STATE OF NEW YORK

6019

2021-2022 Regular Sessions

IN SENATE

March 29, 2021

Introduced by Sen. JORDAN -- 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 an exemption for certain property from the prohibition of alcohol sales within a certain distance from a church

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-13) to read as follows:

(e-13) 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 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 Saratoga, bounded and described as follows:

ALL THOSE CERTAIN PARCELS OF LAND and the improvements thereon situate in the City of Saratoga Springs, County of Saratoga, State of New York lying Northwesterly of and adjacent to Broadway, a.k.a. New York State Route #50 and U.S. Route 9, and being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the division line between the lands of Alice M. Bode as described in Book 808 of Deeds at Page 494 on the Northeast and other lands of Alice M. Bode as described in Book 808 of Deeds at Page 496 on the Southwest with the Northwesterly line of Broadway and runs thence along said division line North 56 degrees 40 minutes 20 seconds West in part passing through the middle of the brick wall between these premises and premises adjoining on South, a distance

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

LBD10220-01-1

of 151.18 feet to its intersection with the Southeasterly line of Long Alley; thence along said Southeasterly line North 33 degrees 34 minutes 10 seconds East a distance of 34.38 feet to its intersection with the Southwesterly line of Walton Street; thence South 56 degrees 15 minutes 46 seconds East along said Southwesterly line a distance of 151.18 feet to its intersection with the Northwesterly line of Broadway; thence along said Northwesterly line South 33 degrees 34 minutes 10 seconds West a distance of 33.30 feet to the point of beginning.

BEING the same premises conveyed by Deed by John A. Slade, as Administrator of the goods, chattels and credit of Alice Maude Jenkins to Alice M. Bode dated January 1, 1967 and recorded in the Saratoga County Clerk's Office on June 5, 1967 in Liber 808 of Deeds at Page 494.

Subject to an easement granted by Alice M. Bode to Carolyn B. Siewers and Leslie J. Suprenant dated December 15, 1987 and recorded in the Saratoga County Clerk's Office in Liber 1222 of Deeds at Page 113 on December 15, 1987.

BEGINNING at the point of intersection of the division line between lands of Alice M. Bode as described in Book 808 of Deeds at Page 494 on the Northeast and other lands of Alice M. Bode as described in Book 808 of Deeds at Page 496 on the Southwest with the Northwesterly line of Broadway, a.k.a. New York State Route #50 and U.S. Route 9, and runs thence along said Northwesterly line South 33 degrees 34 minutes 10 seconds West a distance of 22.83 feet to its point of intersection with the division line between the lands of Alice M. Bode as described in Book 808 of Deeds at Page 496 on the Northeast and the lands of James W. and Christine Breitenfeld as described in Book 1085 of Deeds at Page 323 on the Southwest; thence along said division line and the division between the buildings located at 493 and 495 Broadway North 56 degrees 40 minutes 20 seconds West a distance of 106.98 feet to its point of intersection with the division line between said lands of Bode on the Southeast and the lands of John F. Baker as described in Book 1350 of Deeds at Page 773 on the Northwest; thence along said division line North 33 degrees 34 minutes 10 seconds East a distance of 22.83 feet to a point on the first herein described division line; thence along said division line South 56 degrees 40 minutes 20 seconds East, in part passing through the middle of the brick wall between these premises and premises adjoining on North, a distance of 106.98 feet to the point of beginning.

BEING a portion of the premises conveyed by Deed by John A. Slade, as Administrator of the goods, chattels and credit of Alice Maude Jenkins to Alice Bode dated January 1, 1967 and recorded in the Saratoga County Clerk's Office on June 5, 1967 in Liber 808 of Deeds at Page 496.

TOGETHER with the appurtenances and all the estate which the decedent had at the time of the decedent's death in the subject premises, and also the estate therein, which the Party of the First Part has or has power to convey and dispose of, whether individually, or otherwise.

§ 2. This act shall take effect immediately.