

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 ASSEM-
BLY, 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 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 ONONDAGA, BOUNDED AND
11 DESCRIBED AS FOLLOWS:
12 ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF SYRACUSE,
13 COUNTY OF ONONDAGA AND STATE OF NEW YORK BEING PART OF FARM LOT NUMBER
14 284 OF THE LATE TOWN OF GEDDES AND KNOWN AND DISTINGUISHED AS LOT NUMBER
15 6 ACCORDING TO A MAP FILED IN THE ONONDAGA COUNTY CLERK'S OFFICE BY
16 KASSON FRAZER; SAID LOT NUMBER 6 BEING 66 FEET IN FRONT ON PARK AVENUE
17 (FORMERLY FRAZER STREET) SAME WIDTH IN REAR AND 140 FEET DEEP.
18 ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF SYRACUSE,
19 COUNTY OF ONONDAGA AND STATE OF NEW YORK, AND BEING PART OF FARM LOT NO.
20 TWO HUNDRED AND EIGHTY-FOUR (284) AND ALSO PART OF LOT NO. FOUR (4) OF
21 BLOCK FIVE (5) OF THE FRAZER TRACT ACCORDING TO A MAP OF SAID TRACT
22 FILED IN ONONDAGA COUNTY CLERKS' OFFICE SEPTEMBER 12, 1867 AND BOUNDED
23 AND DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTH
24 LINE OF PARK AVENUE WITH THE WEST LINE OF NORTH GEDDES STREET; RUNNING
25 THENCE WESTERLY ALONG THE SOUTH LINE OF PARK AVENUE SEVENTY-TWO (72)
26 FEET; THENCE SOUTHERLY PARALLEL WITH NORTH GEDDES STREET FORTY-TWO (42)
27 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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1 THE WEST LINE OF NORTH GEDDES STREET; THENCE NORTHERLY ALONG THE WEST
2 LINE OF NORTH GEDDES STREET FORTY-TWO (42) FEET TO THE PLACE OF BEGIN-
3 NING, AND

4 ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF SYRACUSE,
5 COUNTY OF ONONDAGA AND STATE OF NEW YORK AND BEING KNOWN AND DESCRIBED
6 AS PART OF LOT FOUR (4) IN BLOCK (5) OF THE FRAZER TRACT, SO CALLED,
7 ACCORDING TO A MAP THEREOF RECORDED DECEMBER 31, 1868, IN BOOK 173, PAGE
8 458, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, BEGINNING IN THE
9 WESTERLY LINE OF NORTH GEDDES ST., AT A POINT 42 FT. SOUTH OF THE
10 INTERSECTION OF SAID WESTERLY LINE OF NORTH GEDDES ST., WITH THE SOUTH-
11 ERLY LINE OF PARK AVE., THENCE WESTERLY PARALLEL WITH THE SOUTHERLY LINE
12 OF PARK AVE., 72 FT. TO THE EASTERLY LINE OF LANDS HERETOFORE CONVEYED
13 TO SECOND PARTIES BY FIRST PARTY; THENCE SOUTHERLY ON SAID EASTERLY LINE
14 OF SAID LANDS FORMERLY CONVEYED TO SECOND PARTIES, 28 FT. TO THE SOUTH-
15 ERLY LINE OF SAID LOT 4; THENCE EASTERLY ON SAID SOUTHERLY LINE OF SAID
16 LOT 4, AND PARALLEL WITH THE SOUTHERLY LINE OF PARK AVE., 72 FT. TO THE
17 WESTERLY LINE OF NORTH GEDDES ST., THENCE NORTHERLY ON THE WESTERLY LINE
18 OF NORTH GEDDES ST., 28 FT. TO THE PLACE OF BEGINNING. ALSO,

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

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

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

54 S 2. This act shall take effect immediately.