STATE OF NEW YORK

6895

2023-2024 Regular Sessions

IN SENATE

May 15, 2023

Introduced by Sen. PERSAUD -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend chapter 238 of the laws of 2021 relating to permitting the use of municipal space for outdoor dining, in relation to the definition of non-contiguous municipal public space

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

Section 1. Paragraph (iv) of subdivision (b) of section 2 of chapter 238 of the laws of 2021 relating to permitting the use of municipal space for outdoor dining, as amended by chapter 165 of the laws of 2022, is amended to read as follows:

(iv) is separated from the licensed premises only by **one or more of the following:** a pedestrian thoroughfare**, a thoroughfare primarily restricted to use by bicycles, or a portion of a thoroughfare with such restrictions**; and

§ 2. This act shall take effect immediately; provided that the amendments to chapter 238 of the laws of 2021 made by section one of this act shall not affect the repeal of such chapter and shall be deemed repealed therewith.

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

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