

# STATE OF NEW YORK

9428

## IN SENATE

May 15, 2024

Introduced by Sen. WEBB -- 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:

1 Section 1. Subdivision 7 of section 64 of the alcoholic beverage  
2 control law is amended by adding a new paragraph (e-16) to read as  
3 follows:

4 (e-16) Notwithstanding the provisions of paragraph (a) of this subdivi-  
5 vision, the authority may issue a retail license for on-premises  
6 consumption for a premises which shall be located within two hundred  
7 feet of a building occupied exclusively as a church, synagogue or other  
8 place of worship, provided such premises constitutes a premises for the  
9 sale of food or beverages at retail for consumption on the premises  
10 located wholly within the boundaries of the city of Ithaca, county of  
11 Tompkins, bounded and described as follows:

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

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

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

23 RUNNING THENCE South 89° 43' 33" West along the south street line of  
24 West Court Street a distance of 200.79' to a point in said street line  
25 that is marked by a nail found, which point is also the northeast corner  
26 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.

LBD15617-01-4

1 Inc. (hereinafter referred to as "TCSCC")(Liber 776 of Deeds at page  
2 266);

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

5 RUNNING THENCE North 87° 46' 28" West along said premises now or  
6 formerly of TCSSC a distance of 5.23' to a point, which point is South  
7 87° 46' 28" East a distance of 12.27' from a point marked by a nail  
8 found in the east line of said premises now or formerly of TCSCC;

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

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

17 § 2. This act shall take effect immediately.