STATE OF NEW YORK

10376

IN ASSEMBLY

May 21, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Kelles) -- read once and referred to the Committee on Economic Development

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-16) to read as follows:

(e-16) 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 constitutes a premises for the sale of food or beverages at retail for consumption on the premises located wholly within the boundaries of the city of Ithaca, county of Tompkins, bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Ithaca, County of Tompkins and State of New York, being more particularly bounded and described as follows:

BEGINNING at a point marked in the west street line of North Cayuga Street, which point is marked by a drill hole and which point is also located 214' +/- northerly along said street line from its intersection with the north street line of West Buffalo Street;

RUNNING THENCE North 00° 03' 52" East along the west street line of North Cayuga Street a distance of 185.96' to a point in the south street line of West Court Street which point is 0.9' southwesterly of a point at which a traffic signal pole is located;

RUNNING THENCE South 89° 43' 33" West along the south street line of West Court Street a distance of 200.79' to a point in said street line that is marked by a nail found, which point is also the northeast corner of premises now or formerly of Tompkins County Senior Citizens Council,

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

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Inc. (hereinafter referred to as "TCSCC")(Liber 776 of Deeds at page 266);

RUNNING THENCE South 00° 03' 05" West along said premises now or formerly of TCSCC a distance of 100.00' to a point;

RUNNING THENCE North 87° 46' 28" West along said premises now or formerly of TCSSC a distance of 5.23' to a point, which point is South 87° 46' 28" East a distance of 12.27' from a point marked by a nail found in the east line of said premises now or formerly of TCSCC;

RUNNING THENCE South 00° 03' 52" West along the east line of said premises now or formerly of TCSCC a distance of 85.55' to a point marked by a pin found, which point is also the northwest corner of premises now or formerly of Seaney (Instrument No. 586336-005)

RUNNING THENCE North 89° 54' 16" East along the north line of said premises now or formerly of Seaney a distance of 205.99' to a point in the westt street line of North Cayuga Street and the point or place of beginning.

§ 2. This act shall take effect immediately.