# STATE OF NEW YORK

7130--A

Cal. No. 150

2023-2024 Regular Sessions

# IN SENATE

May 18, 2023

Introduced by Sen. COMRIE -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business -- recommitted to the Committee on Commerce, Economic Development and Small Business in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the alcoholic beverage control law, in relation to an exemption for American Legion Post 483, Queens, NY, from the prohibition of alcohol sales within a certain distance from a school

**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 within two hundred feet of a building occupied exclusively as a school, 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 Borough of Queens, county of Queens, City and State of New York, bounded and described as follows:**

**All that lot or parcel of land, situate, lying and being in the fourth yard of the borough of Queens, County of Queens, City of New York, and state of New York, a certain plot of land being lots numbered five hundred fourteen (514), five hundred fifteen (515), and five hundred sixteen (516), in block fifteen (15) on a certain map entitled "Map of Rosedale Terrace," surveyed December 1905, and May 1906, by Evans Bronx,**

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

LBD11526-03-4

Jamaica, NY, and filed in the office of the Clerk of said county of Queens, on the 18th day of February, 1907, and known as Map number 418, No. 2. said premises being situated on the southeast corner of Brookville Boulevard, and Stratford Avenue, Rosedale, Queens County, New York being a plot with a frontage on Brookville Boulevard, of approximately sixty (60) feet and a frontage on Stratford Avenue, of approximately seventy-four (74) feet, irregular. Together with the appurtenances and all the estate and right of the length of that first part, in and to said premises.

Being and intended to be the same premises described in a deed from George Deutch and Angela Deutch to Rosedale-Laurelton American Legion Post 483 dated August 29th, 1934 and recorded with the Queens County Office of the Register August 31st, 1934 in the Queens County City Register File Number 18865.

§ 2. This act shall take effect immediately.