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

4129--A

2013-2014 Regular Sessions

I N S E N A T E

March 11, 2013

Introduced by Sens. GALLIVAN, KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business -- recommitted to the Committee on Commerce, Economic Development and Small Business in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

Section 1. Paragraph (e-5) of subdivision 7 of section 64 of the alcoholic beverage control law, as added by chapter 192 of the laws of 2013 is redesignated paragraph (e-6) and a new paragraph (e-7) is added to read as follows:

(E-7) 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 CONSTITUTE 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 ERIE, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF ABBOTT ROAD, DISTANT TWO HUNDRED FIVE AND FIFTY NINE HUNDREDTHS FEET NORTHERLY FROM THE CORNER FORMED BY THE INTERSECTION OF THE EASTERLY SIDE OF ABBOTT ROAD WITH THE NORTHERLY SIDE OF SHENANDOAH ROAD; RUNNING THENCE NORTHERLY, PARALLEL WITH ABBOTT ROAD, EIGHTY-FIVE FEET TO THE INTERSECTION OF EASTERLY SIDE OF ABBOTT ROAD WITH THE SOUTHERLY SIDE OF NARAGANSETT ROAD; THENCE EASTERLY, PARALLEL WITH NARAGANSETT ROAD, ONE HUNDRED FORTY FEET; THENCE SOUTHERLY, PARALLEL WITH ABBOTT ROAD, EIGHTY-FIVE FEET; THENCE WESTERLY, PARALLEL WITH NARAGANSETT ROAD, ONE HUNDRED FORTY FEET.

S 2. This act shall take effect immediately.

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

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