AND PARALLEL WITH NORTH GEDDES STREET, SEVENTY (70) FEET TO THE NORTH LINE OF SAID LOT NO. FOUR (4); THENCE WEST, ALONG THE LINE OF SAID LOT NO. FOUR (4), SIXTY FEET (60) TO THE PLACE OF BEGINNING. ALSO,

ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF SYRACUSE, COUNTY OF ONONDAGA AND STATE OF NEW YORK, BEING PART OF LOT 3, BLOCK 4, FRAZER TRACT, ACCORDING TO A MAP FILED IN ONONDAGA COUNTY CLERK'S OFFICE, SAID LOT BEING 40 FEET FRONT ON THE WEST LINE OF NORTH GEDDES STREET, SAME IN REAR, AND 100 FEET DEEP. THE NORTH LINE THEREOF IS PART OF THE NORTH LINE OF SAID LOT NO. 3 AND THE SOUTH LINE THEREOF IS NOW ON THE NORTH LINE OF PARK AVENUE, AND

ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF SYRACUSE, COUNTY OF ONONDAGA AND STATE OF NEW YORK, AND BEING MORE PARTICULARLY DESCRIBED AS ALL THAT PART OF THE SOUTHERLY HALF OF LOT NO. 2 IN BLOCK NO. 4 OF THE FRAZER TRACT, SYRACUSE, ACCORDING TO A MAP OF SAID TRACT MADE BY BORDEN & GRIFFIN AND FILED IN ONONDAGA COUNTY CLERK'S OFFICE SEPT. 12, 1867, BOUNDED AND DESCRIBED AS FOLLOWS, VIA. BEGINNING AT A POINT ON THE WEST LINE OF N. GEDDES ST. 40 FT. NORTHERLY FROM THE INTERSECTION OF THE WESTERLY LINE OF N. GEDDES ST., WITH THE NORTHERLY LINE OF PARK AVENUE (FORMERLY FRAZER STREET) AS NOW LAID OUT, SAID POINT BEING THE SOUTHEAST CORNER OF SAID LOT NO. 2, THENCE NORTHERLY ALONG THE WEST LINE OF N. GEDDES ST. 35 FEET; THENCE WESTERLY AND PARALLEL TO PARK AVE. 100 FEET; THENCE SOUTHERLY AND PARALLEL TO N. GEDDES ST., 35 FT., THENCE EASTERLY AND PARALLEL TO PARK AVE. 100 FT. TO THE PLACE OF BEGINNING.

S 2. This act shall take effect immediately.