

# STATE OF NEW YORK

726

2019-2020 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2019

Introduced by Sen. 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  
authorizing the issuance of a license to certain motion picture thea-  
tres

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

1 Section 1. Section 64-a of the alcoholic beverage control law is  
2 amended by adding a new subdivision 6-a to read as follows:

3 6-a. Notwithstanding subdivision six of this section, the authority  
4 may issue a license to serve beer, wine and cider as provided for in  
5 section eighty-one-a and section one hundred six of this chapter, to a  
6 corporation organized pursuant to the not-for-profit corporation law  
7 operating a motion picture theatre on a part-time or full-time basis  
8 located on the premises of any of the following three parcels. Provided,  
9 however, the authority shall require that (i) each of the following  
10 three parcels secures written support, that is filed with the authority,  
11 for any such license from the relevant local community boards, and (ii)  
12 each such license shall stipulate that while beer, wine and cider are  
13 being given away, sold, or otherwise made available during the showing  
14 of any motion picture or film in any screening room of a motion picture  
15 theatre or film theatre located on the premises of any of the three  
16 parcels, then every customer, patron, guest or member admitted to such  
17 motion picture or film theatre must be twenty-one years of age or older,  
18 and the process by which such policy shall be implemented and enforced.

19 PARCEL A

20 BEGINNING at the corner formed by the intersection of the Southerly  
21 side of Lafayette Avenue with the Easterly side of Ashland Place;

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

LBD03551-01-9

1 RUNNING THENCE Easterly along the Southerly side of Lafayette Avenue,  
2 one hundred and seventy-six (176) feet one (1) inch to the Westerly side  
3 of St. Felix Street,

4 THENCE Southerly along the Westerly side of St. Felix Street, two  
5 hundred and fifteen (215) feet;

6 THENCE Westerly parallel with Lafayette Avenue and part of the  
7 distance through a party wall, one hundred and eighty-five (185) feet  
8 one-half (1/2) of an inch to the Easterly side of Ashland Place;

9 THENCE Northerly along the Easterly side of Ashland Place, two hundred  
10 and fifteen (215) feet two and one-quarter (2 1/4) inches to the corner,  
11 the point or place of BEGINNING.

12 PARCEL B

13 BEGINNING at the corner formed by the intersection of the Southerly  
14 side of Lafayette Avenue (90 feet wide) with the Westerly side of  
15 Ashland Place (Irregular width) as said streets appear on the Final  
16 Topographical Maps of the City of New York for the Borough of Brooklyn;

17 RUNNING THENCE Southerly along the Westerly side of Ashland Place,  
18 94.17 feet to an angle point;

19 THENCE Southerly along the Westerly side of Ashland Place along a line  
20 forming an interior angle with the preceding course of 179 degrees 58  
21 minutes 47 seconds, 292.51 feet to an angle point;

22 THENCE Southerly along the Westerly side of Ashland Place along a line  
23 forming an interior angle with the last mentioned course of 177 degrees  
24 38 minutes 04 seconds, 21.21 feet to an angle point;

25 THENCE Southerly along the Westerly side of Ashland Place along a line  
26 forming an interior angle with the preceding course of 181 degrees 31  
27 minutes 04 seconds, 21.73 feet to an angle point;

28 THENCE Southerly along the Westerly side of Ashland Place along a line  
29 forming an interior angle with the last mentioned course of 180 degrees  
30 30 minutes 24 seconds, 21.65 feet to an angle point;

31 THENCE Southerly along the Westerly side of Ashland Place along a line  
32 forming an interior angle with the preceding course of 178 degrees 12  
33 minutes 02 seconds, 21.95 feet to an angle point;

34 THENCE Southwesterly along a line forming an interior angle with the  
35 last mentioned course of 114 degrees 19 minutes 06 seconds, 9.17 feet to  
36 the Northeasterly side of Flatbush Avenue (110 feet wide) as said street  
37 appears on the Final Topographical Maps of the City of New York for the  
38 Borough of Brooklyn;

39 THENCE Northwesternly along said Northeasterly side of Flatbush Avenue  
40 (110 feet wide), 371.37 feet;

41 THENCE Northerly along a line forming an interior angle with the East-  
42 erly side of Flatbush Avenue (110 feet wide) 156 degrees 44 minutes 32  
43 seconds, 18.49 feet;

44 THENCE Westerly along a line forming an interior angle with the last  
45 mentioned course 271 degrees 42 minutes 46 seconds, 2.99 feet;

46 THENCE Northerly parallel with the easterly side of Flatbush Avenue  
47 (Temple Square) and along a line forming an exterior angle with the last  
48 mentioned course of 88 degrees 50 minutes 32 seconds, 109.30 feet to the  
49 Southerly side of Lafayette Avenue (90 feet wide); and

50 THENCE Easterly along the Southerly side of Lafayette Avenue, 152.51  
51 feet to the corner formed by the intersection of the Southerly side of  
52 Lafayette Avenue with the Westerly side of Ashland Place, the point or  
53 place of BEGINNING.

54 PARCEL C

55 BEGINNING at a point on the Northerly side of Fulton Street (80' wide)  
56 a distance of 46 feet 10 inches (46.83) Southeasterly from the inter-

1 section of the Northerly side of Fulton Street with the Easterly Side of  
2 Rockwell Place (50' wide) and;

3 RUNNING THENCE Northeasterly at right angles to Fulton Street a  
4 distance of 65 feet 7 inches (65.58) to a point;

5 THENCE Northerly and parallel with Rockwell Place a distance of 49  
6 feet 8 inches (49.67) to a point;

7 THENCE Easterly at right angles to Ashland Place (50' wide) a distance  
8 of 25 feet (25.0) to a point;

9 THENCE Northerly and parallel with Ashland Place a distance of 55 feet  
10 1 inch (55.08) to a point;

11 THENCE Easterly at right angles to Ashland Place a distance of 100  
12 feet 6 inches (100.5) to a point on the Westerly side of Ashland Place;

13 THENCE Southerly along the Westerly side of Ashland Place a distance  
14 of 119 feet 11 inches (119.92) to a point;

15 THENCE Westerly at right angles to Ashland Place a distance of 79 feet  
16 1 inches (79.08) to a point;

17 THENCE Northwesterly 2 feet 1 inch (2.08 described, actual distance  
18 2.06) to a point;

19 THENCE Southwesterly at right angles to Fulton Street a distance of 78  
20 feet 4 inches (78.4) to a point on the Northerly side of Fulton Street;

21 THENCE Northwesterly along said Northerly side of Fulton Street 45  
22 feet (45.0) to the point or place of BEGINNING.

23 § 2. This act shall take effect immediately.