STATE OF NEW YORK

10525

IN ASSEMBLY

March 6, 2026

Introduced by M. of A. BORES -- 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; and providing for the repeal of such provisions upon expiration thereof

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-18) to read as follows:

(e-18) 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 Manhattan, county of New York, city and state of New York, bounded and described as follows:

Any licensed retailer located on the first floor and basement of all that certain plot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being in the Borough of Manhattan, City, County and State of New York, bounded and described as follows:

BEGINNING at a point formed by the intersection of the westerly side of Second Avenue with the northerly side of 53rd Street, running thence Northerly along the westerly side of Second Avenue, 25 feet 5 inches, thence Westerly and parallel with 53rd Street and through the center of a party wall, 61 feet 5 inches, thence Southerly parallel with Second Avenue, 25 feet 5 inches to the northerly side of 53rd Street, and thence Easterly along the northerly side of 53rd Street, 61 feet 5 inches to the point of place of beginning.

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

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SAID PREMISES also being known as and by the street address 1003 Second Avenue, New York, New York and designated as Block 1327, Lot 21 as shown on the tax map of the City of New York, County of New York.

§ 2. This act shall take effect immediately; provided, however, that upon the sale or transfer of the parcel detailed in paragraph (e-18) of subdivision 7 of section 64 of the alcoholic beverage control law, as added by section one of this act, such paragraph shall expire and be deemed repealed unless the licensee immediately obtains a leasehold upon such sale or transfer of such parcel as part of the sale or transfer. If the licensee obtains such a leasehold, such paragraph (e-18) pertaining to such parcel shall expire and be deemed repealed upon the end or termination of such lease. The state liquor authority shall notify the legislative bill drafting commission upon notification by the licensee of the sale, transfer or termination of the leasehold, or non-renewal of the leasehold in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law.