

7165

I N S E N A T E

April 4, 2016

Introduced by Sen. GALLIVAN -- 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 the issuance of a retail license for on-premises consumption for certain premises

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-8) to read as
3 follows:

4 (E-8) 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 AS A CHURCH, SYNAGOGUE OR OTHER PLACE OF WORSHIP,
8 PROVIDED SUCH PREMISES CONSTITUTE A PREMISES FOR THE SALE OF FOOD OR
9 BEVERAGES AT RETAIL FOR CONSUMPTION ON THE PREMISES LOCATED WHOLLY WITH-
10 IN THE BOUNDARIES OF THE COUNTY OF ERIE, BOUNDED AND DESCRIBED AS
11 FOLLOWS:

12 ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF BUFFALO, COUN-
13 TY OF ERIE AND STATE OF NEW YORK, BEING PART OF LOT NO.48, TOWNSHIP 11,
14 RANGE 8 OF THE HOLLAND LAND COMPANY'S SURVEY, DESCRIBED AS FOLLOWS:

15 BEGINNING AT A POINT IN THE EASTERLY LINE OF ELMWOOD AVENUE DISTANT
16 191.1 FEET NORTH OF THE INTERSECTION OF SAID EASTERLY LINE OF ELMWOOD
17 AVENUE WITH THE NORTHERLY LINE OF BIRD AVENUE; RUNNING THENCE NORTHERLY
18 ALONG THE SAID EASTERLY LINE OF ELMWOOD AVENUE 63 FEET; THENCE EASTERLY
19 AT RIGHT ANGLES WITH ELMWOOD AVENUE 140 FEET; THENCE SOUTHERLY PARALLEL
20 WITH ELMWOOD AVENUE 63 FEET; THENCE WESTERLY AT RIGHT ANGLES TO ELMWOOD
21 AVENUE 140 FEET TO THE SAID EASTERLY LINE OF ELMWOOD AVENUE TO THE POINT
22 OR PLACE OF BEGINNING.

23 ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF BUFFALO,
24 COUNTY OF ERIE AND STATE OF NEW YORK, BEING PART OF LOT NO. FORTY-EIGHT
25 (48), TOWNSHIP ELEVEN (11) AND RANGE EIGHT (8) OF THE HOLLAND LAND
26 COMPANY'S SURVEY AND BOUNDED AND DESCRIBED AS FOLLOWS:

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

LBD14066-01-6

1 BEGINNING AT A POINT IN THE EASTERLY LINE OF ELMWOOD AVENUE ONE
2 HUNDRED SIXTY AND ONE-TENTH (160.10) FEET NORTHERLY FROM ITS INTER-
3 SECTION WITH THE NORTHERLY LINE OF BIRD AVENUE, RUNNING THENCE NORTHERLY
4 ON SAID EASTERLY LINE OF ELMWOOD AVENUE THIRTY-ONE (31) FEET; THENCE
5 EASTERLY AT RIGHT ANGLES TO ELMWOOD AVENUE ONE HUNDRED FORTY (140) FEET;
6 THENCE SOUTHERLY PARALLEL WITH ELMWOOD AVENUE THIRTY-ONE (31) FEET;
7 THENCE WESTERLY AT RIGHT ANGLES TO ELMWOOD AVENUE, ONE HUNDRED FORTY
8 (140) FEET TO THE EASTERLY LINE OF ELMWOOD AVENUE AT THE PLACE OF BEGIN-
9 NING.

10 ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE CITY OF BUFFALO,
11 COUNTY OF ERIE AND STATE OF NEW YORK, BEING PART OF LOT NO. 48, TOWNSHIP
12 11, RANGE 8 OF THE HOLLAND LAND COMPANY'S SURVEY AND BOUNDED AND
13 DESCRIBED AS FOLLOWS:

14 BEGINNING AT A POINT IN THE EAST LINE OF ELMWOOD AVENUE, DISTANT
15 321.50 FEET SOUTH FROM THE INTERSECTION OF SAID EAST LINE WITH THE SOUTH
16 LINE OF FOREST AVENUE; THENCE SOUTH ALONG THE EAST LINE OF ELMWOOD
17 AVENUE, 49 FEET TO A POINT; THENCE EAST AT RIGHT ANGLES TO THE EAST LINE
18 OF ELMWOOD AVENUE, 140 FEET TO A POINT, THENCE NORTH, PARALLEL WITH THE
19 EAST LINE OF ELMWOOD AVENUE, 49 FEET TO A POINT; THENCE WEST IN A
20 STRAIGHT LINE, 140 FEET TO THE POINT OF BEGINNING.

21 S 2. This act shall take effect immediately.